



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

**Mayor Xavier M. Garcia**

**Vice Mayor George V. Lob**  
**Councilman Billy Bain**

**Councilman Michael Windrem**  
**Councilman Jaime A. Petralanda**

*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."*

### **CITY COUNCIL REGULAR MEETING AGENDA** **Monday, June 23, 2014 – 7:00 p.m.** **City Hall, Council Chambers, 201 Westward Drive**

- 1. Call to Order/Roll Call**
- 2. Invocation:** Councilman Petralanda  
**Salute to the Flag:** Audience Participation
- 3. Awards & Presentations:**
  - A) July Yard of the Month – 450 Cardinal Street – Jose and Susana Reyes
- 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) June 9, 2014 – Regular Meeting
  - B) June 16, 2014 – Special Meeting
- 6. Reports from Boards & Commissions: None**
- 7. Public Hearings: None**
- 8. Consent Agenda: (Funded and/or Budgeted)**
  - A) Recommendation by the Police Department that Council approve an expenditure to Royal Rent-A-Car of Florida, the lowest responsible quote of \$17,088.00, for the monthly rental of two vehicles (for twelve-month period), as these qualify for expenditure from the Police Law Enforcement Trust Fund, pursuant to Section §31.11 (C)(2) of the City Code
- 9. Old Business:**
  - A) Determination of the aquatic facility site plan (Bermello Ajamil & Partners (B&A)).

**10. New Business:**

A) Ordinance – First Reading – An Ordinance Of The City Council Of The City Of Miami Springs Amending Code Of Ordinance Section 150-015, Parking Of Commercial Vehicles In City Limits, To Update And Clarify Which Commercial Vehicles May Or May Not Be Parked In The Residential, Multi-Family Residential, Business, And Commercial Zoning Districts Of The City; Repealing All Ordinances Or Parts Of Ordinances In Conflict; Effective Date

B) Ordinance – First Reading – An Ordinance Of The City Council Of The City Of Miami Springs Creating Code Of Ordinance Section 103.02, Regulations Against Squatting; Providing Definitions; Prohibiting Squatting; Creating Duty To Prevent Squatting; Establishing Penalties; Providing Authority To Remove Squatters And File Liens; Delineating A Notice And Hearing Process; Creating A Presumption Of Squatting; Providing Cumulative Remedies; Establishing Immunizations Of City Officers And Staff; Severability; Repealing All Ordinances Or Parts Of Ordinances In Conflict; Directions To Codifiers; Effective Date

C) Building and Code Fee Schedule Amendment

**11. Other Business:**

A) FY 2014-2015 Base Budget Presentation


**12. Reports & Recommendations:**

A) City Attorney

B) City Manager

C) City Council

**13. Adjourn**

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Anyone wishing to obtain a copy of an agenda item may contact the City Clerk at (305) 805-5006, download the complete agenda packet from [www.miamisprings-fl.gov](http://www.miamisprings-fl.gov) or view the materials at City Hall during regular business hours.

Pursuant to Florida Statute 286.0114, the City Council provides the public with a reasonable opportunity to be heard on all matters.

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.



# **CERTIFICATE OF RECOGNITION**

Presented to

***Jose & Susana Reyes***

Of

***450 Cardinal Street***

for their home being designated as

***“YARD OF THE MONTH”  
JULY 2014***

Presented this 23<sup>rd</sup> day of June 2014.

**CITY OF MIAMI SPRINGS, FLORIDA**

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Zavier M. Garcia  
Mayor

**ATTEST**

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Erika Gonzalez-Santamaria, CMC  
City Clerk



**City of Miami Springs, Florida**  
City Council Meeting

Regular Meeting Minutes  
Monday, June 9, 2014, 7:00 p.m.

Council Chambers at City Hall  
201 Westward Drive, Miami Springs, Florida

**1. Call to Order/Roll Call:** The meeting was called to order by the Mayor at 7:05 p.m. Present were the following:

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

City Manager Ronald K. Gorland  
City Attorney Jan K. Seiden  
Police Captain Jonathan Kahn  
Public Works Director Tom Nash  
Building & Code Compliance Director H. "Tex" Ziadie  
Deputy City Clerk Suzanne S. Hitaffer

**2. Invocation:** Offered by Vice Mayor Lob.

**Salute to the Flag:** The audience participated.

**3. Awards & Presentations:**

A) June Yard of the Month – Teresa Castellanos and Ivo Jooren – 172 Melrose Drive

Mayor Garcia presented the June Yard of the Month award to Teresa Castellanos and Ivon Jooren of 172 Melrose Drive.

**4. Open Forum:** The following members of the public addressed the City Council: Arlene Hawks of 549 and 561 Payne Drive and Maria Mitchell of 830 Bluebird Avenue.

**5. Approval of Council Minutes:**

A) May 27, 2014 – Regular Meeting

Minutes of the May 27, 2014 Regular meeting were approved as written.

**Vice Mayor Lob moved to approve the item. Councilman Windrem seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.**

6. **Reports from Boards & Commissions:** None at this time.
7. **Public Hearings:** None at this time.
8. **Consent Agenda: (Funded and/or Budgeted)**

City Manager Gorland pulled agenda item 8H from the consent agenda for discussion.

A) Approval of City Attorney's Invoice for May 2014 in the Amount of \$13,911.75, as Funds were approved in the FY 13/14 Budget

B) Recommendation by Recreation Department that Council waive the competitive bid process and approve an expenditure to Power Party Events, on an "as needed basis" in the amount of \$5,855.00, for Special Event Equipment as funds were approved in the FY 13/14 Budget, pursuant to Section 31.11 (E)(6)(g) of the City Code

C) Recommendation by Elderly Services Dept. that Council waive the competitive bid process and approve an expenditure to Greater Miami Caterers, Inc., on an "as needed basis" in the amount of \$161,614.00, for Catering Services for the City of Miami Springs Senior Center's Nutrition Programs for the Elderly, as funds were approved in the FY13/14 Budget, 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 for an additional 12 month period, from August 1, 2014 through July 31, 2015, at the requested unit costs provided below

D) Recommendation by the Police Department that Council approve an expenditure to TASER International, as a sole source provider, of \$112,156.80, for fifty (50) TASER X2 devices and supplies, as these funds qualify for expenditure from the Police Law Enforcement Trust Fund, pursuant to Section §31.11 (E)(6)(c) of the City Code

E) Recommendation by the Police Department that Council waive the competitive bid process and approve an expenditure to C.R DeLongchamp, in the amount of \$19,584.00, for building rental as these funds qualify for expenditure from the Police Law Enforcement Trust Fund, 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 for an additional twelve month period

F) Recommendation by Public Works that Council waive the competitive bid process and approve the execution of a contract renewal with Crowder Gulf, for debris removal, reduction, and disposal services in the event of a hurricane, 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 for an additional one year period

G) Recommendation by Public Works that Council waive the competitive bid process and approve the execution of a contract renewal with DRC Emergency Services, for debris removal, reduction and disposal services in the event of a hurricane, 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 for an additional one year period

**Councilman Windrem moved to approve consent agenda items 8A through 8G. Councilman Petralanda seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.**

H) Recommendation by Bldg. & Code Compliance that Council waive the competitive bid process and approve an expenditure to Orlando L. Blanco, P.E., on an "as needed basis" in the amount of \$ 2,400, for Structural Engineer Plan Reviews as funds were approved in the FY 13/14 Budget, pursuant to Section §31.11 (E)(6)(g) of the City Code.

City Manager Gorland stated that there had been an increase in permits for commercial properties requiring additional structural plan reviews.

**Councilman Bain moved to approve consent agenda item 8H. Councilman Windrem seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.**

**9. Old Business:** None at this time.

**10. New Business:**

A) Presentation by Tom Nash on Main Circle Improvements

Public Works Director Tom Nash gave a PowerPoint presentation on the Circle crosswalk improvements, milling, paving and curbing replacement and an update on additional plans for the near future, including ADA improvements. Plans were also presented for improving the area along the first block of Curtiss Parkway, including a parking pad for parallel parking and a sidewalk that leads to the existing crosswalk, which were approved by Miami-Dade County. The additional work will be funded from Citizen Independent Transportation Trust (CITT) funds.

Mayor Garcia asked if CITT funds could be utilized to fix the east side of Curtiss Parkway and Mr. Nash replied that the area is maintained by the County; there is a problem because the roadway is higher than the property.

The Mayor asked to find out what it would cost to fix the problem on the east side of Curtiss Parkway to eliminate the rocks and dust and Mr. Nash agreed to check with Miami-Dade County.

Mr. Nash clarified for Councilman Petralanda that no parking spaces would be lost, but there would be some changes in order to meet ADA requirements.

B) Discussion on adoption of Ordinance prohibiting “Squatting” in the City

City Attorney Jan K. Seiden referred to the agenda memo and the discussion at the recent City/County Attorney’s meeting regarding legislation prohibiting “squatting” in the City of Coral Gables. He felt that it is better to take a proactive approach and be prepared to enforce property rights.

City Attorney Seiden added that the City Clerk received an inquiry from a real estate company asking if the City has a requirement for banks and mortgage companies to register vacant and foreclosed properties. He suggested a second ordinance to require that a registry be submitted to the City with contact information for foreclosed properties.

Nery Owens of 169 Corydon Drive spoke on the agenda item and her concerns about the vacant property at 616 East Drive.

**By consensus, Council directed the City Attorney to draft ordinances prohibiting “squatting” and requiring banks and mortgage companies to register vacant and foreclosed properties with the City.**

11. **Other Business:** None at this time.

12. **Reports & Recommendations:**

A) City Attorney: No comments at this time.

B) City Manager

City Manager Gorland reminded everyone to be prepared for hurricane season and reported that there were 181 campers for the first day of the Recreation summer camp program.

C) City Council

Councilman Windrem and Councilman Bain had nothing to report.

Vice Mayor Lob and Councilman Petralanda wished everyone a good night.

Mayor Garcia reported that the property owner on the southeast corner of Hammond and Westward Drive has an issue with her neighbor who refuses to cut a tree that goes over to her property. Since Public Works helped in the past when this was an issue, the Mayor suggested that they might be able to convince the man to trim the tree.

Mayor Garcia congratulated the Recreation Staff on the summer camp program and wished a farewell to Grace Lutheran Pastor Imhoff who will give his last sermon on Sunday, June 15<sup>th</sup>.

City Manager Gorland reminded Council about the Special meeting on Monday, June 16<sup>th</sup> to discuss the aquatic facility and commercial vehicle ordinance.

### **13. Adjournment**

There being no further business to be discussed the meeting was adjourned at 8:13 p.m.

*Respectfully submitted:*

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*Erika Gonzalez-Santamaria, CMC  
City Clerk*

*Adopted by the City Council on  
this 23<sup>rd</sup> day of June, 2014.*

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*Zavier M. Garcia, Mayor*

PURSUANT TO FLORIDA STATUTES 286.0105, THE CITY HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE CITY FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.





