



## **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, August 25, 2014 – 7:00 p.m.** **City Hall, Council Chambers, 201 Westward Drive**

- 1. Call to Order/Roll Call**
- 2. Invocation:** Vice Mayor Lob  
  
**Salute to the Flag:** Audience Participation
- 3. Awards & Presentations:**
  - A) GFOA Certificate of Achievement for Excellence in Financial Reporting presented to the Finance Department
  - B) Presentation – PACE South Florida and Clean Green Energy Corridor program by Rafael Perez
- 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) August 4, 2014 – Budget Workshop Meeting
  - B) August 11, 2014 – Regular Meeting
  - C) August 18, 2014 – Budget Workshop Meeting
- 6. Reports from Boards & Commissions: None**
- 7. Public Hearings: None**
- 8. Consent Agenda: (Funded and/or Budgeted)**
  - A) Recommendation by Public Works that Council approve an expenditure to Raydel Landscaping, Inc., the lowest responsible bidder, from City Bid # ITB 05-11/12, in an amount not to exceed \$38,316.00, for citywide tree trimming and disposal, as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(1) of the City Code

**9. Old Business:**

A) Discussion and determination on the design concept and updated costs on the Aquatic Facility; Council authorization to move forward with the Design Build Criteria package for the RFP process by Bermello Ajamil & Partners (B&A)

**10. New Business:**

A) An Ordinance Of The City Council Of The City Of Miami Springs Amending Code Of Ordinance Section 35.52, Membership; To Provide Any New Chief Of Police The Option Of Joining The City's Police And Fireman Pension Plan Or The City Sponsored ICMA 401 (A) Defined Contribution Plan; Repealing All Ordinances Or Parts Of Ordinances In Conflict; Effective Date

B) Notification to Council by the City Manager that he authorized an expenditure on an emergency basis as to not delay the project to Ballpark Maintenance, Inc. in the amount of \$7,740.00, for additional sand for Stafford Park Athletic Field Renovation Project, pursuant to Section §31.11 (E)(6)(e) of the City Code

C) Recommendation that the City renews its facility agreement with Little Smart Arts, LLC, to continue utilizing the Multi-Purpose room on the third floor of the Community Center on Tuesday afternoons from 4:00 p.m. - 6:00 p.m. for the operation of the Little Smart Arts Program

D) Recommendation to allow all disabled children and adults a discounted rate for any programs/activities that the City provides that offers a senior citizen rate

E) Discussion on Proposed Amendment to the Recreational Vehicle Ordinance

F) Discussion on Proposed Resolution Supporting Florida East Coast/Railroad Train

**11. Other Business: None**


**12. Reports & Recommendations:**

A) City Attorney

B) City Manager

C) City Council

**13. Adjourn**

Please visit [www.miamisprings-fl.gov](http://www.miamisprings-fl.gov) for current meeting schedule or follow us on  Twitter @MIAMISPRINGSFL

\*\*\*\*\*  
Live streaming video of this meeting is available at <http://www.miamisprings-fl.gov/webcast>.  
\*\*\*\*\*

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.  
\*\*\*\*\*



Government Finance Officers Association

**Certificate of  
Achievement  
for Excellence  
in Financial  
Reporting**

Presented to

**City of Miami Springs  
Florida**

For its Comprehensive Annual  
Financial Report  
for the Fiscal Year Ended

**September 30, 2013**

Executive Director/CEO

# PACE. Property Assessed Clean Energy

Innovative. Voluntary. Efficient.

## What is PACE?

PACE is Property Assessed Clean Energy, a new and innovative way for commercial property owners to pay for energy efficiency upgrades, on-site renewable energy projects, and water conservation measures. PACE funding is provided or arranged by a local government for 100% of a project's costs, and is repaid with an assessment over a term of up to 20 years. Local government assessment financing has been used efficiently for decades throughout the United States to fund improvements to private property that meet a public purpose.

- PACE financing is available for all types of commercial and industrial properties, large and small, and may be available to non-profits and government facilities as well.
- Financing approvals are simple, but PACE projects must be permanently affixed to the property and save money for the property owner.
- Benchmarking, energy audits and evaluations can be used to ensure that projects make sense, but PACE is 100% voluntary. In communities that adopt PACE, assessments are only paid by participating owners, and only for their own projects.

PACE is a national initiative, but programs are locally based and tailored to meet local market needs. Visit [www.pacenow.org](http://www.pacenow.org) to see if PACE financing is available in your community or learn more about how you can support development of a program.

## The Opportunity

Energy efficiency is the least expensive energy we can buy. In the U.S., buildings alone consume over 40 percent of the energy we use, and roughly 75 percent of all electricity. A 2012 study by the Rockefeller Foundation and DB Climate Change Advisors sees an investment opportunity of nearly \$280 billion over the next 10 years that would translate to over \$1 trillion in energy savings, over 3 million jobs, and 600 million fewer metric tons of carbon emissions per year. PACE is clearly working because it meets a market need.

- Property owners see an opportunity to save money and make their buildings more valuable
- Existing mortgage lenders support projects that meet their clients' objectives and increase the value of their collateral
- Energy service companies and contractors find PACE can help them make sales
- Local governments like PACE because it creates jobs, economic activity, and helps meet energy conservation goals
- Private market investors like PACE because assessment liens are a proven, strong credit

## Benefits of PACE

PACE financing has many features that can uniquely solve barriers to the adoption of energy efficiency measures.

- 100% financing requires no up-front cash investment
- Long-term financing (up to 20 years) results in immediate positive cash flow
- No payoff upon sale because PACE assessments (and energy savings) remain with the property
- Assessment costs and savings can be shared with tenants
- PACE can attract a wide range of private investors with low interest rates
- PACE may be treated as off balance sheet financing
- Non-recourse, non-accelerating financing
- PACE programs are local and community members are motivated to engage in outreach and marketing efforts



## WHERE IS PACE AVAILABLE?

PACE can now be used in 31 states and programs are being launched throughout the U.S. Over the past 12 months, financing activity has more than doubled, with more than \$30 million provided to improve over 160 buildings. Projects completed and in the works range from \$10 thousand to over \$3 million. In the coming year, programs in California, Connecticut, Florida, Georgia, Michigan, Minnesota, New York, Ohio, and others could easily triple these results.

PACE financing works for large and small projects on just about any commercial building. Some of the world's largest property owners, including Simon Property Group and Prologis, Inc. have used PACE to finance energy efficiency and renewable upgrades to their buildings.

## CONTACT PACENow

[www.pacenow.org](http://www.pacenow.org)  
[info@pacenow.org](mailto:info@pacenow.org)



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

Workshop Meeting Minutes  
Monday, August 4, 2014, 6:00 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 6:12 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  
Assistant City Manager/Finance Director William Alonso  
Controller Alicia E. Gonzalez  
Human Resources Director/Risk Manager Loretta Boucher  
Chief of Police Peter Baan  
Senior Administrative Specialist Leah Q. Cates  
I.T. Director Jorge Fonseca  
City Planner Chris Heid  
Building & Code Compliance Director H. "Tex" Ziadie  
Professional Services Supervisor Tammy Romero  
City Clerk Erika Gonzalez-Santamaria

**2. Invocation:** Offered by Councilman Windrem.

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

**3. Workshop on Proposed Fiscal Year 2014-2015 Budget**

I. Opening Remarks by City Manager Ronald K. Gorland

City Manager Gorland presented a Sources and Uses Statement based on the current millage rate of 6.6710, revenues of \$15,499,000 and total expenditures of \$15,350,000. The revenue breakdown is 45% ad valorem, 16.5% excise taxes, 12.6% intergovernmental sources, 14.7% charges for services, 6.3% licenses and fees, and 5% from miscellaneous sources. The expense breakdown is 61% personnel related, 28% operating and 8% debt service.

## II. City Council

Assistant City Manager/Finance Director Alonso stated that the City Council budget is \$11,000 or 7.9% lower than last year, due to the elimination of the rent subsidy for the historical museum. The promotions line item is a lump sum of \$67,250 that includes a new request for a \$5,000 donation for the River Cities Festival and the reallocation of \$35,000 for CMI. He distributed financial statements that were submitted by Mr. Curtis for this year's festival and from Mr. Wheeler for Curtiss Mansion, Inc. (CMI).

By consensus, the Optimist Fishing Tournament and Barbeque Kick-off were deleted from the events list and the promotions line item will be reduced \$5,000 to \$62,250.

## III. City Clerk

The City Clerk's budget is approximately \$65,000 higher than last year mainly due to the salary and benefits for the City Clerk position for the entire year and expenses for the 2015 General Election. The budget also includes a \$6,100 capital expenditure request for the Laserfiche records management software.

The City Clerk will consider financing \$6,100 or splitting the expense between this budget and the next budget year; vehicle registration fees will be re-allocated to the respective departmental budgets.

On behalf of CMI, former Mayor Richard Wheeler answered Council's questions regarding the number of Curtiss Mansion events and the rates that are charged for the rental of the facility. Mr. Wheeler will provide a written report to the City Clerk with the additional information requested by Council.

The City Manager will provide information regarding the number of City events that are allowed at the Mansion per year under the contract with CMI.

## IV. City Manager

The item was discussed later during the meeting. Mr. Alonso stated that the City Manager's budget is \$2,800 higher mainly due to the increased cost for health insurance.

## V. Human Resources

This item was considered after Agenda Item 3 III. Mr. Alonso stated that the Human Resources budget is approximately \$20,000 or 10% higher due to the increased cost of the background checks for the sports leagues and other city events.

Per Council's request, the City Manager will provide a report showing the difference between the City's policy for background checks and the background checks that are provided by the different sports leagues.

