



City of Miami Springs, Florida

The Miami Springs City Council held a **REGULAR MEETING** in the Council Chambers at City Hall on Monday, June 24, 2013, at 7:00 p.m.

1. Call to Order/Roll Call

The meeting was called to order at 7:04 p.m.

The following were present:

Mayor Xavier M. Garcia
Vice Mayor Michael Windrem
Councilman Billy Bain
Councilman George V. Lob
Councilman Jaime A. Petralanda

Also Present:

City Manager Ronald K. Gorland
Assistant City Manager/Finance Director William Alonso
City Attorney Jan K. Seiden
Chief of Police Peter G. Baan
Recreation Director Omar L. Luna
Golf and Country Club Director Paul O'Dell
City Clerk Magalí Valls
Clerical Assistant Elora R. Sakal

2. Invocation: Mayor Garcia offered the invocation.

Salute to the Flag: The audience participated.

3. Awards & Presentations:

3A) Yard of the Month Award – July 2013 – Jorge Calil – 1015 Dove Avenue

Mayor Garcia presented the Yard of the Month Award to the Calil family of 1015 Dove Avenue.

3B) Officer of the Month Award – May 2013 – Officer Tomás López

Chief of Police Peter G. Baan presented the Officer of the Month Award for May 2013 to Officer Tomás López who was nominated by Sergeant Quintanilla, who was out of town, therefore, he would be reading the nomination letter.

Chief of Police Baan stated that on April 18, 2013, Officer López and Officer Núñez were dispatched to the 300 block of South Royal Poinciana in reference to an anonymous complaint of a suspicious male looking into vehicles. Officer Nuñez discovered a black Jeep that appeared to have just been burglarized in the parking lot on the east side of 333 South Royal Poinciana.

Chief of Police Baan continued explaining that Officer Núñez and Officer Quintanilla began to look for the subject in the parking lot as Officer López arrived on the scene. Officer López stayed on the road side of the 300 block of South Royal Poinciana and within seconds later, he found the subject matching the complainant's description walking westbound from the building. The subject was immediately detained by Officer López and his investigation began. After Miranda warnings, the subject admitted to checking several vehicles in the building parking lots but stated that he was only successful in making entry into a black Jeep.

Chief of Police Baan commented that the suspect also admitted to taking a flashlight and attempting to remove a bicycle that was locked to a bicycle rack on the rear of the Jeep. Further investigation revealed that the suspect had stolen other items that were reported burglarized in the Miami-Dade jurisdiction. This led to additional burglary charges for that defendant on the same night. On May 7, 2013, Officer López responded as a backup unit to a call of two suspicious females walking the area of the 200 block of DeLeon Drive with a baby stroller.

Chief of Police Baan said that moments later Officer López found and detained the two females who matched the description. An investigation on the scene revealed that the suspects had just burglarized several vehicles in the area and were also found in possession of stolen property and hidden in the baby stroller. The females were arrested and likely face additional burglary charges. In the past three weeks, Officer López has apprehended several burglars, leading to several charges, recovered property and cases being closed.

Chief of Police Baan stated that Officer López is one of their rookies and has been working for the City for approximately three years. He is a transplant from the Hialeah Police Department where he retired. He does a great job and he appreciates his rookie enthusiasm. He awarded Officer López with a plaque for Officer of the Month.

4. Open Forum:

No speakers.

5. **Approval of Council Minutes:**

5A) **06-10-2013 – Regular Meeting**

Minutes of the June 10, 2013 Regular Meeting were approved as written.

Councilman Bain moved the item. Councilman Lob seconded the motion which was carried 5-0 on roll call vote.

6. **Reports from Boards & Commissions:**

6A) **06-11-2013 – Recreation Commission – Cancellation Notice**

Cancellation Notice of the June 11, 2013 Recreation Commission meeting was received for information without comment.

6B) **06-12-2013 – Golf and Country Club Advisory Board – Minutes**

Minutes of the June 12, 2013 Golf and Country Club Advisory Board meeting were received for information without comment.

6C) **06-13-2013 – Board of Parks and Parkways – Minutes**

Minutes of the June 13, 2013 Board of Parks and Parkways meeting were received for information without comment.

