



City of Miami Springs, Florida
City Council Meeting

Regular Meeting Minutes
Monday, February 9, 2015 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 7:09 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 Armando A. Guzman
City Clerk Erika Gonzalez-Santamaria

2. **Invocation:** Vice Mayor Petralanda

Salute to the Flag: Students from Springview Elementary School led audience in the Pledge of Allegiance and Salute to the Flag

3. **Awards & Presentations:**

- A) Certificate of Recognition for Tennis Program Director Manny Fabian

Mayor Garcia presented a Certificate of Recognition to tennis professional Manny Fabian for his dedicated service to the community and successfully operating the City's Tennis Program since February 2008.

Mr. Fabian thanked the Mayor, Council and Administration for allowing him this opportunity. He said that he and his Staff enjoy what they do and that makes it easy.

- B) Officer of the Month for December 2014 and Life Saving Award presented to Officer Justin B. Robbins

Chief of Police Guzman introduced Sergeant Thomas Kelly who read his nomination letter for the Officer of the Month award for December 2014.

Sergeant Kelly stated that he nominated Officer Justin B. Robbins for the Officer of the Month and the Life Saving award and also recommended a commendation for Officer Cheryl Mulet for responding to a call that involved a resident who suffered a heart attack. He said that Officer Robbins and Officer Mulet were able to obtain lifesaving information from the family that was crucial to the rescue and saving the victims life.

Officer Robbins stressed the importance of equipment and training in police work. He acknowledged Officer Mulet and Officer Fetters for their assistance and thanked the Sergeant for his commendation.

Chief of Police Guzman said that he is extremely impressed with the camaraderie and teamwork that all the shifts display.

C) Yard of the Month – February 2015 – Ann and Blake Modesitt – 27 Hunting Lodge Drive

Ann and Blake Modesitt were not present to receive their Certificate of Recognition for their yard being selected as the February Yard of the Month.

D) Presentation by the Miami Springs High School Engineering Club

Miami Springs Senior High School teacher Liset Icaza, sponsor of the Engineering Club, introduced Club President Austin Aguilar who explained the focus of the club is to educate students on the Science, Technology, Engineering and Math (STEM) Program. He said that they are working to engineer RFC cars to allow them to be faster and stronger. The Club competes against other schools nationwide and last year they placed sixth in the nation and first place in two Florida competitions.

Ms. Icaza stated that their goal is to inform the public about the club that will compete on March 13th at the Homestead Speedway with other schools in the District, and they hope to advance to the national level. She announced that they are holding a Mini Monster Jam fundraiser on Saturday, February 21st at the school and the community is welcome to support the club. Volunteers in the community are also needed to provide assistance to the Club.

E) Presentation of the Comprehensive Annual Financial Report (CAFR) for Fiscal Year ending September 30, 2014 by Alberni, Caballero and Fierman

Andrew Fierman, Partner with Alberni, Caballero and Fierman, provided a brief presentation on the City's Comprehensive Annual Financial Report (CAFR) for Fiscal Year ending September 30, 2014. He referred to the Certificate of Achievement for Excellence in Financial Reporting that was presented to the City by the Government Finance Officers Association.

Mr. Fierman reviewed the various sections of the CAFR. He noted that the Compliance Section includes the reports that are required under Generally Accepted Auditing Standards, as well as the Rules of the Auditor General of the State of Florida. They are pleased to report that they did not identify any significant deficiencies or material weaknesses in internal control, nor did their tests find any instances of non-compliance.

Mr. Fierman reported that they did not encounter any difficulties in performing or completing the audit; there were no disagreements with management and there were no misstatements requiring correction as a result of the audit. He thanked City Manager Gorland, Assistant City Manager/Finance Director Alonso, Controller Alicia Gonzalez and Staff for their cooperation and assistance throughout the entire process.

4. **Open Forum:** There were no members of the public who signed up to speak.

5. **Approval of Council Minutes:**

- A) January 21, 2015 – Special Meeting
- B) January 26, 2015 – Regular Meeting

Councilman Bain moved to approve the minutes of the January 21, 2015 Special Meeting and the January 26, 2015 Regular Meeting. 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.