## VI. Finance

The Finance Department/Administrative division budget is \$100,000 or 17% lower than last year due to the retirement of the Controller who will continue to work on a part-time basis, according to Mr. Alonso. The Professional Services budget is \$522.00 or 0.2% lower, while still maintaining the same level of communication as the current year.

Professional Services Supervisor Tammy Romero explained the monthly news bulletin, fact sheet and quarterly newsletter process, as provided for in the budget. According to the City's Strategic Plan, the Administration is requesting to hold an on-line survey and one community forum to allow input from the residents as to how the City can provide better services and increase communication.

## VII. Information Technology

This was the last item discussed. The budget is \$3,000 higher than the current year due to an increase in medical insurance and education and training, according to Mr. Alonso.

I.T. Director Jorge Fonseca answered Council's questions and there were no changes to the proposed budget.

## VIII. Building and Code Compliance

The item was discussed after Agenda Item 3 VI. Mr. Alonso stated that the Building and Code Compliance budget is \$56,000 or almost 10% higher due to funding a vacant position that is necessary based on increased building and code activities within the operation, and the increase in medical insurance costs. The Capital budget includes \$2,000 for a perforator.

Building and Code Compliance Director Ziadie answered questions from Council regarding the part-time Building Official position.

The salary range for a full-time Building Official is \$74,817 to \$112,227, not including benefits, according to the Finance Director.

City Manager Gorland added that the Administration is researching the potential benefit of outsourcing the department.

The Administration will bring back information for Council's consideration comparing the benefits of utilizing a part-time or full-time Building Official and the amount paid for the part-time position over the last four years.

## IX. Zoning and Planning

Mr. Alonso stated that the proposed budget is \$8,500 or 5% higher than the current year;



the budget includes \$20,000 for a traffic study that is required by FDOT as part of the Westward Drive bike path project.

X. Police

Mr. Alonso commented that the Police Department budget is \$31,000 or 0.7% higher than last year due to an increase in health insurance, capital expenditures totaling \$111,380 and a \$65,000 retirement pay-out.

Chief of Police Baan answered Council's questions to their satisfaction in regard to revenue sources, the red light camera program and the overtime budget.

XI. Law Enforcement Trust Fund

The Community Policing Office, except for personnel, is funded by the Law Enforcement Trust Fund based on federal forfeitures and guidelines, according to Chief Baan.

(Mayor Garcia called for a recess at 7:44 p.m. and the meeting was reconvened at 7:53 p.m.)

XII. City Attorney

There were no changes to the City Attorney's budget.

XIII. Debt Service

Mr. Alonso explained that the budget includes \$493,000 for the first year debt service for the aquatic facility financing, assuming payments would commence on October 1<sup>st</sup>, but there could be a significant saving since payments may actually occur later during the year. Financing options will be brought to Council as an agenda item for discussion at the August 11<sup>th</sup> meeting.

**4. Adjourn**

There being no further business to be discussed the meeting was adjourned at 8:12 p.m.

*Respectfully submitted:*

---

*Erika Gonzalez-Santamaria, CMC  
City Clerk*

*Adopted by the City Council on  
this \_\_\_\_ day of \_\_\_\_\_, 2014.*

---

*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

Regular Meeting Minutes  
Monday, August 11, 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 Xavier M. Garcia  
Vice Mayor George V. Lob  
Councilman Michael Windrem  
Councilman Billy Bain  
Councilman Jaime A. Petralanda

City Manager Ronald K. Gorland  
Assistant City Manager/Finance Director William Alonso  
City Attorney Jan K. Seiden  
Police Captain Jonathan Kahn  
Building & Code Compliance Director H. "Tex" Ziadie  
City Clerk Erika Gonzalez-Santamaria

**2. Invocation:** Offered by Councilman Bain.

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

**3. Awards & Presentations:**

A) August Yard of the Month – 560 Quail Avenue – Herman J. & Marilyn Steffen

Herman and Marilyn Steffen were not present to receive the award.

**4. Open Forum:** The following members of the public addressed the City Council: Beatrix Obermann, 449 Swallow Drive, Rodolfo Hernandez of Star Babies Learning Center, 77 Hook Square, Jim Watson, Miami Springs Historical Society, and Lindsey Baker, Executive Director of the Laurel Historical Society, Laurel, Maryland.

**5. Approval of Council Minutes:**

- A) June 23, 2014 – Regular Meeting
- B) July 2, 2014 – Special Meeting
- C) July 24, 2014 – Special Meeting

Minutes of the June 23, 2014 Regular meeting, July 2, 2014 Special meeting and July 24,

2014 Special meeting were approved as written.

**Councilman Bain moved to approve 5A, 5B and 5C. 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.**

**6. Reports from Boards & Commissions:** None at this time.

**7. Public Hearings:**

A) Ordinance – Second 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

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

Mayor Garcia opened the public hearing to those persons wishing to speak.

City Manager Ronald K. Gorland read a written statement into the record from Donna Hernandez regarding the commercial vehicle ordinance.

There were no additional speakers and the public hearing was closed.

**Councilman Bain moved to approve the ordinance as read. Councilman Windrem seconded the motion which was carried 4-1 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, and Mayor Garcia voting Yes, and Councilman Petralanda voting No.**

B) Ordinance – Second 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

City Attorney Seiden read the title of the ordinance.

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

**Vice Mayor Lob moved to pull the item until the next Council meeting.**

After discussion, **Vice Mayor Lob withdrew his motion.**

**Councilman Bain moved to approve the ordinance as proposed. Vice Mayor Lob seconded the motion.**

Nery Owens of 169 Corydon Drive came forward to speak on the proposed ordinance.

**The motion 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.**

**8. Consent Agenda: (Funded and/or Budgeted)**

A) Approval of City Attorney's Invoice for July 2014 in the Amount of \$12,433.50 as Funds were approved in the FY 13/14 Budget

B) Recommendation by Golf that Council award a Bid to Florida Superior Sand, utilizing Miami Dade County Bid # 9408-1/14-1, in the amount of \$26,000 for medium grade sand as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(5) of the City Code

C) Recommendation by Golf that Council approve an expenditure to Titleist, as a sole source provider, in the amount of \$ 10,000.00 for merchandise as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(6)(c) of the City Code

D) Recommendation by Golf that Council approve an expenditure to RLJ Services, as a sole source provider , in the amount of \$5,000.00, for fertilizing and topdressing the tees and fairways as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(6)(c) of the City Code

E) Recommendation by Golf that Council approve an expenditure to Hector Turf, as a sole source provider , in the amount of \$2,000.00, for parts needed to make repairs on Toro equipment as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(6)(c) of the City Code

F) Recommendation by Golf that Council award a Bid to Howard's Fertilizer and Chemical, utilizing Town of Davie Bid # B-12-34-3, in the amount of \$3,500 for pre-emergent fertilizers as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(5) of the City Code

G) Recommendation by Public Works that Council waive the competitive bid process and approve an expenditure to Vector Fleet Management for fleet maintenance services for \$193,603.00, pursuant to Section §31.11 (E)(6)(g) of the City Code and pursuant to the contract renewal option provided by the City's existing contract/contract vendor for an additional one year period

H) Public Works requests Council approve a change order to increase PO 140454, to Wrangler Construction in the amount of \$2,170.95, for DERM required modifications of two storm water catch basins for the Plover alley drainage project. Council

approved \$49,465.00, January 27, 2014. Funds were approved in the FY 13/14 Budget, pursuant to Section §31.11 (F)(11)(b) of the City Code

I) Recommendation by Public Works that Council Award a Bid to Wrangler Construction, utilizing Miami Dade County RPQ # 20130171, in the amount of \$41,760.00, for the repair of damaged curbing and sidewalk on main circle, pursuant to Section §31.11 (E) (5) of the City Code

J) Recommendation by Public Works that Council award a bid to Wrangler Construction, utilizing Miami Dade County RPQ # 20130171, in the amount of \$16,016.00, for repair of roadway damage on the main traffic circle, pursuant to Section §31.11 (E) (5) of the City Code

K) Recommendation by Public Works that Council award a bid to Metro Express, utilizing Miami Dade County contract # 20130244, in the amount of \$170,050.00, for Mokena Drive stormwater project, pursuant to Section §31.11 (E)(5) of the City Code. Funds available in the stormwater fund.

L) Recommendation by Building and Code Compliance that Council waive the competitive bid process and approve an expenditure to Angel M. Alvarez, on an “as needed basis” in the amount of \$8,000, for Roofing Plan Reviews, and roofing and building inspections as funds were approved in the FY 13/14 Budget, pursuant to Section §31.11 (E)(6)(g) of the City Code

**Councilman Windrem moved to approve the consent agenda. Vice Mayor Lob seconded the motion.**

In response to a question that was raised by Councilman Bain regarding items 8B, 8C, 8D, 8E and 8F, Finance Director Alonso clarified that the funds would be spent before the end of the fiscal year.

**The motion 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:**

A) Presentation by Bermello Ajamil & Partners (B&A) on their updated floor concept for the Aquatic Facility

Project Manager Jorge Ferrer of Bermello Ajamil & Partners presented an update on what had transpired since the previous meeting when Council approved Concept No. 2. A PowerPoint presentation was made showing the latest master plan with an option for two single-story buildings connected by a breezeway and a walkway between the community center and the pool facility. The proposed pool building is located east to west facing the parking lot and community center, with one main point of control into the facility.

Mr. Ferrer explained that costs were reduced since the new proposal eliminates the stairs, elevator and observation deck; there is an overall reduction of 4,000 square feet. Documentation was submitted to the cost estimator who is evaluating the scheme and the cost results should be ready next week. The intent is to allow more flexibility in making future decisions for the pool.

Mr. Ferrer indicated that B&A would complete their work in September; the RFP could be issued in October, the contract signed in December, and the ground breaking in January.

