



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

Regular Meeting Minutes  
Monday, September 22, 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 7:12 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 Chief Pete Baan  
Building & Code Compliance Director H. "Tex" Ziadie  
City Clerk Erika Gonzalez-Santamaria

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

**Salute to the Flag:** Students from All Angels Academy were not present to lead the audience in the Pledge of Allegiance and Salute to the Flag.

**3. Awards & Presentations:** None

**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.

The following members of the public addressed the City Council: Stephen Marin, Robb C. Imperato, Arlene Hawks of 549 and 561 Payne Drive, Nestor Suarez of 550 Wren Avenue, Sarah Vargas, John Bankston, Sr. and Vincent Medel of 330 Morningside Drive.

**5. Approval of Council Minutes:**

- A) September 2, 2014 – Workshop Meeting
- B) September 8, 2014 – Regular Meeting

Minutes of the September 2, 2014 Workshop meeting and September 8, 2014 Regular meeting were approved as written.

**Councilman Bain 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.**

**6. Reports from Boards & Commissions: None**

**7. Public Hearings:**

A) Resolution – 2<sup>nd</sup> Public Hearing – A Resolution Of The City Council Of The City Of Miami Springs, Florida Adopting The Final Levying Of Ad Valorem Taxes For General Operations For The City Of Miami Springs For The Fiscal Year 2014-2015; Providing For An Effective Date

City Attorney Jan K. Seiden read the resolution in its entirety.

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 adopt the resolution. 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.**

B) Resolution – A Resolution Of The City Council Of The City Of Miami Springs, Florida Adopting The Final General Fund, Special Revenue Funds, Debt Service Fund, And Enterprise Fund Budgets For The Fiscal Year 2014-2015; Authorizing The City Manager To Proceed With Implementation Of Service Programs And Projects; Prohibiting Unauthorized Liabilities And Expenditures Of Funds; Providing For An Effective Date

City Attorney Seiden read the resolution in its entirety.

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 adopt the resolution. 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.**

C) Ordinance – 2<sup>nd</sup> Reading – An Ordinance Of The City Council Of The City Of Miami Springs, Amending Code Of Ordinance Section 150-017, Recreational Vehicles; Providing For The Parking And Storage Of Recreational Vehicles In Side Yard Setback Areas Of Residential Properties, Under Certain Conditions, Without The Need For A Variance; Repealing All Ordinances Or Parts Of Ordinances In Conflict; Effective Date

City Attorney Seiden read the title of the ordinance.

Mayor Garcia passed the gavel to Vice Mayor Lob who opened the public hearing to those persons wishing to speak. There were no speakers and the public hearing was closed.

**Councilman Bain moved to adopt the ordinance. 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.**

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

Agenda Items 8B and 8E were pulled from the consent agenda for discussion.

A) Recommendation by Golf that Council award a Bid to Florida Superior Sand, utilizing Miami Dade County Bid # 9408-1/14-1, on an "as needed basis" in the amount of \$2,119.00 for medium grade sand as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(5) of the City Code

B) Recommendation by Golf that Council approve an expenditure to Miami Herald, as a sole source provider, on an "as needed basis" in the amount of \$2,377.00, for marketing and advertising as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(6)(c) of the City Code

**Councilman Bain moved to approve 8B. 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.**

C) Recommendation by Golf that Council authorize the issuance of Purchase Order to Neff Rental, utilizing Miami Dade County Bid # 8446-5/17-1, on an "as needed basis" in the amount of \$4,136.00, for rental of a tractor and lift equipment as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(1) of the City Code

D) Recommendation by Golf that Council approve an expenditure to U.S. Lubricants, the lowest responsible quote, on an "as needed basis" in the amount of \$5,000.00, for fuel as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (C)(2) of the City Code

E) 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 \$3,997.00 for Additional Irrigation for Stafford Park Athletic Field Renovation Project, Pursuant to Section 31.11 (E)(6)(e) of the City Code

**Council received notification of the expenditure and no action was required.**

**Councilman Windrem moved to approve consent agenda items 8A, 8C and 8D. Councilman Bain seconded the motion which was carried 4-0 on roll call vote. The vote was as follows: Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes. Vice Mayor Lob was absent at roll call.**

**9. Old Business:**

A) Determination on Group Medical Coverage Rates for Employees and their dependents for Budget FY2014-2015

This item was considered after Agenda Item 7B. City Manager Gorland presented the recommendation to waive the competitive bid process and approve the expenditure to Aetna Insurance in an amount not to exceed \$1,144,130.00 for employee group medical coverage at the 26.5% renewal rate increase. He explained the negotiation process with Aetna and a second option for a 19% increase that results in a General Fund savings of \$41,000 with more "out of pocket" expenses to the employees.

Insurance Consultant Bob Shafer explained the two renewal options for continuing the employee medical coverage with Aetna Insurance, effective October 1, 2014 through September 30, 2015.