6D) **06-17-2013 – Revitalization and Redevelopment Ad-Hoc Committee – Cancellation Notice**

Cancellation Notice of the June 17, 2013 Revitalization and Redevelopment Ad-Hoc Committee meeting was received for information without comment.

6E) **06-18-2013 – Education Advisory Board – Cancellation Notice**

Cancellation Notice of the June 18, 2013 and August 20, 2013 Education Advisory Board meetings was received for information without comment.

7. **Public Hearings:**

7A) **Second Reading – Ordinance No. 1055-2013 – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 70-02, Red Light Camera Enforcement, by Adopting and Implementing the Amendments and Newly Enacted Provisions of State Law Contained in CS/CS/HB7125, Codified as Chapter 2013-160, Laws of Florida; Providing for the Adoption and Implementation of Future Amendments and Statutory Provisions; Authorizing the Creation of a Local Hearing Officer Process Consistent with State Law; Repealing All Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 5-28-2013 – Advertised: 5-31-2013 – Postponed: 6-10-2013 – Advertised: 06-13-2013)**

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

Attorney Seiden stated that the only change since the first reading of the ordinance was the addition of the codification number that was put into effect by the Governor executing the bill.

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

Councilman Lob moved the item. Councilman Petralanda seconded the motion.

To answer Councilman Bain's question, Attorney Seiden stated that the way the original Ordinance was drafted when the City established the Red Light Camera program, a provision was simply added that stated that the City adopts State Law. The State Law has changed so this provision now says that the City adopts what was there and all amendments now and subsequent changes. The two major changes that were made were a local hearing officer process and a supplement to the language regarding right hand turns.

City Attorney Seiden stated that people used to be ticketed on right hand turns subject to a standard that was in the statute which is still in place. In addition to that, the new legislation says that if at any point a driver is approaching the signal and makes a complete stop either before or after the line at the intersection, they cannot receive a ticket for a right hand turn. The intent was to lessen the impact of tickets on right turns.

The motion was carried 5-0 on roll call vote.

8. Consent Agenda:

8A) Recommendation that Council Approve a Change Order of \$1,000.00 to Rubin Brown, LLP for Tax Return Preparation as Part of the CMI Historic Tax Credit Transaction, Pursuant to Section 31.11 (F) (11) (a) (2) of the City Code

City Manager Ronald K. Gorland read the title of the award as follows:

"In August 2012, Council approved an expenditure of \$11,250.00 to Rubin Brown, LLP for accounting and tax work related to the CMI historic tax credit transaction. An additional \$1,000.00 is needed to cover costs associated with the work. Funding comes from the Historic Tax Credit related to CMI and there will be no impact on the General Fund Budget."

Vice Mayor Windrem moved the item. Councilman Lob seconded the motion which was carried 5-0 on roll call vote.

9. Old Business:

9A) Appointments to Advisory Boards by the Mayor and Council Members

None.

9B) Recommendation that Council Waive the Competitive Bid Process and Approve a Lease Agreement with Club Car's Affiliated Financing Source, Ingersoll-Rand Financial Services (IRFS), in the Amount of \$258,750.00 for Seventy-Five (75) 2014 Gasoline Powered Carts, for a Five-Year Term, Pursuant to Section 31.11 (E) (6) (g) of the City Code (Item was pulled during the 6-10-13 meeting)

City Manager Ronald K. Gorland read the recommendation and noted that Ingersoll-Rand Financial Services was listed by error and it should read Agricredit Acceptance, LLC.

Councilman Lob moved the item. Vice Mayor Windrem seconded the motion.

To answer Councilman Petralanda's question, Paul O'Dell responded that historically, electric golf carts last approximately three years. There is a situation now at the Country Club where the carts are running out of power. They can be repaired, but they will only get another year of use and the expense will overrun. Another reason is that the Police Department and the Parks and Recreation staff use the golf carts on a regular basis for different functions within the City and they need to take the chargers with them.

Golf Director O'Dell commented that many guests get stuck out in the golf course because the carts run out of battery and someone will have to drive to them and give them another cart. One of the reasons for choosing Club Car is that there will be a savings of \$7.15 per cart which is a total of \$536.25 a month or \$6,435 a year compared to what the City has been paying for the last four years. The cost will be less, and the carts will be new.

Golf Director O'Dell stated that there will be virtually no carbon footprints with the new carts. The gas carts suit the needs of the Country Club far better than the battery carts.

