



City of Miami Springs, Florida
City Council Meeting

Regular Meeting Minutes
Monday, November 10, 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 7:04 p.m.

Present were the following:

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

City Manager Ronald K. Gorland
Assistant City Manager/Finance Director William Alonso
City Attorney Jan K. Seiden
Chief of Police Peter G. Baan
Building and Code Compliance Director H. "Tex" Ziadie
Golf Director Paul O'Dell
Elderly Services Director Karen Rosson
City Clerk Erika Gonzalez-Santamaria

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

Salute to the Flag: Members of Cub Scout Pack 425 led the audience in the Pledge of Allegiance and Salute to the Flag

3. **Awards & Presentations:**

A) Presentation of Certificate of Sincere Appreciation Plaque to Chief Pete Baan in Recognition of 40 Years of Dedicated Service to the City of Miami Springs

Mayor Garcia presented a Certificate of Sincere Appreciation plaque to Chief of Police Pete Baan for 40 years of service to the Police Department from March 11, 1974 to December 31, 2014.

City Manager Gorland presented Chief Baan with a commemorative clock on behalf of the City Administration.

Chief of Police Baan introduced his family members who were present and thanked the City Council and Administration.

B) Officer of the Month Award – October 2014 – Officer Robert A. Evans

Chief of Police Baan presented the Officer of the Month award for October 2014 to Officer Robert A. Evans.

Sergeant Danny Kelly read the nomination letter on behalf of Sergeant Frank Perez describing Officer Evans' outstanding police work that led to the arrest of a suspect who was charged with theft, possession of stolen credit cards and multiple counts of burglary to unoccupied vehicles. Officer Evans, Officers Sandoval and Hall, and Dispatcher Newton were commended for the highest level of professionalism during the investigation and arrest.

C) Yard of the Month – November 2014 – Mario L. Sanchez – 960 N. Royal Poinciana Boulevard

Mr. Sanchez was not present to receive his award for the November Yard of the Month.

4. Open Forum:

Maria Mitchell of 830 Bluebird Avenue addressed the City Council.

5. Approval of Council Minutes:

A) October 27, 2014 – Regular Meeting

Councilman Windrem moved to approve the minutes of the October 27, 2014 Regular meeting. Councilman Bain seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Petralanda, Councilmen Windrem, Bain, Lob and Mayor Garcia voting Yes.

6. Reports from Boards & Commissions:

A) Board of Adjustment – Approval of Actions Taken at their Meeting of November 3, 2014, Subject to the 10-day Appeal Period

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

7. Public Hearings: None

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

A) Approval of the City Attorney's Invoice for October 2014 in the Amount of \$14,877.00

B) Recommendation by Finance that Council approve an expenditure to Jumpin Jack Flash Productions in the amount of \$1,500 for the December 13 Classic Car Show as funds were approved in the FY14/15 Budget

C) Recommendation by Bldg. & Code Compliance that Council waive the competitive bid process and approve an expenditure to Ulises Antonio Fernandez, DBA Design Builders, in an amount not to exceed \$ 58,000, on an as needed basis for Roofing Plan Reviews and Roofing/Building Inspections as funds were approved in the FY 14/15 Budget, pursuant to Section §31.11 (E)(6)(g) of the City Code

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

9. Old Business:

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

There were no appointments to the advisory boards.

City Attorney Seiden explained that the Zoning and Planning Board/Board of Adjustment is in need of two members to fill vacant positions.

10. New Business:

A) Resolution – A Resolution Of The City Council Of The City Of Miami Springs Establishing Rates For Collection Of Garbage, Trash And Recycling For Residential And Commercial Customers Within The City Of Miami Springs; Effective Date

City Attorney Seiden read the title of the resolution.

Assistant City Manager/Finance Director Alonso read the memorandum requesting Council approval of an increase in sanitation/recycling fees to offset the 2.3% increase assessed by the County for Fiscal Year 2014-15. The current annual fee of \$628.00 will increase to \$642.00.

Councilman Windrem moved to approve. Councilman Lob seconded the motion.

After discussion, the motion was carried 4-1 on roll call vote. The vote was as follows: Vice Mayor Petralanda, Councilmen Windrem, Lob and Mayor Garcia voting Yes and Councilman Bain voting No.