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

- A) February 2, 2015 – Board of Adjustment – Approval of Actions Taken at their Meeting of February 2, 2015, Subject to the 10-day Appeal Period

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

City Attorney Seiden referred to one case involving a front-yard picket fence in which the owner was granted a variance, based on a recommendation that Council consider amending Section 150-013 (C) (1) of the City Code to allow wood as an approved material.

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.

Councilman Bain moved to amend the Code to consider wood as an allowable material for front yard fences. Councilman Lob seconded the motion, which 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 January 2015 in the Amount of \$13,304.75

- B) Recommendation by Golf that Council authorize the issuance of a Purchase Order to Sullivan Electric & Pump, Inc., utilizing Miami Dade County Bid #6819-5/17-1, on an "as needed basis" in the amount of \$5,000.00, for emergency repairs for pump stations at the Golf Course as funds were approved in the FY 14/15 budget, pursuant to Section §31.11 (E)(5) of the City Code

C) LETF Purchase - New Radar Equipment

1) Recommendation by the Police Department that Council approve an expenditure to Kustom Signals, Inc., using Miami-Dade County Contract Pricing #ABCW1200723, of \$5,032.00, for four (4) Automobile Falcon HR Moving and Stationary radar units, as these funds qualify for expenditure from the Police Law Enforcement Trust Fund, pursuant to Section §31.11 (E)(6)(c) of the City Code

2) Recommendation by the Police Department that Council approve an expenditure to Applied Concepts, Inc., as a sole source provider, of \$9,250.00, for four (4) Motorcycle Stalker Dual-SL radar units, as these funds qualify for expenditure from the Police Law Enforcement Trust Fund, pursuant to Section §31.11 (E)(6)(c) of the City Code

3) Recommendation by the Police Department that Council approve an expenditure to Petersons Harley-Davidson, as a sole source provider, of \$1,200.00, for radar installation/labor, as these funds qualify for expenditure from the Police Law Enforcement Trust Fund, pursuant to Section §31.11 (E)(6)(c) of the City Code

Councilman Bain moved to approve 8A through 8C (1-3). 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

Councilman Lob confirmed his appointment of Ilia Molina to the Education Advisory Board for an unexpired term ending on May 31, 2015.

Mayor Garcia confirmed his appointment of Juan Molina to the Board of Adjustment/Zoning and Planning Board for an unexpired term ending on April 30, 2015.

B) Discussion on the Golf Cart Traffic Study

City Manager Gorland read the recommendation from the Finance Department that Council waive the competitive bid process and approve an expenditure to the Corradino Group in the amount of \$18,000 for the performance of a traffic study, as funds were approved in the FY 2014-15 budget, pursuant to Section 31.11 (E) (6) (g) of the City Code.

Councilman Windrem moved to approve. Councilman Lob 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.

10. New Business:

A) Update to Proposed Fund Balance Designation

Assistant City Manager/Finance Director Alonso referred to his memorandum outlining the proposed fund balance designations. He stated that for the Fiscal Year ending 2014, the available fund balance was \$4,263,646, which means there is a surplus of approximately \$548,261 that is available for Council to designate for different purposes, while still maintaining the 25% requirement for emergency reserves of \$3.5MM. He reviewed a list of recommended designations as follows:

1. Additional hurricane contingency - \$284,975
2. Additional funding for City Hall roof - \$27,000
3. Studio in Council Chambers for meeting broadcasts - \$10,000
4. Police staffing changes - \$13,000
5. City Hall A/C repairs and maintenance agreement - \$10,400
6. Fire Station A/C repairs and maintenance agreement - \$10,000
7. Tennis court resurfacing - \$25,000
8. Golf Course restrooms - \$35,000
9. New laptops for Police - \$8,000
10. Other citywide uses for Council determination - \$115,246

Assistant City Manager/Finance Director Alonso explained that the designations may be reduced, increased, transferred or otherwise cancelled by Council at any time. The purpose of the designations is to designate funds for future City needs and projects. The Administration recommends Council approval of the designations and the status will be monitored and reported to Council on an interim basis. He added that the recommendation includes additional projects for Council's consideration which are the installation of new decorative light poles at the Circle for \$300,000 and a new tot-lot for Prince Field for \$150,000.