Councilman Petralanda disagreed with Golf Director O'Dell. He said that whether the carts are operated by battery or gas, they will run out of either one. If there are 75 carts on the course all running on gas, the air quality will not be good for the residents or the golfers. If Golf Director O'Dell needs his vote for this item, he is going to have to look at the statistics on the carbon footprints because he is concerned about the quality of life for the residents and the golfers.

The motion carried 4-1 on roll call vote with Councilman Petralanda casting the dissenting vote.

Mayor Garcia asked for the Administration to provide the information that Councilman Petralanda requested although the recommendation was approved.

9C) Annexation Litigation Update

City Attorney Jan K. Seiden stated that a number of documents were included in the packet for informational purposes. The first document is a copy of the motion that the City's attorneys have filed on behalf of the City. The motion dismissed just like the County's did following tracking the County's same position that was discussed at the last meeting. The plaintiffs have filed a motion for preliminary injunction which is virtually identical to the complaint.

City Attorney Seiden said that these cases linger in the court system until there is a hearing by one side or another. In the agenda packet there is a copy of a Notice of Hearing that the City and the County received. The particular Judge assigned to this case has given a hearing on the motions to dismiss the complaint all the way up to September 24th of this year. He cannot anticipate what the Plaintiff's motivation is, but they probably filed the motion for preliminary injunction with an eye towards trying to get a hearing earlier than September 24th.

City Attorney Seiden commented that if the Plaintiff can get a hearing earlier and they can get the court to agree with them, that would in effect give them relief to stop the process. Until a court order is issued, unless the County Commission deems to do it on their own, they are under no legal requirement to stop it simply because of the filing of the complaint. As of this time, it has been confirmed to him that they believe they are going to have their committee meeting on the four city annexation on July 11th and that it will go forward without any issues.

City Attorney Seiden noted that one of the things that occurred that he was not aware of until last week was that the County has already had a first reading on an Ordinance that impacts part of the case. There is a County provision that deals with the issue of creating enclaves by granting annexations. He has been notified that the County has already passed on first reading an ordinance that basically removes that ordinance from the County code. He is hopeful that it will continue to go forward under the County processes.

City Attorney Seiden said that the basic theory of the amendment is to remove that issue. It is important to the City because it is one of the issues that were raised against the City in the litigation since the annexation the City is purporting to do would in fact create an enclave by going forward. By eliminating this provision, it would certainly be helpful for the City. The second reading by the County Commission will be a public hearing sometime in the future and unless and until the City gets an earlier hearing date, or the Plaintiffs get an earlier hearing date, the litigation will remain in status quo.

City Attorney Seiden added that there has been a complaint filed, there have been responses filed by Motions to Dismiss by the two parties. The next step is for the Court to rule on the Motions to Dismiss or the recently filed Verified Motion for Preliminary Injunction. In order to do this, there must be a hearing and right now the only hearing scheduled is in September.

(Agenda Item 10F was discussed at this time)

10. New Business:

**10A) Authorization to Award Energy Conservation Measures Contract to ConEdison;
Authorization to Execute Energy Performance Contract Between City and ConEdison**

City Manager Ronald K. Gorland read the memo which stated that the City notified all ten Energy Performance Contractors under the State of Florida contract award, of the opportunity to respond to the City's Statement of Interest (SOI) and the City received three responses of interest, which were from ConEdison, ESG, and Trane. An evaluation committee met with each company to discuss their overall programs. All three vendors were directed to provide their Preliminary Audits on or before May 8th.

City Manager Gorland stated that responses were received from ConEdison and ESG and after careful evaluation, each company met with staff to discuss their Preliminary Audits, assessments, and their sample contracts. Unanimously, the evaluation committee agreed that ConEdison should be selected to perform an Investment Grade Audit (IGA).

The overall selection was based on the following:

- ConEdison had a more thorough Preliminary Audit
- ESG's cost is \$10,000 vs. ConEdison's cost of zero for performing an IGA
- BGA, Inc. is a ConEdison Solution Company which is a large well known, multifunction company

City Attorney Seiden stated that if the City were to sign the contract with ESG and then decide not to go through with it, there would be a \$10,000 penalty. With the ConEdison contract, the City can go through the same process and if they decide not to go through with it, they would not be responsible for anything. If Council were to agree to this, ConEdison will then spend a number of weeks in the various City buildings to determine what ways they can save the City energy costs.