**Vice Mayor Lob moved to approve the 19% alternative plan. Councilman Bain seconded the motion.**

Assistant City Manager/Finance Director Alonso and Mr. Shafer responded to Council's questions regarding the two renewal options and how they affect the employees' "out of pocket" medical expenses and their net salaries.

**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.**

Council **requested** an agenda item for the next meeting to consider a pay raise for the employees utilizing the \$41,000 savings from the 19% renewal option.

**10. New Business:**

A) Approval of Agreement for Theatrical Services – Pelican Playhouse Inc.

Nery Owens of 169 Corydon Drive spoke regarding the content of the agreement.

Ralph Wakefield of 255 Springs Avenue presented the "State of the Pelican" address outlining the Pelican Playhouse activities and programs that were held during the fiscal year from October 1, 2013 to September 30, 2014, and new activities and programs scheduled for the upcoming fiscal year in the Rebeca Sosa Theatre. He thanked City Staff and everyone involved for their continued support.

**Vice Mayor Lob moved to accept the agreement. 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) Resolution – A Resolution Of The City Council Of The City Of Miami Springs Approving And Adopting The City Employee "Pay Plan" For Fiscal Year 2014-2015; Reserving The Right And Authority To Amend Or Supplement The Plan; Effective Date

City Attorney Seiden read the title of the resolution.

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

C) Resolution – A Resolution Of The City Council Of The City Of Miami Springs, 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; Urging The Florida Department Of Transportation And Other Regulatory/Funding Agencies To Support The Project, Directions To The City Clerk; Effective Date

This item was considered as the first item of business.

Senior Vice President Jose Gonzalez of Florida East Coast Industries, 2855 Le Jeune Road, addressed Council to request a resolution of support for the proposed "All Aboard Florida" project that will have an impact on tourism in Miami-Dade County by providing hourly rail service from Miami to Orlando. He continued to explain the transit oriented development and economic impact related to the project and the various train stations.

City Attorney Seiden read the title of the resolution.

**Councilman Windrem moved to adopt the resolution. Vice Mayor Lob 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.**

D) Discussion on Re-occupancy Certificate Process and Procedures

Building and Code Compliance Director H. "Tex" Ziadie presented a memorandum with attachments to explain the re-occupancy certification process and procedures. He referenced one particular re-occupancy case with the case history report, sketch of the home layout and photographs taken of the property.

City Attorney Seiden said that the process is a liability protection for the City to ensure that the procedures conducted by the Department are done properly. He strongly recommends that the liability issues be protected and the system should not be micromanaged. The current ordinance protects the city against multi-family use that has been generated illegally within single family residences.

City Attorney Seiden suggested, as a matter of policy, if there is no finding of illegality in the recertification process that no diagram would be made or photographs taken of the property.

**11. Other Business: None**

## 12. Reports & Recommendations:

A) The City Attorney said that during the health insurance discussion every comment that was made was absolutely correct and it is a matter of determining the benefits. He applauded Council on their discussion and said that they dealt with it in a very appropriate manner.

B) City Manager Gorland thanked everyone for a great fiscal year and wished everyone a happy fiscal year beginning October 1<sup>st</sup>.

C) City Council

Councilman Bain recalled working with Roly Marante and Commissioner Rebeca Sosa in the past and said that they were always available to him when he needed assistance. He congratulated Mr. Marante on his new job.

Councilman Windrem reported that it had been a busy budget season. Within the last week he attended a grand opening ceremony at a thrift boutique on Westward Drive and an antique store across the bridge in Hialeah. The Farmer's Market is coming up, which is great. His son will be eight months old on Wednesday.

Vice Mayor Lob wished everyone a good night.

Councilman Petralanda clarified that the proposed aquatic facility is supposed to pay for itself, meet a certain budget, finish on time and provide what the residents want. In his opinion, these requirements were met and now there is a group of citizens who are very vocal about the pool. He reached out to the Mayor of Doral to request a meeting to ask if they would contribute funds in order for Miami Springs to be able to add more lanes to the pool, but was unsuccessful. He is looking for a solution, but if the funds are not available, the City will build a pool they can afford.


Councilman Bain expressed his opinion regarding the proposed pool and said that any delay to the process might result in extra costs or a delay to the SunTrust loan with the current financing terms.

Mayor Garcia said that Council had been going through the aquatic facility design process for almost an entire year and the original presentation included an option for a competition pool and a leisure pool. The survey results indicated that a competition pool was on the list of priorities, but cost was a factor. Council has done their due diligence and based on what he has been told, four or five swim lanes will accommodate competition training.

## 13. Adjournment

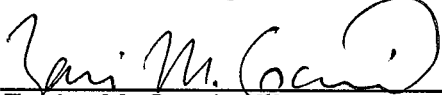
There being no further business to be discussed the meeting was adjourned at 9:30 p.m.

*Respectfully submitted:*

  
Erika González-Santamaría, CMC  
City Clerk



Adopted by the City Council on  
this 5<sup>th</sup> day of October, 2014.

  
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Javier 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.