**City of Miami Springs, Florida**  
City Council Meeting

Special Meeting Minutes  
Monday, June 16, 2014, 7:00 p.m.

Council Chambers at City Hall  
201 Westward Drive, Miami Springs, Florida

**1. Call to Order/Roll Call:** The meeting was called to order by the Mayor at 7:10 p.m. Present were the following:

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

City Manager Ronald K. Gorland  
City Attorney Jan K. Seiden  
Recreation Director Omar Luna  
Building & Code Compliance Director H. "Tex" Ziadie  
City Clerk Erika Gonzalez-Santamaria

**2. Invocation:** Offered by Mayor Garcia.

**Salute to the Flag:** The audience participated.

**3. Discussion on the Aquatic Facility**

Mayor Garcia asked those persons wishing to speak to please come forward. The following spoke on the aquatic facility: Helen Gannon of 219 Springs Avenue, Mikey Gavila of 684 Morningside Drive and Susan Medina of 209 Chippewa Street.

A) Doral Aquatic Facility Preliminary Planning Presentation

City of Doral Vice Mayor Christine Fraga presented the feasibility study for Doral's proposed aquatic facility which is currently going out for conceptual designs. They are considering a full Olympic size pool, 25-meter pool and a water park element with barbecues and green space on the ten-acre site, with the hope of being able to generate revenue. They are looking to spend \$12-15MM, although funds are not in the budget and they have not started moving forward with the project; they are only being proactive since the community has expressed a desire for the facility.

Vice Mayor Fraga said that since Doral is close in proximity to Miami Springs they would love to share their Olympic size pool through an Interlocal Agreement, but not compete in competitive events. She does not want Doral's plans to influence the Miami Springs City Council's decision since Doral is not sure where they are going with the project.

Ms. Fraga answered questions from Council regarding Doral's proposed pool facility.

B) Presentation by Bermello Ajamil & Partners (B&A), and discussion of aquatic facility alternatives

Consultant Willy Bermello, of Bermello Ajamil & Partners, addressed the City Council and provided an oral presentation on various alternatives for the aquatic facility design. He referred to the PowerPoint presentation that was provided to Council and also discuss the cost of each design alternative.

The City Council discussed the various options and narrowed down the options to the following:

- Keep the facility below or within the \$5 million dollar budget as previously established
- Have the facility include the "hybrid" aquatic element
- Have Concept 2 of the PowerPoint presentation conceptually developed to include the elements as discussed previously and to explore Concept 3 as well for further discussion.

4. Consideration of Commercial Vehicle Code as Presented Previously on February 24, 2014.

**Ordinance** – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-015, Parking of Commercial Vehicles In City Limits, to Update And Clarify Which Commercial Vehicles May or May Not Be Parked in the Residential, Multi-Family Residential, Business, and Commercial Zoning Districts of The City; Repealing All Ordinances or Parts Of Ordinances In Conflict; Effective Date

City Attorney Seiden indicated several sections from the code that Council needed to address and referred to the agenda memo.

**After some discussion, Councilman Bain made a motion to allow the use of commercial vehicle signage and vehicle wrapping within residential districts within the City. Councilman Windrem seconded the motion which was carried by 3-2 roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem and Bain, voting Yes; Councilman Petralanda and Mayor Garcia voting No.**

**Councilman Bain made a motion to allow racks with equipment that are properly secured within residential district within the City. Councilman Windrem seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.**

**Vice Mayor Lob made a motion to maintain the height of commercial vehicles to eight (8) feet and provide for a variance process with an application fee of not to exceed \$50.00. Councilman Windrem seconded the motion which was carried by 3-2 roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem and Petralanda voting Yes; Councilman Bain and Mayor Garcia voting No.**

**4. Adjournment**

There being no further business to be discussed the meeting was adjourned at 10:15 p.m.

*Respectfully submitted:*

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*Erika Gonzalez-Santamaria, CMC  
City Clerk*

*Adopted by the City Council on  
this 23<sup>rd</sup> day of June, 2014.*

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*Zavier M. Garcia, Mayor*

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# AGENDA MEMORANDUM

**Meeting Date:** June 16, 2014

**To:** The Honorable Mayor Xavier Garcia and Members of the City Council

**Via:** Ron Gorland, City Manager

**From:** Peter G. Baan, Chief of Police

**Subject:** LETF/MSPD Rental Car Program

**Recommendation:** Recommendation by the Police Department that Council approve an expenditure to Royal Rent-A-Car Systems of Florida, the lowest responsible quote of \$17,088.00, for the monthly rental of two vehicles (for a twelve-month period), as these funds qualify for expenditure from the Police Law Enforcement Trust Fund, pursuant to Section §31.11(C)(2) of the City Code.

**Discussion/Analysis:** Monthly rental of two (2) undercover/unmarked vehicles for a twelve-month period, beginning July 1, 2014 through June 30, 2015. See attached documentation from Captain J. Kahn and quotes from Hertz Business Rental, Avis Small Business Leas Program and Royal Rent-A-Car Systems of Florida, Inc.


This expenditure and the program that it will fund will comply with the provisions of Florida State Statute 932.7055(5)(a) and Civil Asset Forfeiture Reform Act, PL 106-185.

**Submission Date and Time:** 6/17/2014 8:38 AM

<u>Submitted by:</u>	<u>Approved by (sign as applicable):</u>	<u>Funding:</u>
Department: <u>Police</u>	Dept. Head: <u><i>Peter G. Baan</i></u>	Dept./ Desc.: <u>Law Enf. Trust Funds – Rentals &amp; Leases</u>
Prepared by: <u>Leah Cates <i>lcf</i></u>	Procurement: <u><i>[Signature]</i></u>	Account No.: <u>650-2010-521.44-00</u>
Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Asst. City Mgr.: <u><i>[Signature]</i></u>	Additional Funding: <u>n/a</u>
Budgeted/Funded <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	City Manager: <u><i>[Signature]</i></u>	Amount previously approved: \$ <u>19,296.00</u> (FY13/14)
	Attorney: _____	Current request: \$ <u>17,088.00</u>
		Total vendor amount: \$ <u>17,088.00</u>

# MIAMI SPRINGS POLICE DEPARTMENT

## MEMORANDUM

**TO:** Chief Peter Baan  
**FROM:** Captain Jon Kahn   
**SUBJ:** LETF/MSPD Rental Car Program  
**DATE:** 6/2/14

Our rental car program expires on 6/30/2014. We are currently using Royal Rent-A-Car located at 3650 North West South River Drive in Miami. We have utilized them since 2003 and they have provided efficient and professional service in the past. There are numerous police agencies that are utilizing this company for rental vehicles. There are no governmental contracts still in effect.

The following are three written quotes from different rental agencies per our requirements:

### **Hertz Business Rental**

1 mid-size vehicle @ \$1,509.44 monthly / 1 upgrade vehicle @ \$1,900.47 monthly  
 $\$16,603.86 + \$20,905.23 = \$37,509.09$  for an eleven month contract

### **Avis Small Business Lease Program**

1 mid-size vehicle @ \$ 730.41 monthly / 1 upgrade vehicle @ \$1,654.20 monthly  
Insurance costs \$269.00 per vehicle per month for \$ 5,918.00 annually  
 $\$ 8,034.51 + \$ 18,196.20 + \$5,918.00 = \$32,148.71$  for an eleven month contract

### **Royal Rent-A-Car**

All vehicles regardless of mid-size, upgraded vans, suv's or pickups are \$712.00 a month. Insurance is included and Royal Rent-A Car reduced our insurance deductible from \$500.00 to \$100.00 per incident.  
 $\$712.00 \times 2 = \$ 1,424.00 \times 12 = \$17,088.00$  annually.

I would recommend utilizing Royal Rent-A-Car again, being that they are less expensive than the other companies and they have a history of providing an efficient and professional service to the City of Miami Springs.

## Jonathan Kahn

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**From:** Jerry Balester  
**Sent:** Tuesday, May 27, 2014 12:13 PM  
**To:** Jonathan Kahn  
**Subject:** Avis rentals

Avis Small Business/ Mini Lease Program  
(800) 962-1434 Lizz

Ford Fusion or similar \$730.41  
SUV Ford Edge or similar \$1,279.20  
Mini Van \$1,057.19  
Ford F-150 \$1,654.20

This includes tax of approximately 11.6 percent. This would be deducted at counter with proof of tax exemption.

Insurance (Loss Damage Waiver) is an additional \$269.00 per rental a month. Does not include liability. That would be an additional \$14.43 a day per vehicle.

Their rental programs only go for 11 months. This would have to be renewed at the end of the term.

Sent from my iPhone

[[http://www.miamisprings-fl.gov/sites/default/files/imagecache/featured/photoalbumslideshowimages/1\\_2.jpg](http://www.miamisprings-fl.gov/sites/default/files/imagecache/featured/photoalbumslideshowimages/1_2.jpg)]  
The City of Miami Springs is on Twitter<<http://www.twitter.com/miamispringsFL>> and has a website MiamiSprings-FL.Gov<<http://www.miamisprings-fl.gov>>

Please save a tree. Don't print this e-mail unless it's really necessary.

## Jonathan Kahn

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**From:** Jerry Balester  
**Sent:** Friday, May 30, 2014 9:20 AM  
**To:** Jonathan Kahn  
**Subject:** Hertz quote

Hertz Business Rental  
From Kathy 800-654-3131

The longest they rent is 330 days. This is from July 1 thru May 15 at which time it would have to be extended.

This quote is total for 330 days

Full Size \$16,603.86  
Premium \$18,987.75  
SUV Chev Equinox \$20,905.23  
Mini van \$22,191.60

This rate includes insurance. Deduct tax if tax exempt at counter when picking up vehicle.

Sent from my iPhone

[[http://www.miamisprings-](http://www.miamisprings-fl.gov/sites/default/files/imagecache/featured/photoalbumslideshowimages/1_2.jpg)

[fl.gov/sites/default/files/imagecache/featured/photoalbumslideshowimages/1\\_2.jpg](http://www.miamisprings-fl.gov/sites/default/files/imagecache/featured/photoalbumslideshowimages/1_2.jpg)]

The City of Miami Springs is on Twitter<<http://www.twitter.com/miamispringsFL>> and has a website MiamiSprings-FL.Gov<<http://www.miamisprings-fl.gov>>

Please save a tree. Don't print this e-mail unless it's really necessary.

## Car Rental \ Lease Contract

Whereas ROYAL Rent -A-Car Systems of Florida, Inc., 3650 N.W. SOUTH RIVER DRIVE - Miami, Florida 33142 (herein after referred to as 'ROYAL'), and MSPD, 201 Westward Dr Miami Spring, Florida 33166 (herein after referred to as 'MSPD'), desire to enter into an agreement, which is to be governed by the following terms, and conditions.