City Attorney Seiden commented that the theory is that the company will come back with a list of things that can be done to save energy and Council can then pick and choose what they would like to work on from that list. The theory of these contracts, based upon the State of Florida, is two-fold. Whatever money that is spent by the City on a monthly or annual basis, the City would get those savings in return by the work that is being done. Theoretically, there would be a zero impact to the General Fund in regard to this program.

City Attorney Seiden stated that the City receives a guarantee by ConEdison that says that the City will get the savings per month so long as the parameters of the usage are not changed. If for some reason the numbers fall short, ConEdison pays the difference and the City can get them to post the bond to be sure that they pay it. All that is being asked now is to have their employees work with the City employees to go to each building, street, field, pipe, and light to determine what ways the City can save money from an energy standpoint. Once they come back with their findings, it will be up to the City to determine whether to move forward or not.

Councilman Petralanda asked if they will be able to tell how long it will take before the City gets their initial investment back and City Attorney Seiden responded that it would come out as part of the study and it depends upon what they find, how much needs to be done and how much the City wants done.

Councilman Lob moved to approve the selection and authorize the City Manager to sign the contract. Councilman Petralanda seconded the motion which was carried 5-0 on roll call vote.

10B) Recommendation that Council Waive the Competitive Bid Process and Approve an Expenditure of \$19,584.00 to C. R. DeLongchamp for Building Rental, Pursuant to Section 31.11 (E) (6) (g) of the City Code and Pursuant to the Contract Renewal Option Provided by the City's Existing Contract/Contract Vendor for an Additional Twelve-Month Period

City Manager Ronald K. Gorland read the recommendation.

Councilman Lob moved the item. Councilman Bain seconded the motion which was carried 5-0 on roll call vote.

10C) Consideration of Recommendations from the Board of Parks and Parkways

City Manager Ronald K. Gorland read the recommendations as follows:

Based on their actions taken at their meeting of June 13, 2013, the Board of Parks and Parkways members would like to bring the following recommendations to the attention of the City Council:

1. *“Entrance at Curtiss Parkway and Hunting Lodge Drive*

“Board member Priess recommended that Council consider adding landscaping at the entrance into Miami Springs from Curtiss Parkway and Hunting Lodge Drive and consider the use of at least two sable palms and landscaping that would cover the electrical housing behind the seal. Vice Chair Ansbaugh seconded the motion which was carried unanimously on voice vote.

Vice Chair Ansbaugh recommended that Council consider either of the following:

- a) Changing the lights in the park across from the driving range at Curtiss Parkway so that they are spot lights and not flood lights.*
- b) Changing the flood light color to a softer color so that the lights are not in the eyes of drivers.*
- c) Changing the light structure to surround the lights with some ground coverage such as giant liriop.*

Board member Johnston seconded the motion which was carried unanimously on voice vote.”

2. *Signage of Churches and Organizations*

“Vice Chair Ansbaugh made a recommendation to the City Manager that the signage for churches and organizations on Curtiss Parkway and Morningside Drive be unified with a permanent structure that would include the placement of those signs and landscape around it if necessary. It is also suggested that the sponsors of those signs be asked to replace them if they feel that they are not aesthetically pleasing as they themselves would want them to be. Board member Brooks seconded the motion. The motion was carried unanimously on voice vote.”

3. *Yard of the Month Nominations*

- a) “Chair Richey asked for all those in favor of 1015 Dove Avenue being the July Yard of the Month. The Board members agreed by consensus.”*
- b) “Chair Richey asked for all those in favor of 350 Navarre Drive being the September Yard of the Month. The Board members agreed by consensus.”*

c) "Chair Richey asked for all those in favor of 500 Plover Avenue being the October Yard of the Month. The Board members agreed by consensus."

Mayor Garcia asked if other Board members make recommendations for the Yard of the Month and he was informed by Board Secretary Sakal that all of the Board members make recommendations.

Councilman Lob moved to approve all three Yard of the Month nominations. Vice Mayor Windrem seconded the motion which was carried 5-0 on roll call vote.

Mayor Garcia feels that it is a good idea to cover up the electrical box and things around the seal. The seal was recently replaced because of an accident that occurred in that area and that is why the greenery is no longer there.