## **10. New Business:**

A) Resolution – A Resolution Of The City Council Of The City Of Miami Springs Providing For The Fourth Budget Amendment To The FY 2013-2014 Budget; By Increasing The Fund Balance And Recreation And Culture Budgets Of The General Fund; Recording The Con Edison Energy Conservation Project, Aquatic Facility Project Consultants Contracts And Costs Associated With The Aquatic Facility Project In The Capital Projects Budget Of The Special Revenue And Capital Projects Fund; Providing Intent; Specifying Compliance With Budgetary Processes And Procedures; Effective Date

City Attorney Seiden read the title of the resolution.

**Vice Mayor Lob moved to approve. 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.**

B) Discussion concerning in-house processing of M-DC Traffic Engineering requests Ludlam Road - Linwood Intersection Parking Issue resulting in M-DC Traffic Division Involvement

The agenda item was requested by Councilman Bain who explained that the issue had been resolved and the City Manager now has measures in place to handle future requests involving M-DC Traffic Engineering.

City Attorney Seiden suggested that the City Manager send a letter to Dr. Shen at Miami-Dade County Public Works and request that they notify the Administration of any projects planned in the City. He added that an official resolution could be adopted if the City does not receive a response to the request.

By consensus, Council requested the City Manager to write a letter to the County, as suggested by the City Attorney.

C) Curtiss Mansion Inc. (CMI) Proposed Agreement Amendment - Increase City usage to 15 times a year and include local schools and other non-profits

The agenda item was submitted by Councilman Petralanda who said he would like CMI to allow more uses of the Mansion and to include non-profit organizations and local schools who would like to use the facility. He feels that this proposal would benefit CMI by promoting the rental of Mansion for other events.

CMI President Jo Ellen Morgan Phillips of 372 DeLeon Drive explained in detail the efforts of CMI and the many activities that take place during the year at the Curtiss Mansion. She announced there are many upcoming events planned and bookings extend into 2016. CMI has hosted many visitors at the Mansion, including local, state and county dignitaries.

Ms. Morgan Phillips acknowledged CMI's volunteers who assist with tours of the Mansion and are the caretakers of the grounds. She explained CMI had been honored with annual rewards from Dade Heritage Trust and Miami-Dade County Historic Preservation Board.

Councilman Petralanda asked to amend the contract with CMI to increase the number of annual events from seven to fifteen in order to allow use by the local schools.

City Attorney Seiden clarified that there could only be two parties to the agreement with CMI because of the historic tax credit transaction and any additional requests would have to be vetted by the City.

No action was taken regarding this item.

## **11. Other Business:**

A) Presentation – PACE South Florida and Clean Green Energy Corridor program by Rafael Perez (*Item was deferred to August 25, 2014 Council Meeting*)

B) Aquatic Facility Financing Options

Nery Owens of 169 Corydon came forward to speak on the item.

City Attorney Seiden stated that Council is being asked for conceptual approval dealing with delaying the closing of the loan transaction until all the information is available, which is believed to be around December 15, 2014. The recommended option guarantees a funding source, without having to borrow the funds until further along in the process.

Assistant City Manager/Finance Director Alonso read the memorandum into the record recommending that Council authorize the acceptance of the term sheet from SunTrust Bank for the financing of the aquatic facility project, in an amount up to \$5,660,000. He requested conceptual approval.

**Councilman Bain moved to grant conceptual approval to continue moving forward along the same lines as indicated on the term sheet as provided by SunTrust. 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.**

*Mayor Garcia recessed the meeting at 9:06 p.m. The meeting was reconvened at 9:17 p.m.*

C) FY 2013-2014 3<sup>rd</sup> Quarter Budget Report

Assistant City Manager/Finance Director presented the 3<sup>rd</sup> quarter interim budget report for FY 2013-2014, indicating that the City is within the budgeted revenues and expenditures and the projection is to maintain a surplus of \$190,000. As of June 30<sup>th</sup>, the golf course is reporting a year-to-date loss of approximately \$556,000, for a total projected loss of almost \$727,000 due to an increase in the maintenance budget.

D) FY 2014-2015 Budget Update Discussion

The item was deferred.

**12. Reports & Recommendations:**

A) City Attorney had no report at this time.

B) City Manager reminded everyone that the City was incorporated on August 23, 1926 and will celebrate its 88<sup>th</sup> Birthday. He announced that the next budget workshop will be held on Monday, August 18<sup>th</sup> at 6:00 p.m.

C) City Council

Councilman Windrem had nothing to report at this time.

Vice Mayor Lob reported he is moving his daughter to Boston on Friday and he wished everyone a good night.

Councilman Petralanda had nothing to report at this time.

Councilman Bain said that it was a nice meeting; Council moved forward and is making sound decisions. He wished everyone a good evening.

Mayor Garcia said that there are certain groups who are more vocal than others and regardless of the actions that Council takes some people always have a complaint. He has heard a general consensus within the community that people are happy the City is moving forward; even though they would like to reduce taxes, they are happy the funds are being used to improve the City. He mentioned the recent passing of Nohely Pachardo and asked everyone to keep her and her family in their prayers.

**13. Adjournment**

There being no further business to be discussed the meeting was adjourned at 9:23 p.m.

*Respectfully submitted:*

---

*Erika Gonzalez-Santamaria, CMC  
City Clerk*

*Adopted by the City Council on  
this 25<sup>th</sup> day of August, 2014.*

---

*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

Workshop Meeting Minutes  
Monday, August 18, 2014, 6:00 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 6:15 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  
Assistant City Manager/Finance Director William Alonso  
Controller Alicia E. Gonzalez  
Public Works Director Thomas Nash  
Elderly Services Director Karen Rosson  
Golf and Country Club Director Paul O'Dell  
Golf Maintenance Superintendent Laurie Bland  
Parks and Recreation Director Omar Luna  
Programs Supervisor Patricia Bradley  
City Clerk Erika Gonzalez-Santamaria

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

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

**3. Workshop on Proposed Fiscal Year 2014-2015 Budget (continued from 8/4/14)**

Assistant City Manager/Finance Director presented an update on changes that were made to the proposed Fiscal Year 2014-15 budget since the last budget workshop resulting in an increase to the projected surplus from \$148,000 to \$185,000.

I. Elderly Services

Assistant City Manager/Finance Director Alonso stated that the Elderly Services budget is approximately \$16,000 or 4.4% lower than the previous year. The proposed budget totals \$351,000, which includes a request for new computers totaling \$1,768 and a General Fund subsidy of \$136,000.

Elderly Services Director Karen Rosson answered Council's questions to their satisfaction.

II. Public Services Department

i. Administration

Finance Director Alonso stated that the Administration budget is approximately \$9,800 higher than the current year due to \$9,373 that is allocated for the proposed boat ramp.

Public Works Director Nash reported on the City's request to South Florida Water Management and the maintenance agreement for use of the boat ramp.

ii. Streets/Streetlights Division

Finance Director Alonso explained the budget is \$5,000 higher than the current year, due to an increase of \$34,334 for Improvements Other than Buildings, including the relocation of three light poles, restriping of the public parking lot and the installation of electrical service points on the first and second blocks of Curtiss Parkway. Contractual Services includes \$20,000 for tree planting.

Council **asked** the Administration to look into the possibility of more lighting for the public parking lot behind Starbucks.

iii. Public Properties

Assistant City Manager/Finance Director Alonso stated that the Public Properties budget is about \$18,500 lower than the current year; the total budget is \$572,000.

Council **asked** the Administration to look into the cost for the installation of irrigation and more water fountain stops around the City.

iv. Building Maintenance

Assistant City Manager/Finance Director Alonso said there are two key items for Council to consider. The Repairs and Maintenance line item is \$98,628, which includes a \$45,000 contingency for emergencies. There is \$90,000 budgeted under Improvements Other than Buildings for the replacement of the City Hall roof and it may be possible to delay the work for another year.

Council **directed** the Administration to leave \$90,000 in the budget for the roof replacement, and add the roof replacement to the list of items for further consideration.

v. Fleet Maintenance

Mr. Alonso explained that the Fleet Maintenance budget includes \$18,320 for the upgrade of the existing Public Works pump system with a vehicle tag system.

vi. Road and Transportation

Assistant City Manager/Finance Director Alonso stated that the Road and Transportation, Sanitation and Stormwater funds do not impact the General Fund. The Road and Transportation fund includes funds from the Citizens Independent Transportation Trust (CITT) and the projected revenue for next year is approximately \$520,000.

vii. Sanitation

The Sanitation fund is self-sufficient as it is funded through the sanitation fees that are collected on an annual basis, according to Mr. Alonso.

viii. Stormwater

Mr. Alonso explained that the Stormwater fund includes fees collected through the water bill. The current fee per residential unit is \$3.68 per month, which has not increased since 2001. A study will be conducted by the Stormwater Association of Florida showing the fees that are charged statewide; the average fee is currently \$5.50 per month and since there are significant upcoming projects a fee increase should be considered in the near future.

Council **requested** a list of the improvements that were funded by CITT funds within the last two years and for the Administration to look into the possibility of a plant nursery utilizing the outer boundary of the golf course property for growing trees.

III. Parks and Recreation Department

i. Administration

This item was discussed after the Golf Department. Assistant City Manager/Finance Director Alonso stated that the proposed budget is \$506,000 or 32% higher than Fiscal Year 2013-2014, mainly due to budgeting approximately \$455,000 for annual debt service for the aquatic facility loan. The budget includes reclassification of administrative positions, and new Recreation Coordinator position; the budget includes \$45,000 for a pavilion at Stafford Park to be paid from the aquatic facility/Stafford project loan. The Tennis contractor and the Pelican Playhouse have agreed to maintain the reduced annual fee of \$15,000 and \$18,000 respectively.