### Terms

Beginning \_\_\_\_\_, and expiring September 30, 2015

Upon mutual agreement this contract be extended for two additional one year periods. All conditions will remain the same, with the rates subject to increase in accordance with the preceding years Producer Prices Index (PPI). The MSPD shall, at their discretion have the flexibility to add additional vehicles or return vehicles, as their needs require.

### Delivery

Initial vehicles under the terms of this agreement will be made available at the closest ROYAL office or any office that is mutually convenient.

### Cars To Be Provided

ROYAL will provide a selection of cars, wagons, vans and trucks from which MSPD may choose. This selection will be classified into groups for pricing. From these groups, MSPD may choose the vehicles desired. During the terms of this agreement, MSPD may exchange vehicles within the same pricing groups at any time. If at any time a vehicle is disabled due to a mechanical or accidental reason, a replacement or exchange vehicle will be issued immediately upon return of said vehicle. A selection of vehicles will be made available both as to make, model and color.

### Maintenance

ROYAL will maintain the vehicles provided under this program, both as to mechanical repairs and routine maintenance. When a contract vehicle is down for service replacement or loaner vehicle will be provided immediately upon return of said vehicle. In the event of an accident a loaner or replacement vehicle will be provided at no additional charge while the damaged vehicle is repaired.

### Confidentiality

Given the nature of the use of the covered vehicles, ROYAL is fully aware of the need for confidentiality and will do everything in its power to ensure these needs.



### **Vehicle Usage**

It is understood and agreed the vehicles rented under this contract are intended for investigation and surveillance. The vehicles rented under this are not intended for used in traffic control and enforcement, nor are they intended for use in chase and apprehension or transportation of suspects under arrest. It is further understood that a situation may occur outside the control of either MSPD or ROYAL, which may require emergency use of a contract vehicle in a non-anticipated fashion.

### **Modification Of Vehicles**

ROYAL specifically agrees that MSPD may only at its own expense; apply tinting to the windows of any contract vehicle. Subsequently there will be no charge to MSPD to remove tinting if it becomes necessary.

### **Billing And Payments**

It is anticipated that MSPD will issue a purchase order to cover vehicles under this program. ROYAL will invoice MSPD on a monthly basis and payment shall be made within fifteen (15) days, following the invoice.

### **Insurance Option**

It is understood that MSPD is self-insured for third person bodily injury and property damage. The MSPD shall be responsible for all claims and losses caused by operation of all vehicles under this contract to the fullest extent provided by law. Royal will repair any and all contract vehicles at an authorized repair facility. A self-funded insurance statement shall be provided prior to pick up of contract vehicle. The MSPD will hold harmless ROYAL from all claims, losses, injuries or whatsoever, including attorney fee, court or otherwise including all appellate levels, relating to such use. MSPD shall not be responsible for any and all physical damages that occur prior to the delivery of the vehicle at any employee of MSPD.

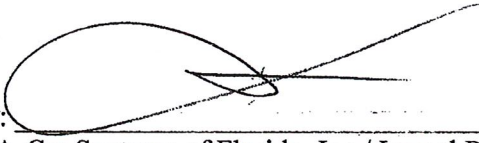
### **Collision**

In the event of an accident involving one of the rented vehicles, MSPD will be responsible for and agree to pay ROYAL for the One Hundred dollars (\$100.00) in damages to the rental vehicles per accident. Moreover, Royal will be responsible for and agrees to pay any and all amount in excess of the first One Hundred dollars (\$100.00) in damages to the rented vehicle per accident. All repairs will be handled by Royal or at ROYAL approved body shops or repair facilities.

Rate Structure

Full Size- Camry, Charger	\$712.00
Pick-Up trucks - F-150, F250,	\$712.00
SUV- Explore, XC60, XC90	\$712.00
Mini Vans- Town & Country, Caravan	\$712.00

- With Maintenance
- No Liability
- No U.M.

Accepted by:  Date: 5/30/14  
Royal Rent-A-Car Systems of Florida, Inc./ Ismael Perera, President

Accepted by: \_\_\_\_\_ Date: \_\_\_\_\_  
Miami Spring Police Department.



Miami Springs  
Police Department

Memorandum

**To:** Ronald Gorland, City Manager  
**Through:** Peter Baan, Chief of Police  
**From:** Captain Jon Kahn *Jon Kahn*  
**Subject:** 12 Month Proactive Crime Prevention Program  
(Funded by the Law Enforcement Trust Fund)  
**Date:** 6/16/2014

**Background:**

The Florida Contraband Forfeiture Act, Florida Statutes 932.701 - 932.707, provides that money, property and monies from the sale of certain properties forfeited in accordance with law shall be deposited in a Law Enforcement Trust Fund (L.E.T.F.). Expenditures from the L.E.T.F. are also governed by the provisions of the Florida Contraband Forfeiture Act. The Act states that fifteen percent (15%) of the funds forfeited on an annual basis must be utilized to fund **Crime Prevention**, Drug Education, and School Resource Officer Programs.

The Miami Springs Police Department's participation in joint investigations with Federal, State and County Agencies has resulted in substantial forfeiture seizures. The current balance of the Miami Springs Police Law Enforcement Trust Fund is in excess of eight hundred thousand dollars.

**Program Description:**

In response to the victimization of residents, business owners and tourists within the City, the Miami Springs Police Department deploys a proactive **crime prevention** task force. The targeted crimes are primarily robbery, burglary, theft and narcotics violations. The task force deploys undercover police officers in unmarked vehicles. These officers surveil the areas affected by recent crime trends and take proactive steps to deter those crimes. Strategies for deterrence will include traffic stops, field interviews of suspects and arrests if appropriate. The prime focus is to prevent the crimes from occurring.

Computer data will be utilized to analyze intelligence information gathered by the task force and other sources. Statistical analysis of recent crime trends will be utilized to assist in the effective deployment of the Task Force.

The standard police fleet vehicle may be recognized by the criminal element and can ineffective as an undercover or surveillance vehicle. This situation compromises the safety of the officer occupying the vehicle and makes undercover operations difficult. It is essential for officer safety and the success of these investigations to change vehicles frequently.

The necessity for a second undercover vehicle in this program is due to the assignment of a Miami Springs Police investigator to the South Florida High Intensity Drug Trafficking Area (HIDTA) Task Force. The HIDTA Task Force Program had initially provided a vehicle to this investigator. However, after successful asset sharing cases and the receipt of asset sharing funds by the participating agency, the HIDTA Program requires the Department to provide a vehicle for the investigator.

Royal Rent-A-Car, Inc. provides a large selection of vehicles and the ability to change vehicles, without restriction. The current contract expires on 6/30/2014. Numerous municipalities within Miami-Dade and Broward Counties utilize this company for rental vehicles. Royal Rent-A-Car was the lowest of three written quotes. See attached memo for quote information. Royal Rent-A-Car will maintain and repair the vehicles provided under this agreement, as necessary. There are no mileage restrictions. If a vehicle under contract is damaged, the City of Miami Springs will be responsible for the first \$100.00 worth of damage per accident. Royal Rent-A-Car will assume responsibility for all damage above \$100.00 to the vehicles rented under this agreement. Liability insurance in the amount of \$300,000 combined single limit per occurrence for bodily injury and property damage is provided by Royal Rent-A-Car.

One mid-size, six cylinder automobile will be utilized by the crime prevention team. The nature of the HIDTA Investigator's assignment necessitates an upgraded vehicle. The following is a breakdown of the projected cost to fund two rental (2) vehicles for the recommended 12 month program, beginning July 1, 2014.

**Program Cost Projection:**

07/01/2014 to 06/30/2015 (12 mos.)	
1 mid-size vehicle @ \$712.00/mo.	\$ 8,544.00
1 upgrade vehicle @ \$712.00/mo.	\$ 8,544.00

**Total 12 month program cost: \$ 17,088.00**

**Recommendation:**

It is recommended that the Council approve \$17,088.00 for expenditure from the Law Enforcement Trust Fund, to provide for the rental of two (2) unmarked vehicles for 12 month period. This expenditure and the program that it will fund will comply with the provisions of Florida State Statute 932.7055 (4)(a)(b).

ORDINANCE NO. \_\_\_\_\_-2014

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 150-015, PARKING OF COMMERCIAL VEHICLES IN CITY LIMITS, TO UPDATE AND CLARIFY WHICH COMMERCIAL VEHICLES MAY OR MAY NOT BE PARKED IN THE RESIDENTIAL, MULTI-FAMILY RESIDENTIAL, BUSINESS, AND COMMERCIAL ZONING DISTRICTS OF THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE**

**WHEREAS**, the City ordinance related to the parking of commercial vehicles in the City has not been reviewed or updated in many years; and,

**WHEREAS**, the City has become aware of the recent trends related to the operation of vans, trucks, and sport utility vehicles instead of standard automobiles for family purposes; and,

**WHEREAS**, it has also become apparent that many of the vehicles being used for family transportation are also being used in family businesses; and,

**WHEREAS**, the use and nature of the vehicles currently being purchased and operated for family and business purposes are sufficiently different from single use family automobiles to justify a review of the City's parking provisions; and,

**WHEREAS**, there appears to be sufficient current justification to permit the parking of certain vehicles previously categorized as "commercial vehicles" in the various zoning districts of the City; and,

**WHEREAS**, despite the current justification for the amendment of the City's commercial vehicle parking regulations, it is equally apparent that the same trends today from single purpose automobiles to larger multi-purpose vehicles requires the enactment of restrictions, limitations, and controls on the parking of the current day "commercial vehicles" within the various zoning districts of the City; and,

**WHEREAS**, the City Council has received presentations from City Staff and conducted extensive debate at public meetings regarding the updating and revising of the City's current commercial vehicle parking Ordinance; and,

**WHEREAS**, the City Council has determined that the updated, clarified, and revised provisions presented regarding the parking of commercial vehicles in the City is in the best interests of the City and its citizens:

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS:**

**Section 1:** That Code of Ordinance Section 150-015 – Parking of commercial vehicles in City limits, is hereby amended as follows:

**Sec. 150-015. - Parking of commercial vehicles in City limits.**

- (A) ~~It shall be unlawful for any person to park any commercial vehicle or truck of one-ton load capacity or over, and any motor vehicle commonly known as a bus, which term shall include vehicles, excluding station wagons, used for the transportation of school children, or any trailer with or without refrigeration motors, in or upon any public or private property, including off-street parking facilities, in any zoned residential district of the City as designated on the official zoning map referred to in § 150-003, for a period of time in excess of two hours between 7:00 a.m. and 6:00 p.m., and at any time between 6:00 p.m. and 7:00 a.m., or upon any public or private property including off-street parking facilities in any other zoning district of the City for a period of time in excess of two hours at any time, unless specific permission to do so has been secured in writing from the City Manager or his duly authorized designee. The authority to grant specific permission to deviate from the provisions of this section shall be limited as follows:~~
- ~~(1) If permission for additional parking hours only is being requested, no more than an additional seven hours for each seven day period may be granted.~~
  - ~~(2) If permission for additional days of parking is being requested, no more than seven days for each six month period may be granted.~~
  - ~~(3) Any requests in excess of the foregoing for additional parking hours or for additional days of parking may only be authorized by the securing of a variance from the City. A record of such written permission shall be maintained in the City's official records and copies provided to the police department and code enforcement officer.~~
- (B) ~~The term *commercial vehicle* as herein used shall mean a motor vehicle of the above described capacity not designated exclusively for the transportation of persons.~~
- (A) Parking of commercial vehicles in the single family residential zoning districts of the City.
- (1) The following vehicles shall be permitted to park in the single family residential zoning districts of the City as provided herein.