To answer Mayor Garcia's question, City Attorney Seiden replied that the Board was only making suggestions and it is within their jurisdiction.

Councilman Bain stated that the City recently purchased trees and maybe some of those trees can be used in that area instead of purchasing more trees.

City Manager Gorland asked if Council would like the Administration to come up with a plan and Council agreed.

City Attorney Seiden said that Council can approve the concept of adding landscaping at the location and leave it to the City Arborist to determine whether or not this suggestion is appropriate or if he would recommend that it be done some other way so as not to block the access to the electrical work.

Councilman Lob moved the recommendation as stated by the City Attorney.

Mayor Garcia commented that unless a Council member feels that a Board is making a recommendation that is out of their jurisdiction, then he is in agreement with the Administration having the say over such recommendations besides the Yard of the Month nominations.

City Attorney Seiden clarified that Council is giving general direction to Management that they agree with the concepts, but are giving the recommendation to Staff in order to make a determination as to the appropriate way to handle the matter.

Councilman Bain asked if Staff was going to bring back their recommendation with the associated cost for Council approval and City Manager Gorland responded that it would depend on the amount.

Councilman Lob withdrew his motion.

By consensus, Council agreed with the recommendations that were made by the Board of Parks of Parkways.

10D) Fiscal Year 2013-2014 Budget First Pass and Millage Cap Discussion

City Manager Ronald K. Gorland stated that Assistant City Manager/Finance Director Alonso prepared a great document and he will explain the documents that were provided in the agenda packet. Each Council member will be spending a lot of time reviewing these documents for the meeting on July 25, 2013 when they will set the millage cap.

City Clerk Magalí Valls clarified that the meeting time was at 5:01 p.m.

Mayor Garcia asked what the latest time was that the meeting can be held and City Clerk Valls replied that the time has always been set at 5:01 p.m. because Council cannot meet during regular working hours.

By consensus, Council agreed to change the July 25, 2013 meeting time to 6:00 p.m.

Assistant City Manager/Finance Director Alonso said that during the past week he has met with all Department Heads and reviewed their individual budgets in preparation for the meeting with City Manager Gorland. The preliminary estimates based on the Departmental budget requests show that the City will have a budget deficit of approximately \$587,484. This budget was based on the current millage rate of 6.9950. The millage rate required to balance the budget without any reductions would be 7.6860.

Mr. Alonso stated that the following are some basic budget assumptions used for this budget:

- Millage used is the current rate of 6.9950.
- The initial Proposed Budget assumes no further outsourcing of services, no reduction in staff and no reduction in services.
- There is no funding budgeted for the new pool/golf course project other than the \$86K already in designated fund balance for the shoring up of the pool building.
- Budget assumes a 2% cost of living increase for all operating expenditures such as fuel and utilities.

Mr. Alonso said that the General Fund budget includes approximately \$51,090 for a 4% one-time COLA for those General Employees earning under \$50,000. The General Fund impact is \$51,090, while \$23,716 will impact the two Enterprise Funds. The General Employees' pension contribution for Fiscal Year 2014 is scheduled to increase 1.23% which means that the net increase will actually be 2.77% for those eligible for the one-time COLA. Those that are not eligible, which are those earning over \$50,000, will see their earnings decrease by 1.23%.

Mr. Alonso commented that pension costs will increase by approximately \$75,000 or 7.7% for next year while workers compensation insurance is budgeted to increase \$28,000 or 10%. The total pension contribution for next year for both General Employees and Police Personnel will be \$1,057,000.

Mr. Alonso explained that there are also some assumptions that are deemed as "soft" which means that the numbers may change. The assumptions deemed as "soft" are that the projected loss at the golf course is \$451,306 and the projected revenues from the red light cameras are \$600,000.

Mr. Alonso said that the two items that he is certain will change are the following:

- The key “soft” number is the total assessed value of property received on June 1st of \$895MM. Historically, the final assessment received on July 1st has always been lower than the June 1st figure. Once the final assessment is received on July 1st, the ad valorem revenue will be recalculated and an updated budget will be provided of what the actual deficit is going to be.
- He has not received the Aetna health insurance renewal rate for next year. The consultant is working on it and it should be available in a couple of weeks.