Parks and Recreation Director Luna and Finance Director Alonso answered Council's questions regarding the reclassification of an administrative division employee to a field maintenance position as Recreation Maintenance Supervisor and the addition of a Recreation Coordinator position. Questions were also addressed regarding the repairs and maintenance budget and the proposed Stafford pavilion.

ii. Pool

Mr. Alonso stated that the proposed budget for the Pool is approximately \$208,000 or 66% lower since the pool will be closed when the construction of the new pool facility begins.

iii. Tennis

Finance Director Alonso stated that the Tennis operation is basically the same as this year; there were no questions regarding this budget.

iv. Field Maintenance

The Field Maintenance budget is approximately \$98,000 lower than the current year; the budget includes the reclassification of an employee from the Administrative Division as Recreation Maintenance Supervisor.

Recreation Director Luna provided an update on the Stafford Park improvements.

#### IV. Golf Department

This item was discussed after Elderly Services. Assistant City Manager/Finance Director Alonso stated that the Golf Department budget is \$812,000 or 32% lower than last year. Based on projected revenues and expenditures, the department is projecting a loss of \$333,978 next year. Capital expenditures include \$3,000 for a new range picker.

Golf Director Paul O'Dell answered Council's questions regarding the food and beverage increase, fuel and electricity expenses, the operation of the golf carts and the golf course equipment and the revenue projection for the upcoming fiscal year. There were no changes to the Pro Shop budget.

Golf Course Maintenance Superintendent Laurie Bland was present to answer questions regarding the golf maintenance budget; no changes were made.

#### V. Historical Society (Museum Funding)

City Manager Gorland explained the City is trying to extend the contract with the Miami-Dade County School Board for the use of the Stafford Park property. The Historical Society has been delayed in moving forward with the renovation of the building for the museum since the agreement requires permitting through the County.

Miami Springs Historical Society President Beverly Roetz and Treasurer Lilly Martinez addressed the Council to request additional support from the City to pay for storage expenses.

By consensus, Council **agreed** to budget \$5,000 for the Miami Springs Historical Society to be funded on an "as needed" basis.

Council scheduled a Workshop Meeting for Tuesday, September 2, 2014 at 6:30 p.m. to review the list of possible budget cuts and additional information that was requested.

#### 4. Adjourn

There being no further business to be discussed the meeting was adjourned at 8:12 p.m.

*Respectfully submitted:*

---

*Erika Gonzalez-Santamaria, CMC  
City Clerk*

*Adopted by the City Council on  
this \_\_\_\_ day of \_\_\_\_\_, 2014.*

---

*Zavier M. Garcia, Mayor*

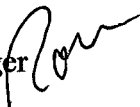
PURSUANT TO FLORIDA STATUTES 286.0105, THE CITY HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON 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.



# AGENDA MEMORANDUM

**Meeting Date:** 8/25/2014

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

**Via:** Ron Gorland, City Manager 

**From:** Tom Nash, Public Works Director

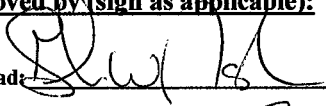
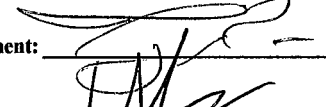
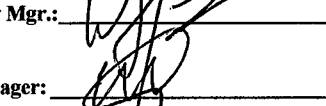
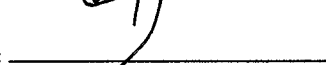
**Subject:** Tree trimming services

## RECOMMENDATION:

Recommendation by Public Works that Council approve an expenditure to Raydel Landscaping, Inc., the lowest responsible bidder, from City Bid # ITB 05-11/12, in an amount not to exceed \$38,316.00, for citywide tree trimming & disp. Services, as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(1) of the City Code.

**DISCUSSION:** Last year Raydel Landscaping did not have the personnel to perform the tree trimming and they canceled the contract. Florida Turf the next lowest bidder then took over this portion of the contract. Council approved the Florida Turf contract October 14, 2013. Now, Florida Turf & the city have canceled the contract by mutual agreement and we are going back to Raydel Landscaping, who is now able to perform the work. This is the first year renewal option for tree trimming services. The initial two year contract was approved by Council August 27, 2012 with options to renew 2 additional 1 year periods.

**Submission Date and Time:** 8/20/2014 3:14 PM

<u>Submitted by:</u>	<u>Approved by (sign as applicable):</u>	<u>Funding:</u>
Department: <u>Public Works</u>	Dept. Head: 	Dept./ Desc.: <u>Public Properties Contractual</u>
Prepared by: <u>Rosita Hernandez</u>	Procurement: 	Account No.: <u>001-5404-541-3400</u>
Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Asst. City Mgr.: 	Additional Funding: _____
Budgeted/ Funded: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	City Manager: 	Amount previously approved: \$ _____
	Attorney: _____	Current request: \$ <u>38,316.00</u>
		Total vendor amount: \$ _____



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

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 35.52, MEMBERSHIP; TO PROVIDE ANY NEW CHIEF OF POLICE THE OPTION OF JOINING THE CITY'S POLICE AND FIREMAN PENSION PLAN OR THE CITY SPONSORED ICMA 401 (a) DEFINED CONTRIBUTION PLAN; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE**

**WHEREAS**, the current Chief of Police will soon be retiring from his position with the City; and,

**WHEREAS**, the City is currently advertising the Chief of Police position vacancy in the hope of attracting a number of qualified candidates from which to choose; and,

**WHEREAS**, the current City Manager and Assistant City Manager have been given the option to participate in the appropriate City Pension Plan or the ICMA Plan upon their hiring with the City; and,

**WHEREAS**, it is believed that offering participation in the ICMA Pension Plan instead of the City's Plan will attract even more qualified candidates; and,

**WHEREAS**, due to the nature and stature of the position, it is appropriate to offer the ICMA Pension Plan to the City's new Chief of Police; and,

**WHEREAS**, the City Council has determined that the amendment of the City's current Police and Fireman Pension Plan Ordinance in order to allow the new Chief of Police the option to participate in the ICMA Pension Plan is both proper and appropriate and 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 35-52, Membership, is hereby amended as follows:

**ARTICLE II. POLICE AND FIREMAN PENSION PLAN**

**Sec. 35-50. Establishment of plan.**

There is established a pension plan for police officers and regular full-time fireman

**Sec. 35-51. Definitions.**

For purposes of §§ 35-50 - 35-59, the following words and phrases shall have the following meanings ascribed to them respectively:

- (A) . . . . .
- (B) . . . . .
- (C) . . . . .
- (D) . . . . .
- (E) . . . . .
- (F) . . . . .
- (G) . . . . .
- (H) . . . . .
- (I) . . . . .
- (J) . . . . .
- (K) . . . . .
- (L) . . . . .
- (M) . . . . .

**Sec. 35-52. Membership.**

(A) *Conditions of eligibility.*

- (1) All employees as of the effective date, and all future new employees, shall become members of this system immediately upon, and as a condition of employment, except any Chief of Police, who shall have the option of becoming a member of the system.
- (2) All employees as of the effective date who were covered under the City's system immediately preceding the effective date shall continue their membership and coverage hereunder on an uninterrupted basis.

- (B). . . . .
- (C). . . . .

**Section 2. Repeal of Conflicting Provisions.** That all ordinances or parts of ordinances in conflict herewith, are hereby repealed.

**Section 3. 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:**

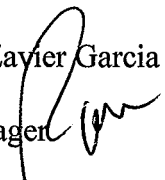
\_\_\_\_\_  
Jan K. Seiden, City Attorney



# AGENDA MEMORANDUM

**Meeting Date:** 5/27/2014

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

**Via:** Ron Gorland, City Manager 

**From:** Omar L. Luna, Recreation Director

**Subject:** Stafford Park Field Renovation Project

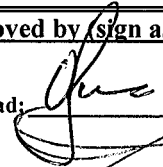
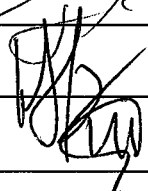
## RECOMMENDATION:

Notification by Recreation to Council that the City Manager authorized an expenditure on an emergency basis as to not delay the project to Ballpark Maintenance, Inc., in the amount of \$7,740.00, for additional sand for Stafford Park Athletic Field Renovation Project, pursuant to Section §31.11 (E)(6)(e) of the City Code.

**DISCUSSION:** This additional sand will assure that the field has the proper soil/sand base for drainage. I have attached the email from Kevin Hardy, President Ballpark Maintenance, Inc. I have also attached the quote.