- (a) Approved Parking - All cars, trucks, vans, or sport utility vehicles that do not exceed 10,000 pounds of gross vehicle weight, 22 feet in length, and 8 feet in height may park in any approved parking location in any single family residential zoning district of the City.
- (b) Approved Additions to Vehicles - All cars, trucks, vans, or sport utility vehicles approved for parking in Section (a) above may also be permitted to be equipped with the following vehicle additions.
- (1) Signage
  - (2) Elevated Racks, including the carrying of ladders, pipes, lumber, or any other similar items, so long as such equipment is properly and safely secured to the vehicle.
  - (3) Equipment Cabinets and Bed Coverings, so long as such equipment is properly and safely secured to the vehicle. However, the approval of this equipment shall not be construed to allow the carrying of materials or supplies in the rear or beds of vehicles unless contained within equipment cabinets or covered in a manner which eliminates both the view of, and access to, the materials or supplies.
- (c) Specially Customized Vehicles - Any specially customized vehicles that exceed the previously established dimensions for approved parking in the Single Family Residential Zoning Districts of the City may be approved for such parking, in the sole and exclusive discretion of the City Code Compliance Department, if a written request is submitted by the vehicle owner for a determination that the subject vehicle contains specially customized features, is clearly “non-commercial” in nature and appearance, and will only be used for social driving purposes. The Code Compliance Department determination may require that any specially customized vehicles be parked in the rear or side yard of any residential property and properly screened from adjacent properties.
- (d) Residential Parking Variances - Except for the vehicles that are specially prohibited from parking in the single family residential zoning districts of the City set forth in this Ordinance, any cars, trucks, vans, or sport utility vehicles that exceed the weight, length, and height limitations for approved residential zoning district parking and are used exclusively for family transportation may apply for a variance to park in such districts. The variance process shall be conducted in the same manner and in conformity with the same standards and requirements that are applicable to the consideration of the granting of variances for alternate rear or side yard approved parking of recreational vehicles in the City.

(e) Daytime and Visitation Parking - All commercial vehicles that are providing repair or other services to any single family residential property in the City may park in any approved parking location in the residential zoning districts of the City from 8 o' clock a.m. to 5 o' clock p.m. daily. In addition, any residents of the City who regularly operate commercial vehicles as part of their employment may park their commercial vehicles at their single family residences during the aforesaid daily hours. However, such parking shall not be for the purposes of repairing, cleaning, or the stocking of the commercial vehicle.

(2) The following vehicles shall be prohibited from parking in the single family residential zoning districts of the City:

(a) The following vehicles are prohibited from parking in the single family residential zoning districts of the City, except for qualified daytime and visitation parking as previously provided in this Ordinance, to wit:

- (1) Box trucks
- (2) Equipment carriers
- (3) Trailers/tow trucks
- (4) Lunch/food trucks
- (5) Materials/supplies carriers
- (6) Commercial transport vans
- (7) Buses
- (8) Tractor trailers
- (9) Glass/mirror trucks
- (10) Other vehicles clearly designed for commercial use of carriage.
- (11) Other vehicles that present health, safety, or welfare hazards to the City.

(b) Notwithstanding any City policy, provision, custom, or code section to the contrary, none of the specifically identified vehicles in Section 2(a) above shall be eligible to seek parking approval by variance or any other means.

(B) Parking of commercial vehicles in the multi-family residential zoning districts of the City.

(1) The following vehicles shall be permitted to park in appropriately striped parking lots in the multi-family residential zoning districts of the City as provided herein.

- (a) The vehicles identified in Section (A)(1)(a) of this Ordinance.
- (b) The vehicles identified in Section (A)(1)(b) of this Ordinance.
- (c) The vehicles identified in Section (A)(1)(c) of this Ordinance.
- (d) The vehicles identified in Section (A)(1)(e) of this Ordinance.

(2) The provisions contained in Section (A)(1)(d) of this Ordinance shall



also be applicable to vehicle parking in the multi-family residential zoning districts of the City.

(3) The following vehicles shall be prohibited from parking in the multi-family zoning districts of the City.

(a) The vehicles provided in Section (A)(2)(a) of this Ordinance.

(b) Notwithstanding anything contained in Section (B)(1) above, vehicles that require more than one parking space in a single vehicle striped parking lot, despite being otherwise approved for parking in the multi-family zoning districts of the City, are hereby prohibited from parking in such districts.

(C) Parking of Commercial Vehicles in the Business/Commercial, Public Properties, and Church Use Only zoning districts of the City - for the purposes of this Section, a small commercial vehicle shall be defined as anything up to 10,000 pounds of gross vehicle weight, while a large commercial vehicle shall be defined as any vehicle in excess of the gross vehicle weight of a small commercial vehicle.

(1) Northwest 36<sup>th</sup> Street District, Abraham Tract District, and Airport/Golf District - Large and small commercial vehicles shall be allowed, provided that they are parked in appropriately striped parking lots and do not require more than one parking space, unless the property has specially designated and approved parking spaces for them. Said parking shall not be allowed for rental or sale vehicles, unless the property owner or lessee has an appropriate license for vehicle rentals or sales. No parking shall be allowed for any commercial vehicle which could present health, safety or welfare hazards to the City, unless specially approved and contained parking is provided for said vehicles.

(2) Central Business and Neighborhood Business Districts - Small commercial vehicles only shall be allowed, provided that they are parked in appropriately striped parking lots and do not require more than one parking space, unless the property has specially designated and approved parking spaces for them. Said parking shall not be allowed for rental or sale vehicles, unless the property owner or lessee has an appropriate license for vehicle rentals or sales. No parking shall be allowed for any commercial vehicle which could present health, safety or welfare hazards to the City, unless specially approved and contained parking is provided for said vehicles.

(3) Public Properties District - No parking of commercial vehicles shall be allowed on any public property, with the exception of vehicles which are providing repair, delivery or other service to adjacent properties between the hours of 8 o' clock a.m. and 5 o' clock p.m. unless otherwise approved in writing by the City Manager or his designee. No parking shall be allowed for any commercial vehicle which could present health, safety or welfare hazards to the City, unless specially approved and contained parking is provided for said vehicles.

(4) Church Use Only District - No parking of commercial vehicles shall be

allowed on any church properties, except vehicles which are providing repair, delivery or other service to the church, and vehicles used by the church for transportation (buses, vans, etc.) which fall under the definition of small commercial vehicles and are parked in appropriately striped parking lots and do not require more than one parking space, unless the church has specially designated and approved parking spaces for them. No parking shall be allowed for any commercial vehicle which could present health, safety or welfare hazards to the City, unless specially approved and contained parking is provided for said vehicles.

**Section 2:** That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

**Section 3:** That this Ordinance shall take effect immediately upon adoption.

**(THIS SPACE INTENTIONALLY LEFT BLANK)**

**PASSED ON FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2014, on a motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_.

**PASSED AND ADOPTED ON SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2014, on a motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_.

Vice Mayor Lob \_\_\_\_\_  
Councilman Windrem \_\_\_\_\_  
Councilman Bain \_\_\_\_\_  
Councilman Petralanda \_\_\_\_\_  
Mayor Garcia \_\_\_\_\_

\_\_\_\_\_  
Zavier M. Garcia, Mayor

ATTEST:

\_\_\_\_\_  
Erika Gonzalez-Santamaria, CMC, City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
Jan K. Seiden, City Attorney

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

ORDINANCE NO. \_\_\_\_\_ - 2014

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS CREATING CODE OF ORDINANCE SECTION 103.02, REGULATIONS AGAINST SQUATTING; PROVIDING DEFINITIONS; PROHIBITING SQUATTING; CREATING DUTY TO PREVENT SQUATTING; ESTABLISHING PENALTIES; PROVIDING AUTHORITY TO REMOVE SQUATTERS AND FILE LIENS; DELINEATING A NOTICE AND HEARING PROCESS; CREATING A PRESUMPTION OF SQUATTING; PROVIDING CUMULATIVE REMEDIES; ESTABLISHING IMMUNIZATIONS OF CITY OFFICERS AND STAFF; SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; DIRECTIONS TO CODIFIERS; EFFECTIVE DATE

**WHEREAS**, there are numerous vacant or abandoned properties in Miami-Dade County and the phenomenon of squatting in the County has become an increasing problem; and

**WHEREAS**, the unauthorized occupation of a residence by squatters poses numerous public safety concerns to the lawful owner or lessee and to the surrounding community, and is a public nuisance; and

**WHEREAS**, squatters have neither an ownership nor leasehold interest in the property being occupied, and are therefore not affected if a Code Enforcement lien is placed on the property, which poses enforcement difficulties in the event that the property being occupied does not comply with the maintenance of property standards set forth in the Code of Ordinances; and

**WHEREAS**, the City Council wishes to prevent future instances of squatting in Miami Springs, and to ensure that provisions are in place to remove squatters promptly from properties being unlawfully occupied;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS:**

**Section 1.** That Code of Ordinance Section 103.02, Regulations Against Squatting, is hereby created to read as follows:

Regulations Against Squatting

103.02. The following regulations and procedures are hereby enacted in order to prevent the practice of "squatting" in the City.

(A) Definitions

(1) Squatting is defined as the occupation of private property without authorization from the owner or lessee.

(2) Squatters are defined as occupants of private property without authorization from the owner or lessee.

(3) Lessee is defined to include the lessee, any sublessee, or any other legal occupant of the premises.

(B) Squatting Prohibited. Squatting is hereby declared to constitute a public nuisance, and is prohibited in the City of Miami Springs.

(C) Action to Remove Squatters. A property owner or lessee is required to take all lawful measures to prevent or remove squatters.

(D) Penalties. Any violation of the provisions of this section and shall result in a fine of \$500.00 for each day the violation remains uncured.