Mr. Alonso stated that Attachment “A” shows the deficit of \$587,000 with the current millage rate of 6.9950. It also shows the budget balanced with a millage rate of 7.6860. Attachment “B” is a listing of all of the capital expenditures that the departments had requested for this year totaling \$314,976. Attachment “C” provides a listing of possible budget reduction expenditures that Council may consider to reduce in order to balance the Fiscal Year 2014 budget. Attachment “D” is a listing of infrastructure and other capital expenditures that will be required within the next five to ten years.

Mr. Alonso commented that Attachment “E” shows that at present there is \$586,316 in the designated fund balance. The \$86,316 is planned to be used for the shoring up of the pool.

Councilman Bain requested a breakdown of the tax revenues from commercial and residents and Mayor Garcia would also like to have the comparison to what it was last year.

Councilman Bain said that there should be a listing of any construction in process that does not have their occupational license.

10E) Request from the River Cities Festival Organization to Hold the Festival on April 11-12-13, 2014 and on the Second Weekend of April in the Coming Years

City Manager Ronald K. Gorland read the request.

Councilman Bain moved the item. Councilman Lob seconded the motion which was carried 5-0 on roll call vote.

(Agenda Item 10F was discussed after Agenda Item 9C)

10F) Recreation Wall of Fame Discussion

City Manager Ronald K. Gorland read the memo which stated that Councilman Bain requested a recommendation from the Recreation Director for the City to host a Recreation Wall of Fame to recognize those deserving of special recognition due to their contributions to our community recreation. It is recommended that the nomination criteria be minimal and that the nominations be submitted directly to the Recreation Commission for their review and subsequent recommendation to Council.

City Manager Gorland said that the Wall of Fame will be located in the Community Center in the basketball gym with a plaque that allows the addition of new nameplates for each induction.

Councilman Bain asked if the nominations could be limited to up to five for the first year and then three for the subsequent years.

Recreation Director Luna clarified that the nominations will go to the Recreation Commission and then their nomination will go to Council.

Councilman Petralanda asked when this program will begin and Recreation Director Luna replied that it will hopefully begin once it is approved and then they will begin accepting nominations this year to start next year.

Councilman Petralanda asked if the nominations would be based on things that people have done in the past and not from this point on and Mr. Luna agreed.

Councilman Bain disagreed and said that the nominees could currently be engaged in community recreation. There are some coaches who are coaching now that have coached for the last twenty years. He feels that the Recreation Commission and Council understand the idea.

Mr. Luna clarified that the criteria states that the nominee must have contributed substantial service for a minimum of five years. Someone who is currently coaching must have provided service for at least five years.

Mayor Garcia agreed with Councilman Bain's recommendation for a maximum of three nominations per year except for five in the inaugural year.

Councilman Bain stated that it does not have to be limited to three and it does not have to be five, which is the maximum.

City Manager Gorland said that the recommendations would be made to the Recreation Commission through the City Clerk's Office who would place the item on their agenda. The Recreation Commission might receive several nominations every year and make a final decision during a certain time period.

Mayor Bain reiterated that the first year it would be the top five nominations and then three in subsequent years.

City Attorney Seiden commented that the work done by Recreation Director Luna for this program was very well done.

Councilman Bain moved to approve the recommendation with the change that nominations be limited to five for the first year and up to three for the subsequent years. Councilman Lob seconded the motion.

City Attorney Seiden asked for clarification that the first year it is up to five, but in subsequent years no more than three and Councilman Bain responded "yes".

The motion was carried 5-0 on roll call vote.

Mayor Garcia commented that he would like updates pertaining to a specific item to be given to the Council member who proposed the item. He would like for Council members to follow up on the items they bring forward so that they have something to show for their accomplishments at the end of the year, other than what they do on a monthly basis.

Mayor Garcia thanked Councilman Bain for bringing this project before Council. He said that there are no bad ideas in "brainstorming" and the City has such rich recreational history that the Wall of Fame should have been common sense. He asked the City Attorney if he could remember the idea being brought up in the past.

City Attorney Seiden could not recall the idea being brought up in the past. When he first began working in the City, the Recreation Commission had almost as much power as the Council and over the years that has changed under the current operating system.

Councilman Bain commented that it seems that history is lost in the City and nothing has been recorded in the last twenty-five years.