**FISCAL IMPACT:** None

**Submission Date and Time:** 8/13/2014 10:30 AM

<u>Submitted by:</u>	<u>Approved by (sign as applicable):</u>	<u>Funding:</u>
Department: <u>Recreation</u>	Dept. Head: 	Dept./ Desc.: _____
Prepared by: <u>Omar Luna</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: _____	Amount previously approved: \$ _____
	Attorney: _____	Current request: \$ _____
		Total vendor amount: \$ _____

**Ballpark Maintenance, Inc.**

**8836 SW 131 Street  
Miami, FL 33176**

**Proposal No: 07-249d**

**Date: 8/1/2014**

**Purchase Order No:**

**Tel: 305-259-0222 Fax: 305-278-2067**

**E-mail: [kh@ballparkmaintenance.com](mailto:kh@ballparkmaintenance.com)**

<b>Bill To</b> City of Miami Springs Purchasing Department 201 Westward Drive Miami Springs, FL 33166	<b>Job Site Address</b> Srafford Park Renovations Additional Sand
--	--

Description	Qty	Cost	Total
#220 silica topdress sand 23 ton load, delivered Tandem Truck due to limited accessibility.	12	645.00	7,740.00

This proposal is valid for a period of thirty (30) days.  We, the undersigned, agree to all terms and conditions stated here within. By signing below we authorize the work to be performed as stated.	<b>Terms</b> TERMS: Net 30 days from start up date. 1.5% 31 days. Past due balances are subject to a finance charge of 1.5% per month or the highest rate permitted by applicable alw, whichever is lower.
SIGNATURE: _____ DATE: _____  PRINT NAME: _____ TITLE: _____	<b>Total</b> \$7,740.00

## Omar Luna

---

**From:** Kevin Hardy [kh@ballparkmaintenance.com]  
**Sent:** Friday, August 01, 2014 6:54 PM  
**To:** Omar Luna  
**Cc:** curtisdewberry01@gmail.com  
**Subject:** Stafford Park Additional Sand Proposal from Ballpark Maintenance, Inc.  
**Attachments:** Est\_072494\_from\_Ballpark\_Maintenance\_Inc\_4012.pdf

Dear Omar :

As we have begun work at Stafford Park and have encountered severe difficulty because of the soggy conditions. I did not realize have the soil at the park became so soggy in heavy rains. As a result I would like to propose that we add additional sand to the field and blend it into the existing soil to see if we could get it to handle rain a little better. There will be no additional cost to apply the sand just the cost of the material. I have attached a proposal for 12 additional loads of sand to blend into the soil in an effort to improve drainage and absorb additional moisture on the fields.

Please review the attached proposal. If it is acceptable to you, please sign and return at your earliest opportunity.

Feel free to contact us if you have any questions.

We look forward to working with you.

Sincerely,

Kevin Hardy, President  
Ballpark Maintenance, Inc.  
8836 SW 131 Street  
Miami, FL 33176

TEL: 305-259-0222

FAX: 305-278-2067

EM: [kh@ballparkmaintenance.com](mailto:kh@ballparkmaintenance.com)

[[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>>

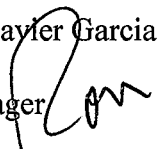
Please save a tree. Don't print this e-mail unless it's really necessary.



# AGENDA MEMORANDUM

**Meeting Date:** 8/25/2014

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

**Via:** Ron Gorland, City Manager 

**From:** Omar L. Luna, Recreation Director

**Subject:** Little Smart Arts, LLC

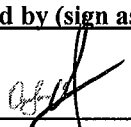

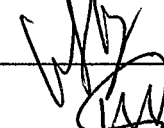
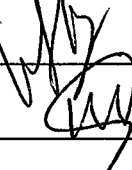
## RECOMMENDATION:

Recommendation that the City renew its management contract with Little Smart Arts, LLC, to utilize the Multi-Purpose room on the third floor of the Community Center on Tuesday afternoons from 4:00pm-6:00pm for the operation of the Little Smart Arts Program.

**DISCUSSION:** The classes are designed for children ranging in age from 3-12. The instructors provide all the necessary supplies and equipment to the participants.

**FISCAL IMPACT:** NONE

**Submission Date and Time:** 8/13/2014 10:20 AM

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

## FACILITY AGREEMENT

THIS AGREEMENT is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2014 by and between the CITY OF MIAMI SPRINGS, a Florida Municipal Corporation, hereinafter referred to as "City", and LITTLE SMART ARTS, LLC., a Florida Limited Liability Company, hereinafter referred to as "Arts";

### W I T N E S S E T H :

WHEREAS, "Arts" has approached the City to solicit authorization to utilize a portion of the Community Center to conduct a visual fine arts enrichment program (education-based lessons in drawing, painting, sculpture, etc.); and,

WHEREAS, the Recreation Department of the City is desirous of providing the widest variety of recreational and educational activities for citizens on a continuing basis; and,

WHEREAS, the City Council of the City of Miami Springs has reviewed and discussed the proposal of the "Arts" program and has determined that, subject to the terms and conditions of this Agreement, it is in the best interests of the City and its citizens to authorize the limited usage of the Miami Springs Community Center for the purposes proposed;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the mutual sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

### USE OF PREMISES

The City of Miami Springs hereby grants to "Arts" the right to utilize the multi-purpose room on the third floor of the Community Center on Tuesday afternoons from 4:00 P.M. to 6:30 P.M. for the operation of a program known as "Arts", upon the terms and conditions set forth herein. Notwithstanding the foregoing, the City reserves the right to utilize the areas being provided to "Arts" upon reasonable advance notice for City related or sponsored activities, so long as a suitable alternate facility location is provided.

### PAYMENTS FOR USAGE

"Arts" agrees to pay the City a quarterly use fee equal to Twenty (\$20.00) Dollars for each participant during each of the four (4) eight (8) week sessions (maximum of 15 participants per session). Payments shall be due to the City on October 1, 2014, January 1, 2015, April 1, 2015, and July 1, 2015.

### MAINTENANCE OF PREMISES

"Arts" agrees to clean and maintain the area used for its activities so that it is returned to the City in the same condition as received. In the event that "Arts" does not comply with this clean up and maintenance provision, "Arts" agrees to reimburse the City for the actual costs incurred in cleaning the facility following its usage.



## ACCEPTANCE OF AGREEMENT

"Arts" hereby accepts this agreement granted by the City for the use of multi-purpose room on the third floor of the Community Center for the operation of an "Arts" program upon the terms and conditions set forth herein.

## TERM OF AGREEMENT

This Agreement shall be for a period of one (1) year beginning on October 1, 2014 and continue through September 30, 2015.

## RENEWAL OF AGREEMENT

This Agreement may be renewed upon the mutual consent and agreement of the parties hereto.

## TERMINATION OF AGREEMENT

This Agreement may be terminated by either party hereto, without cause, by providing the other party written notice thereof by certified mail, return receipt requested, or by hand delivery, to be effective thirty (30) days from receipt of said written notice.

## INSURANCE

"Arts" shall, at all times during the term hereof, maintain insurance coverage in the amount of \$1,000,000, which shall also name the City as an additional insured under the policy. All such insurance, including renewals, shall be subject to the approval of the City for adequacy of protection and evidence of such coverage shall be furnished to the City on Certificates of Insurance indicating such insurance to be in force and effect and providing that it will not be cancelled during the performance of the services under this Agreement without thirty (30) calendar days prior written notice to the City. Completed Certificates of Insurance shall be filed with the City prior to the performance of services hereunder, provided, however, that "Arts" shall, at any time, upon request, file duplicate copies of the policies of such insurance with the City.

## HOLD HARMLESS AND INDEMNIFICATION

In addition to the aforementioned required insurance coverage to be provided to the City, "Arts" shall hold the City, including its officials, employees and representatives, harmless and indemnify it against all claims, demands, damages, actions, causes of actions, liability, costs, expenses, and attorney's fees arising out of, or resulting from, injury to or death of persons, or damage to or loss of property, sustained on or about the licensed premises, arising from the services, acts, actions, omissions or failures to act of "Arts" or of any of its employees, agents, representatives, invitees, or guests. Additionally, the protections provided by this provision shall also include any costs, expenses, or legal fees the City may incur in establishing that "Arts" or its insurer are responsible to provide protection, coverage, and representation to the City, its officials, employees, and representatives for any incident that may occur during the term hereof.

## PROHIBITED ACTIVITIES

"Arts" shall not use the premises for any inappropriate or unlawful purpose and shall comply with all State, County and City laws, statutes, ordinances, policies, rules and regulations applicable now, or in the future, to the operation of "Arts" and the premises. "Arts" shall not permit any offensive, or dangerous activity, nor any nuisance or other conduct in violation of the public policy of the City, county or state on the premises.

## COMPLIANCE WITH CITY SAFETY RULES, REGULATIONS AND PROCEDURES

"Arts" agrees to abide by all City safety rules, regulations and procedures during its use of the City's facilities. In addition, all personnel in any manner involved with the operation and activities of "Arts" must successfully comply with the City's background investigation and fingerprinting policy and procedures.

## NONDISCRIMINATION

"Arts" represents and warrants to the City that it does not and will not engage in discriminatory practices and that there shall be no discrimination in connection with the performance of this Agreement on account of race, color, sex, religion, age, handicap, marital status or national origin. "Arts" further covenants that no otherwise qualified individual shall, solely by reason of his/her race, color, sex, religion, age, handicap, marital status or national origin, be excluded from participation in, be denied services, or be subject to discrimination under any provision of this Agreement.

## ASSIGNMENT

This Agreement shall not be assigned, in whole or in part, without the prior written consent of the City Manager, which may be withheld or conditioned, in the City Manager's sole and exclusive discretion.

## ATTORNEY FEES AND COSTS

If either party to this Agreement initiates litigation to enforce any provisions hereof or for damages on account of any breach of this Agreement, the prevailing party in any such litigation, and any appeals therefrom, shall be entitled to recover from the other party, in addition to any damages or other relief granted as a result of such litigation, all costs and expenses of such litigation and reasonable attorney's fee as fixed by the court.

## NOTICES

All notices or other communications required under this agreement shall be in writing and shall be given by hand-delivery or by registered or certified U.S. mail, return receipt requested, addressed to the other party at the following address or to such other address as a party may designate for notice:

**NOTICES TO BE GIVEN TO CITY SHALL BE ADDRESSED AS FOLLOWS:**

CITY OF MIAMI SPRINGS  
Attention: Ronald K. Gorland, City Manager  
201 Westward Drive  
Miami Springs, FL 33166

**NOTICES TO BE GIVEN TO Little Smart Arts, LLC SHALL BE ADDRESSED AS FOLLOWS:**

Little Smart Arts, LLC  
Attention: Jennifer Buonassi  
P.O. Box 661685  
Miami Springs, Fla. 33266

**MISCELLANEOUS PROVISIONS**

A. That this Agreement shall be construed and enforced in accordance with the laws of the State of Florida.

B. That title and paragraph headings contained herein are for convenient reference and are not a part of this Agreement.

C. That should any provision, paragraph, sentence, word or phrase contained in this Agreement be determined by a court of competent jurisdiction to be invalid, illegal or otherwise unenforceable under the laws of the State of Florida, such provision, paragraph, sentence, word or phrase shall be deemed modified to the extent necessary in order to conform with such law, or if not modifiable, then same shall be deemed severable, and in either event, the remaining terms and provisions of this Agreement shall remain unmodified and in full force and effect or limitation of its use.