(E) Removal of Squatters and Lien for Costs of Removal. The City is authorized to remove squatters from private property and to secure the property. The property owner or lessee shall reimburse the City for the expenses incurred in removing the squatters and securing the property. If the property owner or lessee does not reimburse the City for the cost of removing the squatters and securing the property within 30 days of the date the City sends an invoice, then the City may lien the property for such costs and administrative fee of \$500.00 to cover administrative personnel service costs. The City's lien shall constitute a special assessment lien which may be recorded in the public records of Miami-Dade County. The lien shall accrue interest at the maximum legal rate from the date of the City's invoice until all costs and the administrative fee are paid. The City may foreclose on such lien which shall have equal dignity with a real property tax lien.

(F) Notice and Hearing. The City shall post a notice at the property indicating its intent to remove squatters and secure the property at least five days in advance of any such action. The City shall also make reasonable efforts to separately notify the property owner or lessee. The City may provide shorter notice, or act immediately, without prior notice, where warranted by an emergency, such as a danger to the occupants (i.e. unfit dwelling) or threat to public safety. Any appeal of the notice must be received by the City within three days of posting. The failure to appeal constitutes an admission that the occupants are squatters and an agreement to the remedy of removal. If an appeal is timely received, the City shall set an administrative hearing before the City Manager, and the matter shall be heard on an expedited basis prior to the removal of the

occupants, unless such prior removal is warranted by an emergency, such as a danger to the occupants (i.e. unfit dwelling) or threat to public safety, in which case the hearing shall be held on an expedited basis following the removal.

(G) Presumption. Squatting may be presumed where the occupant of the property is unable to produce a written document, such as a lease, license, or other written proof of authorization from the property owner or lessee, demonstrating that the occupant has permission to be on the property. Squatting may also be presumed where a property is listed as vacant on the abandoned property registry, and yet is occupied. Such presumptions may be rebutted if the occupant provides competent, substantial evidence demonstrating authorization to be in the premises. The presumptions stated herein are not the exclusive method for determining whether squatting is occurring on a specific property.

(H) Cumulative Remedies. The remedies provided by this ordinance are all cumulative with other remedies, including the remedies for trespass, and are not exclusive. The City may remove trespassers pursuant to state law, including cases where lawful trespass warning has been provided, and the occupants refuse to vacate the property.

(I) Immunization. Law enforcement and code enforcement officers, as well as City staff and agents, are immunized from civil or criminal liability for actions taken to remove squatters and secure property pursuant to the authority of this ordinance.

**Section 2. Severability.** That if any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

**Section 3. Repeal of Conflicting Provisions.** That all ordinances or parts of ordinances in conflict herewith, are hereby repealed.

**Section 4. Directions to Codifiers.** That the codifiers are hereby directed to codify this Ordinance in accordance with their discretion and their prior codification of the City of Miami Springs Code of Ordinances.

**Section 5. Effective Date.** That this Ordinance shall take effect immediately upon adoption.

**PASSED ON FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2014, on a motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_.

**PASSED AND ADOPTED ON SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2014, on a motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_.

Vice Mayor Lob \_\_\_\_\_  
Councilman Windrem \_\_\_\_\_  
Councilman Bain \_\_\_\_\_  
Councilman Petralanda \_\_\_\_\_  
Mayor Garcia \_\_\_\_\_

\_\_\_\_\_  
Zavier M. Garcia, Mayor

ATTEST:

\_\_\_\_\_  
Erika Gonzalez-Santamaria, CMC, City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
Jan K. Seiden, City Attorney



# AGENDA MEMORANDUM

**Meeting Date:** 6/23/2014

**To:** The Honorable Mayor Xavier Garcia and Members of the City Council

**Via:** Ron Gorland, City Manager

**From:** Harold "Tex" Ziadie, Building & Code Compliance Director

**Subject:** Changes to Schedule of Charges

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**Recommendation:** A-Based on a conversation with Councilman Bain, I am recommending a change to the Schedule of charges as shown on the attached list on page 2 item A(4i), specifically for window signs to lower the minimum permit for window signs to \$50.

B- We also discussed the \$100 fee for a review of plans by the Planning and Zoning Director, which was adopted by Council Resolution on September 10, 2012. I am recommending adding verbiage to the Schedule of Charges to allow for the possible cancellation of this fee as shown on the attached list on page 11 item F(5).

C- I am recommending that we add a fee to the Schedule of Charges of \$55 for low voltage alarm labels as shown on the attached list, on page 5 item B(5c).

D- I have taken the liberty of recommending an insertion of a line item under the Planning and Zoning fees for Commercial Vehicle Variances on page 11 item F(3).

**Discussion/Analysis:** A-The current Code requires all signs on commercial properties to be installed with a permit. It does not differentiate between different types of signs. However window signs, which are generally just some type of decal placed on the window seem to be exorbitantly priced at the minimum sign fee of \$125.00 (plus state and county fees). The only reason for requiring this permit is to insure that the window sign does not cover more than 15% of the window area as required by the Code. My recommendation is to lower the sign permit fee, specifically for window signs, to \$50. The change is shown on the attached Schedule of Charges on page 2, item number A(4i).

B- Some of the reviews done by the Planning and Zoning Director take just a couple of minutes. Others (usually for large or commercial projects) take longer. However there is no differentiation shown on the Schedule of Charges.

C- Last year, a State law (Florida Statutes #553.7930 attached below) was implemented which prohibited municipalities from requiring Alarm companies to apply for a permit to install "low voltage"



alarm systems. However it does provide for municipalities to issue permit labels at a fee of not more than \$55.

D- At the June 16<sup>th</sup> 2013 Special meeting regarding Commercial vehicles, Council agreed to lower the fee for applying for a variance on Commercial vehicles.

**Fiscal Impact (If applicable):** A- The fiscal impact will be minimal. Since October 1, 2013, 13 sign permits have been issued. Only two of those were window signs. Therefore the impact for this fiscal year would have been a reduction of \$150.00 in permit revenue.

B-The fiscal impact will be relatively small. Since October 1, 2013 we have issued 792 permits. Roughly one quarter of those required Planning and Zoning review, which would have generated \$19,800 in revenue. If one half of those ended up not being charged, the revenue reduction would be \$9,900. If one quarter of them ended up not being charged, the reduction would be \$4,950.

C- The fiscal impact will be minimal. Since October 1, 2013 we have issued 8 permits for low voltage alarm systems. The revenue loss on these permits would have been \$560 (the difference between the \$125 permit fee and the \$55 label fee which is \$70 times 8). However, the converse positive impact is that we would not have had to do any plans reviews or inspections on those permits, so in reality, it will be a positive financial impact (8 permits with one plan review and one inspection each would cost us \$70 each not counting front counter admin time). In the final analysis it will be a positive revenue impact due to the reduction of admin time:

8 permits at \$125 less cost of at least \$560=\$440 net revenue.

8 labels at \$55 with no inspector cost=\$440 net revenue with less admin time.

D- Fiscal impact is unknown at this time.

**Submission Date and Time:** 6/19/2014 3:29 PM

<u>Submitted by:</u>	<u>Approved by (sign as applicable):</u>	<u>Funding:</u>
Department: <u>Building and Code</u>	Dept. Head: <u><i>Tex Ziadie</i></u>	Dept./ Desc.: _____
Prepared by: <u>Tex Ziadie</u>	Procurement: _____	Account No.: _____
Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Asst. City Mgr.: _____	Additional Funding: _____
Budgeted/Funded <input type="checkbox"/> Yes <input type="checkbox"/> No	City Manager: <u><i>[Signature]</i></u>	Amount previously approved: \$ _____
	Attorney: _____	Current request: \$ _____
		Total vendor amount: \$ _____

553.793 Streamlined low-voltage alarm system installation permitting.—

(1) As used in this section, the term:

(a) “Contractor” means a person who is qualified to engage in the business of electrical or alarm system contracting pursuant to a certificate or registration issued by the department under part II of chapter 489.

(b) “Low-voltage alarm system project” means a project related to the installation, maintenance, inspection, replacement, or service of a new or existing alarm system, as defined in s. [489.505](#), operating at low voltage, as defined in the National Electrical Code Standard 70, Current Edition, and ancillary components or equipment attached to such a system, including, but not limited to, home-automation equipment, thermostats, and video cameras.

(2) Notwithstanding any provision of law, this section applies to low-voltage alarm system projects for which a permit is required by a local enforcement agency.

(3) This section does not apply to the installation or replacement of a fire alarm if a plan review is required.

(4) A local enforcement agency shall make uniform basic permit labels available for purchase by a contractor to be used for the installation or replacement of a new or existing alarm system at a cost of not more than \$55 per label per project per unit. However, a local enforcement agency charging more than \$55, but less than \$175, for such a permit as of January 1, 2013, may continue to charge the same amount for a uniform basic permit label until January 1, 2015. A local enforcement agency charging more than \$175 for such a permit as of January 1, 2013, may charge a maximum of \$175 for a uniform basic permit label until January 1, 2015.

(a) A local enforcement agency may not require a contractor, as a condition of purchasing a label, to submit information other than identification information of the licensee and proof of registration or certification as a contractor.

(b) A label is valid for 1 year after the date of purchase and may only be used within the jurisdiction of the local enforcement agency that issued the label. A contractor may purchase labels in bulk for one or more unspecified current or future projects.

**SCHEDULE OF CHARGES FOR BUILDING,  
PLUMBING, ELECTRICAL, MECHANICAL AND  
OTHER RELATED PERMITS AND FEES**

**A> BUILDING PERMIT FEES:**

**(1) General maintenance and repairs.** Refer to City Code Section 151.04 (H).

**(2) Upfront processing fee.** When the building permit is received, the applicant shall pay an "upfront" processing fee equal to three dollars (\$3.00) for each one hundred (100) square feet, or fractional part thereof, or three dollars (\$3.00) for each one thousand dollars (\$1,000.00) of estimated valuation, or fractional part thereof. This processing fee is not refundable but shall be credited towards the final building permit fee.

**(3) Structural processing fee.** When a building permit application requires review by the structural plans processor, a non-refundable fee of one hundred dollars (**\$100**) shall be added to the upfront fee on residential permits. Commercial permits shall be charged one hundred and fifty dollars (**\$150**). Subsequent reviews required shall be charged at the same rates per review and shall be added to the total permit fee. Special reviews or reviews that require extra time shall be charged at a per hour rate for the Structural Engineer.