To answer the Mayor's question, Mr. Alonso said that there are two items; the Police staffing changes and the City Hall A/C repair that are coming up on the agenda and the remainder of the items could wait.

Mr. Gorland said that even the A/C could wait, but the staffing changes should be addressed now, if possible.

By **consensus**, Council agreed to review the proposed fund balance designations, consult with Staff if they have additional items for the list, and be prepared to designate the surplus funds at the next Council meeting. The City Hall A/C and Police staffing will be addressed under the upcoming agenda Items 10B and 10H respectively.

B) Recommendation by Public Works that Council authorize the issuance of a Purchase Order to Trane, utilizing Miami-Dade County Bid #6046-2/12/2, in the amount of \$10,420.00 annually (to be paid in quarterly payments of \$2,605.00), for inspection and maintenance services to the City Hall Trane A/C unit as described in the scope of services agreement, pursuant to Section §31.11 (E)(5) of the City Code

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

Councilman Windrem withdrew his motion and Councilman Lob withdrew his second. The item was deferred to the next meeting.

C) Resolution – A Resolution Of The City Council Of The City Of Miami Springs, Florida; Authorizing The Issuance Of City Of Miami Springs, Florida Capital Improvement Refunding Revenue Note, Series 2015 In The Principal Amount Of Not To Exceed \$7,600,000 To Finance Certain Capital Improvements; Providing That Such Note Shall Be A Limited Obligation Of The City Payable From Pledged Revenues As Provided Herein; Providing For The Rights, Securities And Remedies For The Owner Of Such Note; Making Certain Covenants And Agreements In Connection Therewith; Designating The Note For The Exception For Certain Tax-Exempt Obligations Contained In Section 265 Of The Internal Revenue Code Of 1986, As Amended; And Providing For An Effective Date.

City Attorney Seiden read the title of the resolution.

Nery Owens of 169 Corydon Drive addressed Council regarding this item.

Councilman Windrem 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.

D) Recommendation that Council Approve a one year extension of the Facility Agreement with Match Point Enterprises and Manny Fabian for Tennis Program

This item was considered after Agenda Item 3A.

City Manager Gorland clarified that the request is to approve a three-year extension of the Tennis Professional Agreement with Match Point Enterprises and Manny Fabian, instead of one-year as indicated on the agenda.

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

Jacqueline Martinez Regueira of 400 Palmetto Drive spoke in favor of the item.

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.

E) Recommendation that Council Approve a one year Facility Agreement with Miami Springs VG Optimist Club for Archery Range Program

City Manager Gorland introduced Mark Bain who was present representing the Optimist Club.

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

After brief discussion, the motion was carried 4-0 on roll call vote. The vote was as follows: Vice Mayor Petralanda, Councilmen Windrem, Bain and Mayor Garcia voting Yes. Councilman Lob abstained.

City Attorney Seiden stated for the record that Councilman Lob left the dais and abstained from voting because he is a Director of the Miami Springs VG Optimist Club.

F) Recommendation that Council Approve an Extension of the Agreement with Curtiss Mansion Inc. to March 16, 2020

City Manager Gorland requested Council approve an extension of an Agreement with Curtiss Mansion Inc. (CMI), to June 8, 2020, instead of March 16, 2020. He said that CMI President Jo Ellen Phillips was present to address any questions.

Councilman Lob moved to approve. Vice Mayor Petralanda seconded the motion.

City Attorney Seiden clarified that the extension would be effective as soon as the original lease terminates.

CMI President Jo Ellen Phillips answered Council's questions to their satisfaction.

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.

G) Consideration of the Board of Parks and Parkways Recommendations for the Yard of the Month Awards for February, March, and April 2015

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

H) Recommendation that Council Approve requested transitional Police staffing changes

City Manager Gorland read the recommendation for two temporary Police Department Lieutenant additions to Staff for the remainder of the 2015 calendar year in order to address morale and Command Staff readiness. The net cost of the succession planning request is \$12,076.00.

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

Chief of Police Guzman answered Council's questions regarding the staffing recommendation, explaining his intent is to promote from within the Department, as part of the succession plan.