D. That this Agreement constitutes the sole and entire understanding between the parties hereto. No modification or amendment hereto shall be valid unless in writing and executed by properly authorized representatives of the parties hereto.

E. That this Agreement shall be binding upon the parties hereto, their heirs, executors, legal representatives, successors or assigns.

F. That "Arts" has been procured and is being engaged to provide services to the City as an Independent Contractor, and not as an agent or employee of the City. Accordingly, "Arts" shall not attain, nor be entitled to, any rights or benefits under the Civil Service or Pensions Ordinances of the City, nor any rights generally afforded classified or unclassified employees. "Arts" further understands that Florida Worker's Compensation benefits available to employees of the City are not available to it, and it agrees to provide workers' compensation insurance for any employee or agent rendering services

IN WITNESS WHEREOF, "Arts" and the City have set their hands and seals on the day and year first above written.

**THIS SPACE INTENTIONALLY LEFT BLANK**

LITTLE SMART ARTS, LLC.  
A Florida Limited Liability Company

WITNESSES:

\_\_\_\_\_

Print Name: \_\_\_\_\_

\_\_\_\_\_

Print Name: \_\_\_\_\_

By: \_\_\_\_\_  
JENNIFER BUONASSI  
Manager

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by JENNIFER BUONASSI, LLC Manager of Little Smart Arts, LLC. She is personally known to me or has produced \_\_\_\_\_ as identification, and did take an oath.

\_\_\_\_\_  
Notary Public, State of Florida

COMMISSION:

WITNESSES:

\_\_\_\_\_

Print Name: \_\_\_\_\_

\_\_\_\_\_

Print Name: \_\_\_\_\_

CITY OF MIAMI SPRINGS  
A Florida Municipal Corporation

By: \_\_\_\_\_  
RONALD K. GORLAND,  
City Manager

ATTEST: \_\_\_\_\_  
MAGALI VALLS, CMC  
City Clerk

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by RONALD K. GORLAND, City Manager and MAGALI VALLS, City Clerk of the City of Miami Springs, Florida. They are personally known to me or have produced \_\_\_\_\_ as identification, and did take an oath.

\_\_\_\_\_  
Notary Public, State of Florida

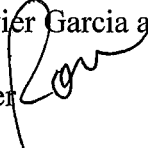
COMMISSION:



# AGENDA MEMORANDUM

**Meeting Date:** 8/25/2014

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

**Via:** Ron Gorland, City Manager 

**From:** Omar L. Luna, Recreation Director

**Subject:** Fees for Disabled Children and Adults

## Recommendation:

Our recommendation is to allow all Disabled Children and Adults a discounted rate for any programs/activities the City of Miami Springs has in place that offers a Senior Citizen rate. We would like to get approval to give all Disabled Children and Adults the same rate we give our Senior Citizens. This would only apply for City programs/activities that already have a Senior Citizen's rate approved. No proof is required other than their assertion that they have a disability.


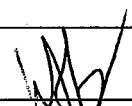
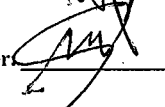
## Discussion/Analysis:

None

## Fiscal Impact (If applicable):

Very Minor Revenue Reduction

Submission Date and Time: 8/21/2014 1:48 PM

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



# AGENDA MEMORANDUM

**Meeting Date:** 8/25/2014

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

**From:** Jan Seiden, City Attorney

**Subject:** Proposed Amendment to Recreational Vehicle Ordinance

---

## **DISCUSSION:**

As you will remember, the current Recreational Vehicle Ordinance (Section 150-017) provides for two (2) “Preference” areas on residential homesites that permit the parking of the subject vehicles without the need of a variance. They are, to wit;

- Within an enclosed permanent structure (garage; not a carport)
- Within the rear yard area of a homesite (subject to conditions)

The next parking option is to secure a variance from the city to park the subject vehicle in the side yard. This authorization is generally conditioned as follows, to wit;

- Must be behind the front line of the structure
- Must be screened in front and on the neighboring property side by a combination of a wooden gate and a wood fence or live hedge.
- Must provide a setback of three (3) feet between the vehicle and the side yard property line.

During a recent meeting between the Mayor, City Manager, Building Dept. Director, City Planner, and City Attorney, it was suggested that since a very high percentage of side yard variances (with conditions) are customarily approved by the Board of Adjustment, that such side yard variances should not have to go to the expense and delay of securing a variance that is likely to be granted anyway.

In order for this proposed addition of side yard locations to become the third “preference” area to be authorized for RV Parking without the need to seek a variance, the code section will need to be amended.

Attached to this memo is a copy of Code of Ordinance Section 150-017 for your review and reference. Please direct your attention to Sections (B)(1) thru (3) as you consider whether to authorize the proposed code amendment.

As always, if you have any questions regarding the foregoing, please do not hesitate to contact me.

**Submission Date and Time:** 8/21/2014 10:49 AM

<u>Submitted by:</u>	<u>Approved by (sign as applicable):</u>	<u>Funding:</u>
<p><b>Department:</b> <u>City Attorney</u></p> <p><b>Prepared by:</b> <u>Jan Seiden</u></p> <p><b>Attachments:</b> <input checked="" type="checkbox"/> Yes   <input type="checkbox"/> No</p> <p><b>Budgeted/ Funded:</b> <input type="checkbox"/> Yes   <input type="checkbox"/> No</p>	<p><b>Dept. Head:</b> _____</p> <p><b>Procurement:</b> _____</p> <p><b>Asst. City Mgr.:</b> _____</p> <p><b>City Manager:</b> _____</p> <p style="text-align: center;"><b>JKS</b></p> <p><b>Attorney:</b> _____</p>	<p><b>Dept./ Desc.:</b> _____</p> <p><b>Account No.:</b> _____</p> <p><b>Additional Funding:</b> _____</p> <p><b>Amount previously approved: \$</b> _____</p> <p><b>Current request: \$</b> _____</p> <p><b>Total vendor amount: \$</b> _____</p>

- (f) The Public Services Department and City Building Department shall have concurrent jurisdiction and inspection responsibilities in regard to the construction and installation of all driveway approaches in and over the City swale and rights-of-way areas.

(Code 1962, § 25-10.3; amend. Ord. 374, passed 5-22-67; amend. Ord. 760-90, passed 3-26-90; amend. Ord. 766-90, passed 9-10-90; amend. Ord. 767-90, passed 9-10-90; amend. Ord. 823-95, passed 4-10-95; amend. Ord. 830-96, passed 2-12-96; amend. Ord. 832-96, passed 4-22-96; amend. Ord. 913-04, passed 6-28-04; amend. Ord. 959-07, passed 8-27-07; amend. Ord. 962-07, passed 11-27-07; amend. Ord. 965-08, passed 2-11-08; amend. Ord. 999-2010, passed 11-8-10)

### Sec. 150-017. Recreational vehicles.

#### (A) *General provisions and definitions.*

- (1) As used in this chapter, a *recreational vehicle* is a noncommercial transportation structure or device, self-propelled or towed, that is used for recreational purposes. Included as *recreational vehicles* are the following vehicles, but not to the exclusion of other types of recreational vehicles not mentioned in this section: Trailers; trailer coaches; camping trailers; motor homes; pickup (slide-in) campers; chassis mounts; converted vans; chopped vans; mini-motor homes; fifth wheel trailers of recreational vehicle construction, design, and intent; utility trailers; carry-on trailers, with and without a structure mounted thereon; boats; airboats; swamp buggies; unlicensed, uninspected, or expired inspection certificated dune buggies, racing cars, and racing stock cars; aircraft; golf carts; or vehicles converted from their original intended use, and presently designed and used for recreational purposes.
- (2) Trailers, trailer coaches, fifth wheel trailers, and all other vehicles are recreational vehicles when designed or constructed to be towed, or are towable by passenger cars, station wagons, or light pickup or panel trucks, or similar motor vehicles, and are used or intended to be used for recreational purposes. This definition does not include trucks or tractors of any type.
- (3) A camping trailer is a recreational vehicle when the walls and roof are collapsible while the vehicle is being towed, or can be raised or unfolded when the vehicle becomes a temporary living quarters, and is not being moved, and is used or intended for recreational purposes.
- (4) Pickup (slide-in) campers are recreational vehicles when designed to be mounted temporarily or permanently in the beds of light trucks, or in trucks having either single or double rear wheels and with or without an assisting, extra tag axle, and wheels mounted either on the camper chassis or the truck chassis behind the truck's rear wheels, and is used or intended to be used for recreational purposes. These campers can be readily demountable from truck beds. When removed from their respective truck beds, pickup (slide-in) campers are called *unmounted campers*.