**(4) General, New Construction or Additions.** The permit fee for general or new construction shall be as follows:

**a. New residences, and additions to residential property:**

- 1. Per \$1.00 of estimated cost or fractional part...(\$0.03) (estimated cost shall be established by the Building Official using the "R.S. Means Building Construction Cost Data" manual)**
- 2. Minimum fee: \$125.00**

**b. Office buildings, duplexes, hotels, apartments, condominiums, store buildings or any other commercial or multiple family zoned properties, tenant improvements, interior alterations, parking garages, warehouses with minimum office space, commercial swimming pools:**

- 1. Per \$1.00 of estimated cost or fractional part...(\$0.04) (estimated cost shall be established by the Building Official using the "R.S. Means Building Construction Cost Data" manual)**
- 2. Minimum fee: \$125.00**

**c. Concrete patios, wood decks, driveways, concrete steps, walkways, screen enclosures, parking lots, tennis courts and landscaping (residential or business):**

- 1. Minimum fee: \$125.00**
- 2. (\$0.18.8) per sq. ft. or fractional part thereof**

- d. Awnings, canopies, window, shutters, gates, wrought iron grills, doors and garage doors (residential or business):
1. Minimum fee: **\$125.00**
  2. **(\$4.38)** per each item or fractional part thereof
- e. Roof and roof repairs, general repairs over \$300.00 (residential or business):
1. Minimum fee: **\$125.00**
  2. **(\$0.13)** per sq. ft. or fractional part thereof
- f. Air conditioning screens, aluminum fences, wood fences (residential or business):
1. Minimum fee: **\$125.00**
  2. **(\$0.81)** per LF or fractional part thereof
- g. Masonry fences, wrought iron fences, retaining walls, railings (residential or business):
1. Minimum fee: **\$125.00**
  2. **(\$1.06)** per LF or fractional part thereof
- h. Chain link fences (residential or business):
1. Minimum fee: **\$125.00**
  2. **(\$0.38)** per LF or fractional part thereof
- i. Signs:
- Minimum fee: **\$125.00**
1. (\$2.50) per sq. ft. or fractional part thereof
  2. Contractor Signs: \$25.00
  3. **Window signs-\$50 (minimum fee not applicable)**
- j. Housing and building moving:
1. Per building or structure: **\$125.00**
  2. For each 100 sq. ft. or fractional part thereof: **(\$12.50)**
- k. Demolition (residential or business):
1. Minimum fee: **\$125.00**
  2. **(\$0.06)** per sq. ft. or fractional part thereof
- l. Utility sheds
1. Per building or structure: **\$125.00**
- m. **Alteration or repair (single family residential zones):**
1. **Minimum fee: \$125.00**
  2. **Per \$1000.00 of value or fractional part thereof: (\$30.00)**

**n. Alteration or repair (commercial or multiple family zones):**

**1. Minimum fee: \$125.00**

**2. Per \$1000.00 of value or fractional part thereof: (\$40.00)**

o. Minimum Permit. A Minimum Permit shall be allowed in cases where the value of the job is below \$500 and the Permit requires only one review and one inspection. Such Permit shall have a fee of fifty dollars (**\$50.00**). Minimum Permits must have the prior approval of either the Building Official, the Director of Building and Code Compliance, or his/her designee.

**(5) Valuation.** The method of determining minimum valuation on which permits are based as covered above shall be established by the **Building Official** in conjunction with the Dade County Office of Code Compliance.

**(6) Miscellaneous fees.** The City shall charge and collect the following fees for re-inspection, double permits, lost plans, revised plans, and second re-inspection fees, to wit:

a. **Re-inspection fees.** Refer to Code Section 151.06(B)(1).

b. **Double fees.** Refer to City Code Section 151.06(A).

c. **Lost plan fee.** When plans for new buildings and additions are lost by the owner or the contractor, a recertification will be required to review, stamp, and approve a new set of plans as a field copy. The fee shall be thirty (**30**) percent of the original building permit fee up to a maximum of five hundred dollars (**\$500.00**). The lost plan fee shall never be lower than one hundred dollars (**\$100.00**).

d. **Revisions to existing plans.** A fee for reviewing plans (after approval of initial plans) shall be twenty five dollars (\$25.00) per sheet, with a minimum fee of twenty five dollars (\$25.00).

e. **Extension of expired permits.** A fee of one hundred twenty five dollars (**\$125.00**) shall be paid by the permit holder who submits a written request for a permit extension as authorized under Section 304.3(b) of the South Florida Building Code.

f. **Shop drawing review.** A fee of seventeen dollars and fifty cents (**\$17.50**) per sheet shall be charged for reviewing shop drawings.

g. **Certificate of occupancy and certificate of completion.** One hundred twenty five dollars (**\$125.00**) each.

h. **Temporary certificate of occupancy and temporary certificate of completion.** Sixty-five dollars (**\$65.00**) each. Failure to renew temporary certificate of occupancy or temporary certificate of completion (**\$125.00**).

i. **Permit card replacement** shall carry a fee of thirty dollars (**\$30.00**).

j. **Change of contractor.** The fee for a change of contractor shall be twenty five (25%) percent of the original base permit fee when the job is up to fifty percent complete as determined by the City Building Official. The fee for a change of contractor shall be twenty (20%) percent of the original base permit fee when the job is between fifty one and seventy five percent complete as determined by the City Building Official. The fee for a change of contractor shall be ten (10%) percent of the original base permit fee when the job is between seventy six and one hundred percent complete as determined by the City Building Official. Notwithstanding the foregoing fee, other miscellaneous fees set forth in this Schedule of

**Charges may also be applicable in the sole and exclusive discretion of the City Building Official.**

k. **Forty year certification fee.** For every application for forty year certification under section 104.9, Florida Building Code, there shall be paid to the City, for the processing of each application, a fee of two hundred fifty dollars (**\$250.00**). For every application for subsequent recertification at ten year intervals thereafter, there shall be paid to the City, for the processing of each application, a fee of one hundred twenty five dollars (**\$125.00**).

l. **Courtesy inspection fee.** When a homeowner requests that a courtesy inspection be performed by a code enforcement officer in order to establish if any City Code violations exist, and a written report is prepared, a fee of one hundred twenty five dollars (**\$125.00**) shall be paid to the City.

m. **Change of use and occupational license inspection.** Whenever a new occupational license or new occupancy is applied for, a fee of one hundred twenty five dollars (**\$125.00**) shall be paid to the City for inspection of the premises prior to the issuance of said license. This fee is non refundable and does not apply towards the licensing fee.

n. A fee of twenty-five dollars (**\$25.00**) shall be charged for the preparation and submission of any **letters requested** by any citizen or third party regarding any building information on any property in the city.

o. A fee of fifty cents (**.50**) per \$1,000 job cost, or fractional value of work to be done as has been mandated by Dade County Code Compliance Office under County ordinance 91-74. This **code compliance fee** shall be in addition to any other fees and costs that may be payable as a condition of obtaining a permit, and shall be non-refundable.

p. A fee of one cent (**.01**) per square foot shall be paid to the City for the purpose of **Radon Surcharge** as mandated by the State of Florida Department of Business Regulation and the Department of Health and Rehabilitation Services under Florida Administrative Code Section 468.631 and Section 10D-91.1314, respectively, in addition to any other fees and costs that may be payable as a condition of obtaining a permit, and shall be non-refundable.

q. **Construction completion bond** in the amount of **\$250.00** shall be assessed on every permit which is valued in excess of \$2500.00. This bond will be refunded upon the approval of the final inspection or upon the issuance of a certificate of completion or certificate of occupancy.

r. **Special Project Fees.** The Building Official or designee has the authority to invoice for reimbursement of actual costs on projects requiring services not provided for in the current fee schedule. The invoice will be based on estimated time needed for the project times the current hourly rate of the Building Official or his designee.

s. **Conditional Re-Occupancy Agreement-\$500**

t. **Conditional Code Compliance Agreement-\$500**

u. **Unsafe Structures Board Filing-\$500 plus costs** (as billed by the Unsafe Structures Board)

(7) **Refunds.** The refunding of any permit fees shall be as follows:

a. There shall be no permit fees refunded for completed permitted work.

b. The Building Director may recommend the refund of 80% of all refundable permit fees so long as no work has commenced within 90 days of permitting and no permits have been voided. However, the fee collected for the examination of plans and specifications shall not be refundable.

c. If at any time a permit is canceled for any reason, at such time as a new permit is requested, a complete processing of plans and permit fee shall be required to include reviews by all required trades and applicable boards.

**B> ELECTRICAL PERMIT FEES:**

(1) <b>Minimum fee.</b>	<b>\$125.00</b>
a. Temporary service for testing purposes, construction (plus fees listed below for 101 amps & over)	<b>62.50</b>
b. Service repair and/or meter change (adding 3rd phase)	<b>50.00</b>
c. Temporary for testing, for a period of 30 days	<b>50.00</b>
d. Renewal, for additional 30 days	<b>50.00</b>
e. Signs (each)	<b>50.00</b>

(2) **Services.** In addition to the foregoing the following fees shall be charged for each service and each feeder (feed rail):

a. 100 amps and under	<b>37.50</b>
b. 101 amps thru 200 amps	<b>43.75</b>
c. 201 amps thru 400 amps	<b>50.00</b>
d. 401 amps thru 600 amps	<b>62.50</b>
e. 601 amps thru 800 amps	<b>68.75</b>
f. For each 100 amps over 800 amps	<b>6.25</b>

(3) **Switchboards.** Fees are the same as the fees under “services” computed on amps, as set forth in (2) above.

(4) **Rough wiring outlets.** (light, receptacle, switch, sign and also telephone and other low voltage outlets):

a. 1-10 outlets	<b>25.00</b>
b. Each additional outlet	<b>2.50</b>

(5) **Low voltage systems.** Items listed below but, not limited to:

a. Burglar alarms, television systems, fire alarm or intercom systems, each	<b>37.50</b>
Each device	<b>2.50</b>
b. Fire alarm and/or fire pump test, per hour	<b>62.50</b>
<b><u>c. Low voltage alarm labels</u></b>	<b>55.00</b>

(6) **Equipment outlets or permanent connections:**

a. Air conditioners, window and through wall units	12.50
b. Compactor	12.50
c. Deep freezer	12.50
d. Dishwasher	12.50
e. Dryer	12.50
f. Fan	12.50
g. Garbage disposal	12.50
h. Heat recovery	12.50
i. Oven	12.50
j. Range/range top	12.50
k. Refrigerator (domestic)	12.50
l. Refrigerator (commercial per HP, see motor schedule)	12.50
m. Space heater	12.50
n. Time clock	12.50
o. Washing machine	12.50
p. Water heater-boiler (electrical)	12.50
<b>(7) Air conditioners, central, per ton</b>	<b>8.75</b>
<b>(8) Clear violations inspection, new tenants</b>	<b>62.50</b>
<b>(9) Motors:</b>	
a. Up to 5 HP	12.50
b. 5 HP - 10 HP	37.50
c. Over 10 HP (additional per HP)	2.50
<b>(10) Generators, transformers, commercial heating equipment and strip heaters:</b>	
a. Up to 5 KW	12.50
b. Up to 10 KW	20.00
c. 10 KW - 25 KW, each	37.50
d. Over 25 KW, each	62.50
e. Transformers for X-rays	22.50
<b>(11) Welding machine outlets:</b>	
a. Up to 50 amps	25.00
b. Each additional 50 amps or fraction thereof	12.50
<b>(12) Special purpose outlets, commercial: Popcorn, doughnut, drink machines; coin-music machines; toasters; coffee urns; espresso machines; deep fryers; telephone booths; refrigerator display cases; etc., each</b>	<b>25.00</b>
<b>(13) Temporary work on circuses, carnivals, outdoor events...</b>	
Minimum Fee	187.50
<b>(14) Fixtures:</b>	
a. Lights:	