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.

I) Request by the Relay for Life event organizers for their annual 12 hour fundraising event to be held on the Circle Saturday, March 7th

Councilman Windrem moved to approve the request. Councilman Bain seconded the motion.

Suzanne Wolar of 1024 Raven Avenue presented the request to move the Relay for Life event back to the Circle, instead of holding it on the first block of Curtiss Parkway, and to close the traffic around the Circle during the event.

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.

J) Recommendation by Police Department that Council authorize issuing a purchase order to Don Reid Ford, Inc., utilizing Florida Sheriff's Association Bid Award Announcement #14-22-0904 in the amount of \$26,342.00, for a 2015 Ford Police Interceptor Utility AWD (K8A) vehicle, pursuant to Section §31.11 (E)(5) of the City Code

This agenda item was originally Agenda Item 8D and was moved to New Business during the meeting. City Manager Gorland read the title of the recommendation.

K) Recommendation by Police Department that Council approve the execution of a two year lease agreement with Peterson's Harley Davidson of Miami, for four new fully equipped police motorcycles, as a sole source provider, in the amount of \$2,500 (consists of \$48,000 lease cost for two years less \$45,500 trade in values of the six motorcycles currently owned by the City), pursuant to Section §31.11 (E)(6)(c) of the City Code

This agenda item was originally Agenda Item 8E and was moved to New Business during the meeting. City Manager Gorland read the title of the recommendation.

Councilman Windrem moved to approve Agenda Items 10J and 10K and Councilman Lob seconded the motion.

Councilman Windrem amended his motion to approve Agenda Items 10J and 10K, subject to additional information from the Finance Department and the Chief of Police about the inclusion of radar equipment. Councilman Lob seconded the amended 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.

11. Other Business: None

12. Reports & Recommendations:

A) City Attorney

The City Attorney had no report at this time.

B) City Manager

City Manager Gorland reminded everyone that there are many upcoming activities during the months of February, March and April and to check the River Cities Gazette and the City's website for more information.

C) City Council

Councilman Bain reported that he lost a friend and supporter, Bobby Schwinger, who passed away Sunday morning. Bobby was also a close friend of his son Jon and he will be missed.

Vice Mayor Petralanda had a great time at the "Taste of the Springs" that was held yesterday. He thanked the organizers of the event and the Miami Springs Senior High School Math Club.

Councilman Lob reported that he and Councilman Bain attended the Miami-Dade County League of Cities Installation Dinner. They had a wonderful time and were glad to represent the City. He mentioned that the Optimist Club Archery Program is a wonderful activity and a good usage of the land at the Golf Course.

Councilman Windrem announced that the Lions Club will hold a Lasagna Dinner on February 21st to support the Relay for Life. He wished his father Happy Birthday. He reminded everyone to attend the Farmers Market held every Saturday where he is playing his guitar to help attract business for Ray's Guitars. He said that Bob Schwinger was a great colleague and fellow realtor who was easy to deal with and he will be missed.

Mayor Garcia announced that it is Girl Scout cookie time, which makes it hard to stay on a diet. He encouraged everyone to stop by Milam's Market, not only to purchase cookies, but also to support the fundraising event being held until February 11th for the Geiger Memorial Monument. Milam's is matching donations dollar for dollar up to \$3,000.00.

Mayor Garcia said that Bob Schwinger would not want anyone to be sad over his passing. Mr. Schwinger had the best interest in Miami Springs; he loved the City and was a fellow Rotarian. The Mayor said that he loved Bob dearly; Bob did not mince words and will definitely be missed. He expressed his condolences and hopes that Bob rests in peace.

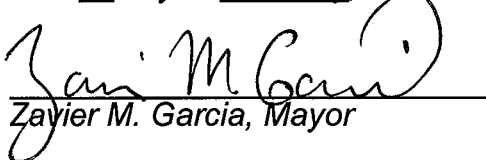
13. Adjourn

There being no further business to be discussed the meeting was adjourned at 8:49 p.m.

Respectfully submitted:


Erika Gonzalez-Santamaria, MMC
City Clerk

*Adopted by the City Council on
This 23 day of February, 2015.*


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.