## ZONING CODE

- (5) Chassis mounts, motor homes, and mini-motor homes are recreational vehicles when constructed integrally with a truck or motor-van chassis, and incapable of being separated therefrom, and are used or intended to be used for recreational purposes. The truck or motorvan chassis may have single or double rear wheels.
  - (6) Converted and chopped vans are recreational vehicles when created by altering or changing an existing auto van for recreational purposes.
  - (7) A carry-on trailer is a recreational vehicle when constructed in such a manner as to place thereon a boat, airboat, swamp buggy, dune buggy, racing cars, racing stock cars, aircraft, golf carts, or vehicles converted for recreational storage or transportation, and which is towable by a passenger car, station wagon, pickup truck, or other mobile recreational vehicle as defined herein.
  - (8) A live hedge or screening material is intended to be a visual barrier structure which is maintained in such a manner as to screen the view of a recreational vehicle from adjacent properties and streets. Where a hedge or other growing material is used, the hedge shall attain full permitted height and density within six months after planting, and shall be maintained at all times to screen the view of the recreational vehicle. Any other material used as a screening material shall comply with the applicable provisions of this Code relating to structures.
  - (9) Recreational vehicles are intended to be used for camping, sleeping, storage of food and supplies, and aerial and water related activities outside of the city municipal boundaries.
  - (10) [Reserved.]
- (B) *Parking and storage.* Recreational vehicles as previously defined in subsection (A) hereof, shall be parked or stored in any residentially zoned district in accordance with the following provisions:
- (1) Within an enclosed permanent structure meeting all applicable construction codes and City ordinances.
  - (2) If the recreational vehicle cannot be parked or stored in an enclosed permanent structure, it may be parked or stored in the rear yard, provided that the gross area occupied by the vehicle does not exceed 20 percent of the rear yard upon which no construction exists, not closer than three feet from any property line. However, any recreational vehicle may be parked within any distance of the rear lot line if the lot line abuts any alley, subject to the provisions of subparagraph (5) below. In addition, the recreational vehicle must be properly screened from all adjacent properties and streets.
  - (3) If the recreational vehicle cannot be parked or stored in an enclosed structure or in the rear yard because of an obstruction which cannot be removed so as to permit parking of the vehicle, as shall be determined by the City Building and Code Enforcement Departments, or because its size exceeds the standard provided in subsection (2) above, the property owner must apply for a variance to

permit the recreational vehicle to be parked or stored in the rear yard or in the side yard to the rear of a line established by the front building line or the front setback common to the block on which the house is situated, whichever may be furthest from the street, and set to the rear building line whenever possible, not closer than three feet from any property line. If the property owner is granted a variance to park or store the recreational vehicle in the rear or side yard, the property owner shall cause a live hedge or other screening material to be maintained between the vehicle and the side lot line, and the property owner may be required to provide such additional screening as is determined to be necessary by the City.

- (4) No recreational vehicle shall be parked or stored in the front setback area, except converted vans not exceeding 7,000 pounds manufacturer(s) gross weight or pickup trucks (with caps) not exceeding three-fourths-ton capacity, which may be parked within the front setback area, but not closer than three feet from any side property line, or within 30 feet of the corner of intersecting streets.
- (5) No recreational vehicle shall be parked or stored on corner lots of intersecting streets, closer than a 30-foot radius measured from the intersecting point of the front and side property lines of any property adjacent to the point of intersection of converging streets, nor, in any case, beyond the front building line of the structure, nor closer than 15 feet of the entrance of any alley.
- (6) All unmounted pickups (slide-in) campers, truck caps, boats, airboats, swamp buggies as defined herein, racing cars, racing stock cars, aircraft, golf carts, or vehicles converted for recreational use shall comply with divisions (B) (1), (2), (3), and (5).
- (7) No recreational vehicle or unmounted boat, airboat, dune buggy as defined herein, racing car, racing stock car, aircraft, golf cart, or vehicle converted for recreational use, which is in a state of externally visible disrepair, dismantled, unusable for the purpose intended for the design of the vehicle, or in a state of partial construction for more than three months shall be stored or parked in any side or front driveway or yard in a residential zone. It may, however, be stored or parked in the rear of the lot, but not closer than three feet from any property line, provided that the vehicle placement conforms to the gross area standard provided in subsection (B)(2) and the minor repair work shall be accomplished so as not to constitute a nuisance.
- (8) It shall be unlawful to park or store any recreational vehicle on the public right-of-way.
- (9) No more than three recreational vehicles may be parked or stored in the rear yard of any lot in a residentially zoned district. However, the actual number of

## ZONING CODE

recreational vehicles permitted to be parked or stored in the rear yard of any such lot shall be specifically restricted and limited by the provisions of subsection (B)(2) hereof.

- (a) In no event shall a landowner's inability to park or store three recreational vehicles in the rear yard entitle such landowner to any special consideration for the granting of a rear or side yard variance to park or store an additional recreational vehicle.
  - (b) No variance shall permit the parking or storage of more than one recreational vehicle in the side yard of any lot in a residentially zoned district.
  - (c) The number of recreational vehicles parked or stored within an enclosed permanent structure on any lot in a residentially zoned district shall not be restricted so long as the enclosed permanent structure meets all applicable construction codes and City ordinances.
  - (d) The parking or storage of recreational vehicles within an enclosed permanent structure on any lot in a residentially zoned district shall not be considered in the administration and interpretation of the provisions contained in this ordinance.
- (10) Parking and storage of a recreational vehicle on any lot shall be limited to the vehicle owned or leased by the occupant-owner or occupant-lessee of the lot. A vehicle owned or leased by a nonresident of Dade County who is a house guest of the occupant-owner or occupant-lessee of the lot may be parked or stored on the lot for a period not to exceed 14 days, provided that guest parking and storage shall be in accordance with all provisions of this section.

(C) *Variances.*

- (1) Variances from the terms of this section may be granted in accordance with the standards, requirements and procedures for the granting of variances generally contained in the Code of Ordinances. Any variances granted may include additional requirements for screening and the height thereof, location and placement of the vehicle, any other reasonable conditions, and any other requirements necessary to permit the extension of fire and police protection necessary to provide for the health, safety, and welfare of the citizens.
- (2) The request for a variance shall be made by the applicant as prescribed by the Code. The application for a variance shall be made in writing on forms supplied by the City Building Department and each applicant for variance shall pay the fee set forth in the City's current schedule of fees.
- (3) A variance shall remain in effect as long as the vehicle granted the variance is owned by the same person making the application for parking or storage on the designated property, and as long as the vehicle so parked or stored is maintained in the same condition as when the application for variance was filed.

(D) *Prohibited uses.*

- (1) Recreational vehicles shall not be permitted to be used as sleeping or living quarters in the City.
- (2) Recreational vehicles shall not be permitted to be used for any commercial purpose in the City.

(Code 1962, § 25-10.4; amend. Ord. 65B, passed 2-25-52; amend. Ord. 505, passed 2-28-72; amend. Ord. 599-77, passed 3-28-77; amend. Ord. 612-77, passed 12-12-77; amend. Ord. 703-85, passed 5-28-85; amend. Ord. 855-99, 8-9-99; amend. Ord. 862-2000, 3-13-00; amend. Ord. 1007-2011, passed 1-11-11; amend. Ord. 1036-2012, passed 6-11-12)



## BUILDING ON A LEGACY

Setting a new standard in passenger rail

Leveraging 100-year-old infrastructure backbone built by Henry Flagler

Marking the beginning of a new era in Florida's rich rail history

Establishing the first privately owned and operated passenger rail system

Achieving success through public-private partnership



# ALL ABOARD FLORIDA IS



**An express, intercity passenger rail service arriving in 2016**

**Designed to serve tourists, business travelers and Florida residents**

**Connecting Miami and Orlando in just under three hours**

**Planned stops in Fort Lauderdale and West Palm Beach**

**4 million square feet of new transit oriented development around each South Florida station**

## THE DEMAND

Alternative way to get Florida moving in larger numbers is needed

Florida to become third most populated state in the nation

95+ million visitors to the state

50 million currently making the trip along the planned route

## ECONOMIC IMPACT

A boost of \$500M per year in the State's production of goods and services over the first five years

Ongoing impact of \$150M per year

\$200M in tax revenues for state and local governments through 2021

More than 10,000 jobs created during construction and implementation

## ECO-FRIENDLY

Up to 3 million cars removed from the roads each year

Significant reduction in greenhouse gas emissions and fuel consumption

Leveraging the existing corridor means minimal impact to natural resources

Federal Railroad Administration issued **Finding of No Significant Impact** for Miami-to-West Palm Beach segment (Jan 2013)



[/AllAboardFlorida](#) [#AllAboardFla](#)

## SERVICE SCHEDULE

16 northbound and 16 southbound trains daily

Service starting in the early morning and ending in the evening

## PRICING

Competitively priced against other transportation options

# ALL ABOARD FLORIDA



## PROGRESS TO DATE

- Ridership study finalized
- Engineering and environmental reviews finalized
- Meetings with more than 500 officials, business and civic groups
- Infrastructure agreements obtained
- Acquired all necessary properties and land
- Design plans for rolling stock and stations underway
- Stations near-ready to break ground

## STATE OF THE ART

- Best-in-class innovation and technology
- Designed to optimize passenger time and comfort with onboard amenities such as Wi-Fi
- Faster than driving
- Just as fast as flying but easier and more convenient
- A time savings of 25-30% vs. existing travel options
- Less than 1,000' long
- Much lighter, quicker than the freight trains that operate in the corridor

## OUR STATIONS

- Four stations: Miami, Fort Lauderdale, West Palm Beach and Orlando
- Intermodal connectivity at each station
- Nearby access to retail, dining, hotel and attractions

## GRADE CROSSINGS

- Wait time at crossings is less than 60 seconds
- Upgrades to existing grade crossings planned
- Safety measures in accordance with FRA and FDOT

## ADDITIONAL BENEFITS

- Increased tourism and hospitality opportunities
- Relief for Florida's congested roadways