1. 1 - 10 sockets	12.50
2. 1 - 10 fluorescent tubes	12.50
b. Each additional	1.25
c. Lighting fixture "heads", each	8.75
d. Flood lights or light standards, each	12.50
e. Parking lot lights, mercury vapor or quartz, charge per light	12.50
<b>(15) Plugmold and strip lighting:</b>	
a. First 10 feet or fractional part thereof	31.25
b. Each 5 feet or fractional part thereafter	3.75
<b>(16) Minimum permit fee including repair work not elsewhere classified</b>	<b>125.00</b>
<b>(17) Satellite Antenna grounding</b>	<b>62.50</b>
<b>(18) Demolitions; removal of electrical circuits, per floor</b>	<b>43.75</b>
<b>(19) Swimming pools, spas and hot tubs:</b>	
a. Residential	125.00
b. Commercial	125.00
c. Residential pool & spa combination	125.00

**C> PLUMBING PERMIT FEES**

- (1) **Residential/commercial (new construction, additions, alterations). Minimum fee.** **125.00**
- a. Rough and set at eight dollars and seventy five cents (**\$8.75**) rough-in, eight dollars and seventy five cents (**\$8.75**) set on each fixture listed below if part of the same permit application. Including, but not limited to, bath tub, bidet, dishwasher, disposal, drinking fountain, floor drain, lavatory, laundry tray, clothes washer, shower, sink, urinal, water closet indirect wastes, icemaker, and water heater.
- b. Items not covered under minimum fee schedule shall be priced at a minimum per-unit or fixture rate of seventeen dollars and fifty cents (**\$17.50**) eight dollars and seventy five cents (**\$8.75**) rough-in, eight dollars and seventy five cents (**\$8.75**) set.
- (2) Water treatment plants, sewage treatment plants and lift stations.
- a. First \$1,000.00 value or fractional part thereof **93.75**
- b. Each additional \$1,000.00 value or fractional part thereof **31.25**
- (3) Natural gas and liquefied petroleum rough and set at eight dollars and seventy five cents (**\$8.75**) rough-in, eight dollars and seventy five cents (**\$8.75**) set on each fixture if part of the same permit application. (See minimum fee above.)

(4) Grease trap	43.75
(5) Interceptor	43.75
(6) Wells	43.75
(7) Sewer connection	43.75
(8) Water service	43.75
(9) Sewer capping	43.75
(10) Septic tank	62.50
(11) Soakage pit	43.75
(12) Catch basin	31.25
(13) Interceptor-grease-oil	43.75
(14) Solar water heaters, installation or repair	43.75
(15) Heat recovery systems	43.75
(16) Pool piping	43.75
(17) Drain field	43.75
(18) Pump and abandon septic tank	43.75
(19) Roof drains & area drains	43.75
(20) Lawn Sprinkler System	43.75
(21) Backflow prevention device	
Up to 2" (inches)	43.75
Over 2" (inches)	62.50
(22) Fire Sprinklers	
Each Siamese	31.25
Each Post Indicator Valve	31.25
Each Roof Manifold	31.25
Each Fire Pump	43.75
Each Sprinkler Head	0.94
Connection to municipal water supply	31.25

**D> MECHANICAL PERMIT FEES:**

The building department shall charge and collect for mechanical permits at the following rate:

**(1) Air conditioning and refrigeration:**

a. Minimum fee	125.00
b. per ton or fractional part of ton	15.00

**(2) Condensate drains:**

a. First	15.00
b. Each additional	6.25

**(3) Heating units:**

a. First 5 units, each unit	31.25
b. Each unit thereafter	18.75
c. Each and every unit capable of heating; furnaces and heating equipment, including commercial dryers, ovens, other fired objects not elsewhere classified. Includes all component parts of the system	

except fuel and electric lines.

1. For the first 200,000 BTU or fractional part **43.75**
2. For each additional 100,000 BTU or fractional part **25.00**
3. Ductwork:
  - a) first \$1,000.00 value **43.75**
  - b) each additional \$1,000.00 value or fractional part thereof **15.00**

**(4) All spray booths:**

- a. For the first 300 sq. feet or fractional part thereof **250.00**
- b. each additional 100 sq. feet or fractional part thereof **125.00**

**(5) Boilers and pressure vessels:**

- a. Rated capacity first 200,000 BTU **125.00**
- b. Each additional 100,000 BTU's **25.00**  
(Tons = BTU's divided by 12,000)
- c. Steam boilers, each **125.00**
- d. Hot water boilers (same), each **125.00**
- e. Miniature boilers (same), each **62.50**
- f. Steam driven prime movers, each **62.50**
- g. Steam actuated machinery, each **18.75**
- h. Unfired pressure vessels; operating at pressures in excess of 60 psi and having a volume of more than 5 cu. ft. **50.00**
- I. Fee for periodic inspections of steam boiler (semi-annual, internal and external):
  1. Semiannual internal inspection **37.50**
  2. Semiannual external inspection **62.50**
  3. Hot water boilers, annual **62.50**
  4. Unfired pressure vessel, annual **62.50**
  5. Miniature boilers, semiannual, each inspection **43.75**
- j. Certificate of inspection, (conducted by an independent agency) **62.50**
- k. Processing by mechanical inspector **130.00**

**(6) Internal combustion engines:**

- a. Up to 50 KVA **125.00**
- b. Each additional 5 KVA or fractional part thereof **25.00**

**(7) Pressure piping:**

- a. First \$1,000.00 **62.50**
- b. Each additional \$1,000 or fractional part thereof **31.25**

**(8) Cooling tower:**

- a. Up to 10 tons **62.50**
- b. Each additional 10 tons or fractional part thereof **18.75**

(9) <b>Ventilation and ventilation systems:</b>	
a. Up to \$1,000.00 in value	<b>43.75</b>
b. Each additional 10 tons or fractional part thereof	<b>18.75</b>
 (10) <b>Fireplace (each)</b>	 <b>62.50</b>
 (11) <b>Bath fans, vented:</b>	
a. First	<b>18.75</b>
b. Each additional	<b>12.50</b>
 (12) <b>Vented kitchen hoods, residential</b>	 <b>31.25</b>
 (13) <b>Storage tanks for flammable liquids (gas), per tank</b>	 <b>50.00</b>
 (14) <b>Piping for flammable liquids:</b>	
a. First \$1,000.00 in value	<b>62.50</b>
b. Each additional \$1,000.00 or fractional part thereof	<b>31.25</b>
 (15) <b>Chemical fire suppression system (each)</b>	 <b>62.50</b>
 (16) <b>Commercial hoods and fans (each)</b>	 <b>93.75</b>
 (17) <b>Exhaust fans/power vents (each)</b>	 <b>43.75</b>
 (18) <b>Unfired pressure vessels (each)</b>	 <b>43.75</b>
 (19) <b>Yearly smoke evacuation test</b>	 <b>250.00</b>

**E> PORTABLE STORAGE UNITS**

(1) <b>Portable Storage Units (PSU)</b>	<b>125.00</b>
<b>PSU Renewal</b>	<b>125.00</b>

**F> PLANNING AND ZONING FEES**

(1) Zoning and Planning Board Application Fees	
(Sec. 150-103)	
Residential	<b>2,000.00*</b>
Commercial	<b>2,500.00*</b>
*Plus costs of recovery	

(2) Petition for Zoning Change (Sec. 150-104) ...

		Residential	3,000.00*
		Commercial	6,000.00*
	*Plus actual accosts of mailing and publication		
(3)	Applications for Variances (Sec. 150-112)		
		Minimum Fee (Residential)...	350.00
		Minimum Fee (Commercial)...	350.00
		Building Projects under \$10,000...	350.00
		Building Projects over \$10,000 in value (Residential) ...	350.00
		Building Projects over \$10,000 in value (Commercial) ...	1,000.00
		<b><u>Commercial Vehicle Variance</u></b>	<b>50.00</b>
(4)	Appeals from Denials of Variance Applications		
	(Sec. 150-111)	.... Residential	100.00
		.... Commercial	600.00
(5)	Zoning-Permit Review Fee	Residential	100.00*
		Commercial	200.00*
	*Plus 50% of fee for rework after second disapproval		
	<b><u>Note-These fees shall only be applied at the discretion of the Planning and Zoning Director, depending on the time spent to review the permit/plans.</u></b>		
(6)	Zoning Code Amendments	Residential	4,250.00
		Commercial	4,250.00
(7)	Comp Plan Amendments		5,000.00*
	*Plus cost recovery including consultants		
(8)	Modification or Release of Covenant		500.00
(9)	Street or Alley Vacation Application		4,000.00
(10)	Zoning Verification (Liquor License)		
		2APS	160.00*
		2COP	200.00*
		4COP	450.00*
	*Plus \$250.00 for preparation of covenant if applicable (Optional)		
(11)	Zoning Verification-Other	Residential	150.00
		Commercial	200.00
(12)	FIRM Rate Map Determination	Current	50.00
		Historic	75.00
(13)	<b>Tentative Plat</b>		<b>500.00</b>
(14)	<b>Final Plat</b>		<b>1,000.00*</b>

**\* Plus Cost Recovery Fees**

<b>(15)</b>	<b>Street/Alley Vacation and Abandonment</b>	<b>500.00</b>
<b>(16)</b>	<b>Re-Notification Fee for Board of Adjustment and/or Zoning And Planning Board Hearings (If deferral is requested by Applicant)</b>	<b>150.00</b>

**G> TREE RELATED FEES**

<b>(1)</b>	<b>TREE REMOVAL APPLICATION</b>	<b>\$35.00</b>
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**H> SERVICES NOT SPECIFIED IN FEE SCHEDULE**

**The Building Department reserves the right to establish an appropriate fee for any service or item not otherwise provided for in this Schedule of Fees in accordance with the normal and customary charges and fees established by other jurisdictions for such services and items, but, however, subject to final determination by the City Building Official. All permits with a Market Value for the job in excess of \$2,000 shall be charged at the percentage rate for New Construction or Alterations/Repairs and not on the line item basis.**



# AGENDA MEMORANDUM

**Meeting Date:** 6/23/2014

**To:** Ron Gorland, City Manager *RG*

**From:** William Alonso, Assistant City Manager/ Finance Director *WA*

**Subject:** FY2014-15 Base Budget Case

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During the past week the City Manager and I met with all Department Heads and reviewed their individual budgets in preparation for our meetings with the City Council. The preliminary estimates based on the Departmental budget requests show a surplus of approximately **\$82,468** at our current millage of **7.6710**, as shown on attachment A. The millage required to balance the budget without a surplus would be **7.5789**.