B) Discussion on Recommendations to Outsource the Building Department

City Manager Gorland read the memorandum recommending that the Building Department function be retained as an in-house City function and not be outsourced to another city or for-profit firm. He also presented a financial analysis explaining that outsourcing would not result in any savings to the City and would reduce the amount of surplus that goes to the General Fund to cover indirect costs.

The following members of the public addressed the City Council: Lee Pelkey of 3549 LeJeune Road, Sanaa Ghorab of 256 Pocatella Street, Don Bower of 850 Bluebird Avenue, Blas Cardonne of 1111 Raven Avenue, Karla Bello, John Bankston of 260 Albatross Street, Charles M. Hill of 841 Heron Avenue and Irene Guzman of 629 Pinecrest Drive.

City Attorney Seiden expressed his support for maintaining the Building Department in-house because it allows the City to regulate the function and avoids the cost of reestablishing the entire department if outsourcing is not successful.

Discussion ensued and by consensus, Council **agreed** to maintain the operation of the Building Department in-house and allow six months to hire a full-time Building Official and make changes in order to improve the department functions and quality of customer service.

C) The Administration requests guidance from Council on how to proceed with the Country Club operations contract with Mr. Carlos Santana which is due to expire on January 9, 2016

Nery Owens of Corydon Drive addressed the City Council regarding this item.

City Manager Gorland read the agenda memorandum into the record describing various alternatives for the Country Club operations contract for the food and beverage service as follows:

1) Extend Mr. Santana's current contract until October 2017 until the golf course debt is paid off and issue an RFP for an operational contract where the city would derive revenues effective October 2017; 2) Issue an RFP early in 2015 for an operator to take over the current contract terms until October 2017, at which time the city could issue another RFP for a five year agreement; 3) Issue an RFP early in 2015 for a five year agreement that would entail operating the first 22 months under the current contract terms and the terms would change for the remaining 38 months until the City begins receiving revenues.

Carlos Santana of 1 Curtiss Parkway and Golf Director Paul O'Dell came forward to address questions raised by the City Council.

Councilman Bain moved to extend the current contact with Mr. Santana until October 2017, and the extended contract would be amended to include slightly different terms and conditions. Councilman Windrem seconded the motion.

The City Attorney clarified that the amended contract would come back to Council for approval.

The motion was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Petralanda, Councilmen Windrem, Bain, Lob and Mayor Garcia voting Yes.

D) Approval of the Alliance for Aging Local Services Program (LSP) Agreement

City Manager Gorland clarified that the agreement provides for net funding to the City in the amount of \$89,511.30 which was possible through the joint efforts of the City lobbyist and City Council.

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 Petralanda, Councilmen Windrem, Bain, Lob and Mayor Garcia voting Yes.

E) Consideration of the following Board of Parks and Parkways recommendations based on their actions taken at their meeting of September 10, 2014:

1. Recommend that the Council adopt the plan submitted by Public Works Director Tom Nash for the churches and organizations signage wall on Curtiss Parkway adjacent to the pump house on the corner of Eldron Drive and to budget the installation

City Manager Gorland referred to the documentation submitted to Council regarding the proposed signage and explained the lack of written criteria outlining what organizations are eligible for posting a sign on the board. The cost to install the board is approximately \$2,000 and there is space available for 18 spots on the board.

Council **requested** a recommendation from the Board of Parks and Parkways for the criteria for posting signs on the board.

Councilman Windrem moved to approve the plan submitted. Vice Mayor Petralanda seconded the motion.

After discussion, the motion was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Petralanda, Councilmen Windrem, Bain, Lob and Mayor Garcia voting Yes.

Council **requested** an update on the status of the renovation of the Geiger Memorial on Curtiss Parkway from Board of Parks and Parkways Chair Eric Richey.

F) Consideration of the following Recreation Commission recommendations based on their actions taken at the meeting of October 27, 2014:

1. Recommendation to Council to sunset the Recreation Commission Board

City Manager Gorland stated that advisory boards have made valuable contributions by working within the guidelines set for them and they can present their ideas to Council for various projects. The mission of the Recreation Commission was lost and he is not sure of the reason.