## PROJECT FINANCING

- Mix of debt and equity
- No state or federal grant money requested
- No ongoing taxpayer subsidies required
- If approved, Railroad Rehabilitation and Improvement Financing Loan request would be backed by equity investment and collateral provided by All Aboard Florida to secure the loan which must be repaid with interest

**RESOLUTION NO. R2014-24**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH IN SUPPORT OF THE PROPOSED "ALL ABOARD FLORIDA" PRIVATELY OWNED, OPERATED, AND MAINTAINED INTERCITY PASSENGER RAIL SERVICE BETWEEN DOWNTOWN MIAMI AND THE ORLANDO INTERNATIONAL AIRPORT BEING DEVELOPED BY FLORIDA EAST COAST INDUSTRIES, LLC; AND FURTHER URGING THE FLORIDA DEPARTMENT OF TRANSPORTATION AND OTHER REGULATORY/FUNDING AGENCIES TO SUPPORT THE PROJECT, AS NECESSARY.**

**WHEREAS**, Downtown Miami is South Florida's largest, most utilized transit-oriented neighborhood, featuring the State's largest employment center, a growing high-density residential community, major cultural and entertainment destinations, and an existing premium transit infrastructure; and

**WHEREAS**, despite these facts, Downtown Miami is not currently served directly by regional or intra-state passenger rail; and

**WHEREAS**, the Central Florida region is the most visited region in the State of Florida and the Greater Orlando Airport is one of the busiest in the United States; and

**WHEREAS**, "All Aboard Florida" has announced plans to develop a privately owned, operated and maintained passenger rail service between Downtown Miami and Orlando, with four stops in between (provided herein as Exhibit "A"); and

**WHEREAS**, the City of North Miami Beach finds that this proposed service is consistent with and furthers the State's goal to have options for travelers to move between central and South Florida is consistent with this project; and

**WHEREAS**, the City of North Miami Beach wishes to encourage Florida East Coast Industries, LLC, to consider placing additional stations at high density/high commercial intensity areas along the route in order to better connect Downtown Miami to other parts of the region.

**RESOLUTION NO. R2014-24**

**NOW, THEREFORE,**

**BE IT RESOLVED** by the City Council of the City of North Miami Beach, Florida.

**Section 1.** The foregoing recitals are true and correct.

**Section 2.** The Mayor and City Council of the City of North Miami Beach support the proposed "All Aboard Florida" privately owned, operated and maintained passenger rail service between Downtown Miami and Orlando being developed by Florida East Coast Industries, LLC; encourage Florida East Coast Industries, LLC to consider placing additional stations at high density/high commercial intensity areas along the route in order to better connect the regions; and urge the USDOT, Florida Department of Transportation, and other regulatory/funding agencies to support the project, as necessary.

**Section 3.** The City Clerk is hereby directed and authorized to transmit a copy of this resolution to The Florida League of Cities, Inc., the Honorable Governor Rick Scott, and the Florida State Legislature.

**Section 4.** This Resolution shall be effective immediately from adoption hereof.

**APPROVED AND ADOPTED** by the City of North Miami Beach City Council at the regular meeting assembled this **1st day of July, 2014.**

ATTEST:



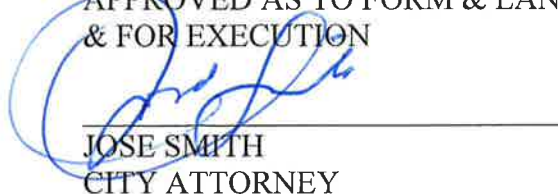
PAMELA L. LATIMORE  
CITY CLERK

(CITY SEAL)



GEORGE VALLEJO  
MAYOR

APPROVED AS TO FORM & LANGUAGE  
& FOR EXECUTION



JOSE SMITH  
CITY ATTORNEY

Sponsored by: Mayor & Council



**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2014-136**

RESOLUTION IN SUPPORT OF FLORIDA EAST COAST  
INDUSTRIES' CONSTRUCTION OF A 235-MILE PASSENGER  
RAILROAD TRAIN FROM MIAMI TO ORLANDO.

**WHEREAS**, the proposed construction of a 235-mile long passenger railroad train connecting Miami to Orlando with intermediate stations in Fort Lauderdale and West Palm Beach will offer Floridians and visitors a viable transportation alternative to congested highways and airport terminals; and

**WHEREAS**, it is estimated that thousands of direct jobs will be created during construction and implementation of this project; and

**WHEREAS**, the construction of a 235-mile long passenger railroad train is expected to have a positive economic and environmentally sensitive impact on the State of Florida;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:**

**SECTION 1.** That the City Commission does hereby support Florida East Coast Industries' construction of a 235-mile passenger railroad train from Miami to Orlando.

**SECTION 2.** That said resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWENTY-SECOND OF JULY, A.D., 2014.

(Moved: Quesada / Seconded: Kerdyk)

(Yeas: Quesada, Keon, Kerdyk, Lago, Cason)

(Unanimous: 5-0 Vote)

(Agenda Item: C-8)

ATTEST:



WALTER J. FOEMAN  
CITY CLERK

APPROVED:



JAMES C. CASON  
MAYOR

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:



CRAIG E. LEEN  
CITY ATTORNEY

**RESOLUTION NO.:** 2014-76

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, STRONGLY SUPPORTING FLORIDA EAST COAST INDUSTRIES' CONSTRUCTION OF A 235-MILE PASSENGER RAILROAD TRAIN FROM MIAMI TO ORLANDO.

**WHEREAS**, the construction of a 235-mile passenger railroad train will create 10,000 construction jobs per year during its construction and 5,000 permanent jobs once completed;

**WHEREAS**, it is estimated that the Florida economy will grow by more than \$6 billion dollars over the next eight years as a result of this project;

**WHEREAS**, the economic benefits enjoyed by Miami-Dade County alone are estimated to be \$1.6 billion dollars; and

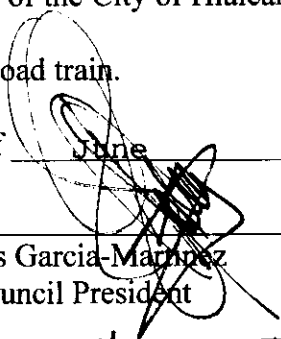
**WHEREAS**, the proposed construction of the 235-mile passenger railroad train connecting Miami and Orlando in under three hours will bestow substantial economic benefits directly to Greater Miami through increased business revenues, new construction jobs, increased tourism and increased roadway safety.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

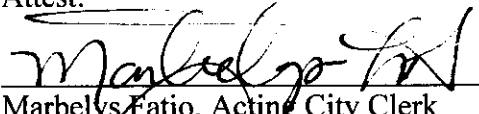
**Section 1.** The foregoing facts and recitations contained in the preamble of this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

**Section 2.** The Mayor and the City Council of the City of Hialeah, Florida strongly support the construction of the 235-mile passenger railroad train.

PASSED AND ADOPTED this 10 day of June, 2014.

  
\_\_\_\_\_  
Isis Garcia-Martinez  
Council President

Attest:

  
\_\_\_\_\_  
Marbelys Fatjo, Acting City Clerk

Approved on the 11 day of June, 2014.

  
\_\_\_\_\_  
Mayor Carlos Hernandez

Approved as to legal sufficiency and form:

  
\_\_\_\_\_  
Lorena E. Bravo, Acting City Attorney

s:\legislation\2014-resolutions\all-aboard-florida-support-reso.doc

Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue-Fuente, Garcia-Martinez, Gonzalez, Hernandez and Lozano voting "Yes".



**RESOLUTION # 2014-32**

**RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF WEST MIAMI IN SUPPORT OF FLORIDA EAST COAST INDUSTRIES CONSTRUCTION OF A 235 MILE PASSENGER RAILROAD TRAIN FROM MIAMI ORLANDO, PROVIDING FOR EFFECTIVE DATE.**

**WHEREAS**, the construction of a 235-mile passenger railroad train will create 10,000 construction jobs per year during its construction and 5,000 permanent jobs once completed; and

**WHEREAS**, it is estimated that the Florida economy will grow by more than \$6 billion dollars over the next eight years as a result of this project; and

**WHEREAS**, the economic benefit enjoyed by Miami-Dade County alone are estimated to be \$1.6 billion dollars; and

**WHEREAS**, the proposed construction of the 235-mile passenger railroad train connecting Miami and Orlando in under three hours will bestow substantial economic benefits directly to Greater Miami through increased business revenues, new construction jobs, increased tourism and increased roadway safety.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of West Miami as follows:

SECTION 1. The aforementioned statements are true and correct and adopted as is fully stated herein.

SECTION 2. The City Commission of the City of West Miami strongly supports the construction of the 235-mile passenger railroad train.

SECTION 3. This Resolution shall take effect immediately upon passage by the City Commission and signature of the Mayor.

PASSED AND ADOPTED this 2<sup>nd</sup> day of July 2014.

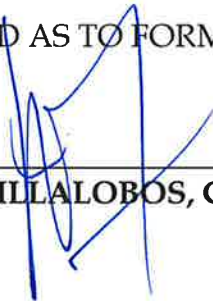
APPROVED:

  
EDUARDO H. MUÑINA, MAYOR

ATTEST:

  
ANNERY GONZALEZ, CITY CLERK

APPROVED AS TO FORM AND SUFFICIENCY:

  
JOSE A. VILLALOBOS, CITY ATTORNEY

ROLL CALL VOTE:

MAYOR EDUARDO H. MUÑINA	<u>Y</u>
VICE-MAYOR JUAN M. BLANES	<u>Y</u>
COMMISSIONER CANDIDA BLANCA	<u>ABSENT</u>
COMMISSIONER RHONDA A. RODRIGUEZ	<u>Y</u>
COMMISSIONER LUCIANO L. SUAREZ	<u>Y</u>