**Following are the more important base case budget assumptions:**

1. The initial Proposed Budget assumes no new outsourcing of services, a slight reduction in net staff (due to retirements), and no reduction in services.
2. The FY14-15 includes approx. \$ 330,000 debt service for the new aquatic facility and the Stafford Park re-grassing.
3. There is one request for funding a vacant in the Building and Code Department. The Finance budget is based on the Controller position being part time after Dec 31, 2014 since the current employee is retiring. These two personnel adjustments nullify each other resulting in zero increase to the FY14-15 budget.
4. The Police budget includes a retirement payout in an amount of approx. \$65,000.
5. Budget assumes a 2% cost of living increase for all operating expenditures (e.g.: fuel, utilities, supplies, etc.)
6. This General Fund budget request also contains approximately \$281,176 in police vehicles, city-wide infrastructure including city hall roof replacement, boat ramp, Curtiss Parkway electrical improvements and other misc. capital needs. (see attachment B).
7. Budget includes \$45,000 for the City's lobbyist.

8. The General Fund budget includes approx. \$51,670 for a 4% one-time COLA for the 32 General Employees earning under \$50,000. The General Fund impact is \$51,670, while \$23,940 will impact the city's two Enterprise Funds. **It is important to note that this will be the sixth year that city staff has not received pay raises with the exception of last year's 4% for those earning \$50,000 and below.**
9. The projected loss at the golf course is approx. \$332,068 (compared to the \$700,000+ loss budgeted for the current year), which includes approx. \$3,000 in capital expenditures for equipment.
10. The Public Works budget includes \$45,000 for unforeseen contingencies during the year.
11. The Planning budget includes \$20,000 required for a traffic study being required by FDOT for funding of the Westward Drive Bike Path project.
12. Council budget includes a \$5,000 request for the River Cities Festival next year.
13. Council budget also includes a \$35,000 funding request from CMI for next fiscal year.

**The following is a list of some assumptions that are deemed "soft" in that the numbers could change significantly up or down:**

1. The projected loss at the golf course of \$332,068 (compared to the \$700,000+ loss budgeted for the current year)
2. The projected revenues from red light cameras of \$300,000 (YTD this fiscal year we have received approx. \$200K)
3. The key "soft" number is the total assessed value of property received on June 1<sup>st</sup> of \$942 million. Historically, the final assessment received on July 1<sup>st</sup> is higher than the June 1 figure. The current budget is based on the June 1<sup>st</sup> number. Once we receive the final assessment on July 1<sup>st</sup>, we will re-calculate the ad valorem revenues and provide an updated budget estimate.
4. Another question mark is the Aetna health insurance renewal rate for next year. That number should be available in July and we will adjust the budget numbers accordingly once received. For purposes of budgeting we have used a 14% increase as recommended by our Health Benefits Consultant.
5. Finally, we have not received the actuarial reports for 9/30/13 (this will be received by the end of June 2014), we have used preliminary estimates for budget purposes but these numbers may change after the report is completed. Pending FOP negotiations may also have an effect on these amounts.

**There are some significant needs that are not included in the base budget discussed above but are presented for Council discussion and consideration. Please refer to attachment D which provides a listing of these items including DERM requirements, golf course restroom renovations, pay raises for city staff, and other recreation needs.**



I have also included Attachment C to this memo. This attachment shows that at present there is \$243,341 in designated fund balance. We have used \$49,000 for pool shoring and have \$28,316 remaining for future inspections and any necessary work related to the shoring. This would leave a balance of \$215,025 for the Hurricane Contingency.

**Submission Date and Time:** 6/19/2014 2:11 PM

<u>Submitted by:</u>	<u>Approved by (sign as applicable):</u>	<u>Funding:</u>
<b>Department:</b> <u>Finance</u>	<b>Dept. Head:</b> 	<b>Dept./ Desc.:</b> <u>n/a</u>
<b>Prepared by:</b> <u>William Alonso</u>	<b>Procurement:</b> _____	<b>Account No.:</b> 
<b>Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Asst. City Mgr.:</b> 	<b>Additional Funding:</b> _____
<b>Budgeted/Funded</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>City Manager:</b> _____	<b>Amount previously approved:</b> \$ _____
	<b>Attorney:</b> _____	<b>Current request:</b> \$ _____
		<b>Total vendor amount:</b> \$ _____

## ATTACHMENT A

CITY OF MIAMI SPRINGS  
BUDGET WORKSHEET  
FY2014-15 PROPOSED BUDGET

FUND:	Proposed Budget Based on Current Millage FY14-15		
<b>General Fund:</b>		Current Millage	<u>7.6710</u>
		<b>REVENUES</b>	<b>15,363,410</b>
Mayor & City Council	129,735	129,735	-
Office of the City Manager	350,616	350,616	
Office of the City Clerk			
Operations	303,081		
Capital Outlay	<u>6,100</u>	309,181	
Office of the City Attorney	171,000	171,000	
Human Resource Department	208,347	208,347	
Finance Department	479,573	479,573	
Finance-Professional Services			
Operating Expenses	269,312		
Capital Outlay	<u>-</u>	269,312	
IT Department			
Operating Expenses	333,203		
Capital Outlay	<u>-</u>	333,203	-
Planning Department			
Operating Expenses	101,805		
Capital Outlay	<u>-</u>	101,805	
Police:			
Police-Operations	5,886,815		
Police-Capital Outlay	<u>116,280</u>	6,003,095	-
Police-Crossing Guards	23,576	23,576	
Building & Code Enforcement			
Operating Expenses	626,273		
Capital Outlay	<u>2,000</u>	628,273	
Public Works - Administration			
Operating Expenses	368,705		
Capital Outlay	<u>9,375</u>	378,080	
Public Works - Streets			
Operating Expenses	353,155		
Capital Outlay	<u>34,334</u>	387,489	
Public Works - Properties			
Operating Expenses	569,129		
Capital Outlay	<u>-</u>	569,129	
Public Works - Building Maintenance			
Operating Expenses	166,034		
Capital Outlay	<u>90,000</u>	256,034	
Public Works - Fleet Maintenance	42,320	42,320	
Recreation	1,874,237	1,874,237	
Aquatics	262,805	262,805	
Tennis	19,851	19,851	
Park Maintenance			
Maintenance Operations	204,123		
Maintenance Capital Outlay	<u>-</u>	204,123	
Golf- Admin	20,057	20,057	
Golf-Pro Shop	545,086	545,086	
Golf-Maintenance			
Maintenance Operations	1,148,806		
Maintenance Capital Outlay	<u>-</u>	1,148,806	
Transfers to other funds:			
Senior Center Fund	133,758	133,758	
Debt Service Fund	431,449	431,449	-
<b>TOTAL GENERAL FUND EXPENDITURES</b>		<u><b>15,280,941</b></u>	<b>-</b>
<b>SURPLUS AT CURRENT MILLAGE</b>		<u><b>82,468</b></u>	<b>-</b>

**CITY OF MIAMI SPRINGS  
FY 2014-2015 Budget  
CAPITAL EXPENDITURE SUMMARY-ALL FUNDS**

Department	Total Budgeted	Description of expenditure	
City Clerk	\$ 6,100		-
		Lazerfiche software	6,100
			<u>6,100</u>
B&Z	\$ 2,000		
		Perforator machine	2,000
			<u>2,000</u>
Golf Course	\$ 3,000		
		Range picker	3,000
			<u>3,000</u>
Police	\$ 116,280	Three marked cars @ 26,250 each	73,428
		Three sets of light bars, deck lights, strobes, cages @\$5250 each	15,000
		Two new Harley FLHP motorcycles	22,852
		Computers for Police Dept	5,000
			<u>116,280</u>
Public Works	\$ 152,028	Upgrade existing pump system with vehicle tag system	18,319
		City Hall roof replacement	90,000
		Restoration Of Existing Boat Ramp On North Royal Poinciana Blvd.	9,375
		Instalation of additional electrical service points-1st block Curtiss Pkwy	4,963
		Instalation of additional electrical service points-2nd block Curtiss Pkwy	9,871
		Re-stripe public parking lot behind Farm Stores	3,000
		Re-location of 3 light poles on NRP and Rio Vista Dr required by SFWM	16,500
			<u>152,028</u>
Elderly Services	\$ 1,768		
		HP Computer	1,768
			<u>1,768</u>
			-
<b>Total</b>	<b>\$ 281,176</b>	<b>Total</b>	<b>\$ 281,176</b>

Attachment C

CITY OF MIAMI SPRINGS  
 PROPOSED GENERAL FUND BALANCE DESIGNATIONS  
 PROJECTED FISCAL YEAR 2013-2014

<u>DESIGNATION</u>	Actual	FY2013-14		Projected
	Balance 9/30/2013	Additions	Reductions	Balance 9/30/2014
Contingency-Hurricane Costs	215,025	-	-	215,025
Pool improvements	77,316	-	49,000	28,316
Total proposed designations	\$ 292,341	\$ -	\$ -	\$ 243,341
Total Available Fund Balance	3,692,341	-	49,000	3,643,341
Unrestricted, Undesignated fund Balance	<u>3,400,000</u>			<u>3,400,000</u>
25% of FY13-14 Operating expenditures.....				\$ 3,400,000
Excess(deficit) funds available for designation				\$ -

## ATTACHMENT D

### CITY OF MIAMI SPRINGS FY2014-15 BUDGET ISSUES FOR CONSIDERATION

#### A) GOLF COURSE

	<u>Dollar Cost</u>	<u>Millage Impact</u>
1) Required paving & sealing by epoxy sealant of the Golf Course Maintenance yard.	\$38,000	0.0425
2) Golf Cart wash down area paved and pump installed to send waste water into sanitary sewer line at clubhouse.	\$50,000	0.0559
3) Repair & renovate on course restrooms & shelters.	\$30,000	0.0335
4) Install sand holders for topdressing and bunker sand.	<u>\$3,500</u>	0.0039
<b>TOTAL GOLF COURSE</b>	<b>\$121,500</b>	

#### B) RECREATION

1) Pavillion for Stafford Park for rentals	\$ 45,000	0.0503	
2) Pocket Parks	\$ 25,000	0.0279	
3) Vita Course	\$165,000	0.1844	
4) New Programs	Flag Football/Get Fit Camp Program (Year Round)	\$15,000	0.0168
<b>TOTAL RECREATION</b>	<b>\$250,000</b>		

#### C) PERSONNEL RELATED

1) Providing a pay raise to all General Employees(excluding uniformed police, City Manager, Assistant City Manager)	\$ 43,929	Per 1% raise	0.0491
2) Providing a pay raise to all General Employees(excluding uniformed police, City Manager, Assistant City Manager and all Directors and Assistants)	\$ 36,130	Per 1% raise	0.0404