City Attorney Seiden stated that board meetings require staff time and some boards have been struggling to set an agenda. Staff has requested all boards to set an agenda in advance of their meetings. He explained that the duties of the Recreation Commission have changed over time resulting in less power. Advisory boards are supposed to be proactive in looking for projects to become involved in, although funds are not always available to implement them and they should be encouraged to be more active.

By consensus Council **agreed** not to sunset the Recreation Commission and directed the City Attorney to contact the members to explain the duties and functions of the board.

11. Other Business:

A) Consideration of Cancelling/Rescheduling the Regular Council meetings of Monday, November 24th and Monday, December 22nd

Councilman Lob moved to cancel the Regular Council meetings of November 24th and December 22nd. Vice Mayor Petralanda seconded the motion.

After discussion, the motion was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Petralanda, Councilmen Windrem, Bain, Lob and Mayor Garcia voting Yes.

12. Reports & Recommendations:

A) City Attorney

The City Attorney had no report at this time.

B) City Manager

City Manager Gorland reported on the meeting with the residents on LaVilla Drive and gave credit to Chief of Police Baan for an excellent job of discussing and setting a plan in motion to address the problem. He reminded everyone of the Veterans Day ceremony on Tuesday, November 12th and to honor veterans for putting their lives on the line. He served in Viet Nam next to part-time soldiers who never expected to be there. Veterans need to be honored and remembered.

C) City Council

Vice Mayor Petralanda said that he hopes to see everyone at the Veterans Day ceremony. He thanked Lions Club President Bill Windrem for hosting the Veterans dinner last night that was wonderful. He is a Cold War veteran when the Berlin wall fell and he was ready for active duty.

Councilman Lob wished everyone a good night.

Councilman Windrem thanked Chief of Police Baan for 40 years of service. He thanked the veterans who put their lives on the line to protect the liberty and freedom that Americans enjoy, but some people take for granted. He announced that his sister had her first child. He reported that his father is President of the Lions Club and they sponsored the veterans dinner.

Councilman Bain reported that he received a nice letter from Jennifer Glazer-Moon about the City's tennis program, Match Point Tennis Academy, and he suggested that she might be able to help with relocating the tennis courts to the Golf Course through her position with the County. He appreciates the work of Tennis Professional Manny Fabian and said that he could use some publicity. He wished everyone a nice Veterans Day holiday. Councilman Bain joked that the stack of papers in the personnel file for Chief Baan is as tall as the Affordable Health Care Act.

Mayor Garcia said that Council had given praise and thanks to the veterans and he is hoping that everyone who is not working will take the opportunity to attend the Veterans Day Ceremony at the memorial. He thanked Chief Baan for all his hard work, including many things that he does not receive praise for and he never asks for praise. No one understands as well as the elected officials that the job he has is a thankless one and even though there are "bumps in the road" the Chief makes it work. He would never rate or judge how the Chief has performed in the position based on the number of bumps he hit in the road; he rates his performance on how he has handled those things. He gave the Chief "two thumbs up" as the Mayor, former Councilmember and resident and thanked him for all his years of service. He hopes that everyone will be able to attend the Chief's retirement luncheon on Wednesday, December 3rd.

Mayor Garcia attended the Florida Care Review luncheon for foster children at Joe's Stone Crab Restaurant. There are many needy causes and fundraisers and he encourages everyone to get involved. His prayers are with the veterans and children with cancer in the community and urged everyone to keep them in their thoughts and prayers. He said that it was a good meeting and thanked Council for their hard decisions.

13. Adjourn

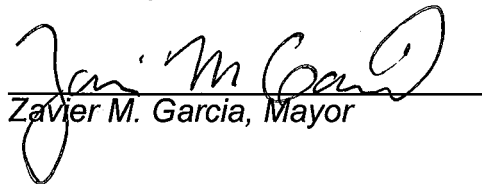
There being no further business to be discussed the meeting was adjourned at 9:05 p.m.

Respectfully submitted:


Erika Gonzalez-Santamaria, MMC
City Clerk



*Adopted by the City Council on
this 8th day of December, 2014.*


Xavier 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.