City Attorney Seiden referred back to Agenda Item 9C on annexation and read Section 20-3.1 as follows:

"No proposed boundary change request shall be filed nor shall any filed request be heard, considered, or approved pursuant to Section 20-7 or 20-8 by the Board of County Commissioners when the governing body requesting the change has omitted as part of the boundary change application information on an existing enclave as defined by 20-7 (a) (1) (e) adjacent to the municipality boundaries or when the boundary change application creates a new enclave."

City Attorney Seiden said that by listening to the language, Council can see how it is directly impactful upon the litigation that has been filed against the City. Fortunately, all of those words have been stricken on first reading.

(Agenda Item 10A was discussed after Agenda Item 10F)

10G) Approval of Amendment to Professional Services Agreement Between the City of Miami Springs and American Traffic Solutions

City Manager Gorland asked Chief of Police Peter G. Baan to explain the attachment to the Agreement.

Chief of Police Baan explained that the amendment is part of the new legislation that is going into effect for the red light cameras. It requires that notifications be sent for the notices of violations. It mostly deals with the pricing that American Traffic Solutions (ATS) would like to charge customers for the notifications. It is part of the changes to the contract that need to be made so that the City can comply with the new legislation.

Councilman Bain moved to approve the item. Vice Mayor Windrem seconded the motion which was carried 5-0 on roll call vote.

11. Other Business:

11A) Scheduling of Budget Workshops Meetings on Monday, August 5, and Monday, August 19, 2013 at 6:00 p.m.

There was no discussion regarding this item.

Councilman Bain moved the item. Councilman Lob seconded the motion which was carried 5-0 on roll call vote.

12. Reports & Recommendations:

12A) City Attorney

None.

12B) City Manager

Fourth of July

City Manager Gorland reminded everybody about the Fourth of July festivities in Miami Springs, including the Classic Auto Show at the Circle on the evening of July 3rd followed by the parade at 10:00 a.m. on July 4th. The parade begins at the Community Center and continues to the Circle and back to the Golf Course with activities until 2:00 p.m.; the fireworks show begins at approximately 9:00 p.m.

Summer Recess

City Manager Gorland wished Council a great month of July during summer recess.

12C) City Council

Institute for Elected Municipal Officials (IEMO)

Councilman Petralanda attended the Florida League of Cities Institute for Elected Municipal Officials (IEMO) and met a lot of people from throughout the State. They spoke about how the different cities conduct business and it seems that Miami Springs does better than other places. It was very interesting and he learned a lot.

Institute for Elected Municipal Officials (IEMO)

Vice Mayor Windrem also attended the Institute for Elected Municipal Officials (IEMO). It was enjoyable and he learned a lot. Some cities own marinas and airports and approximately twelve cities indicated that they owned a municipal golf course. It was a very productive session and he is going to enjoy having the month of July off.

Fourth of July

Councilman Bain wished everyone a happy Fourth of July.

Happy Birthday

Councilman Lob wished the City Manager a happy birthday.

Summer Recess

Mayor Garcia wished everyone a great summer.

Miami Heat Event

Mayor Garcia had the opportunity to represent the City of Miami Springs at the Miami Heat event. It was wonderful to be in a room with every single County Commissioner and he took the opportunity to speak with them.

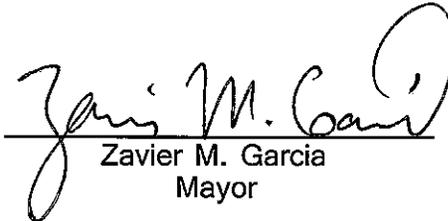
ATR North America

Mayor Garcia reported that ATR North America, an aero industry company, is moving their headquarters from Virginia to Miami Springs, although the exact location has not yet been identified. They will be investing more than \$125,000 to improve an existing facility and will bring at least forty new jobs to the area.

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13. Adjournment

There being no further business to be discussed the meeting was adjourned at 8:30 p.m.


Zavier M. Garcia
Mayor

ATTEST:


Suzanne Hitaffer, CMC
Deputy City Clerk



Approved as written during meeting of: 08-12-2013

Transcription assistance provided by Suzanne S. Hitaffer and Elora R. Sakal.

Words ~~stricken through~~ have been deleted. Underscored words represent changes. All other words remain unchanged.