



City of Miami Springs, Florida
City Council Meeting

Regular Meeting Minutes
Monday, December 14, 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 7:10 p.m.

Present were the following:

Mayor Xavier M. Garcia
Vice Mayor Bob Best
Councilman Billy Bain
Councilwoman Roslyn Buckner
Councilman Jaime A. Petralanda

City Manager Ronald K. Gorland
Assistant City Manager/Finance Director William Alonso
City Attorney Jan K. Seiden
Professional Services Supervisor Tammy Romero
Recreation Director Omar Luna
City Clerk Erika Gonzalez-Santamaria

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

Salute to the Flag: Students from Miami Springs Middle School lead the audience in the Pledge of Allegiance and Salute to the Flag

3. **Awards & Presentations:**

A) Recognizing the Miami Springs Little League Lighting 12U Travel Softball Team for winning USSSA Weston Fall Classic

Mayor Garcia recognized the Softball Team and coaches for their successful winning season.

B) Yard of the Month Award for December 2015 – 140 Apache Street – Maria Puyada

Maria Puyada was present to receive the Certificate of Recognition from Mayor Garcia.

C) Swearing in Ceremony for newly hired Miami Springs Police Officers Edwin J. Dominguez and Adonys Llorens

After welcoming remarks, Chief of Police Armando Guzman administered the Oath of Office to Police Officers Edwin J. Dominguez and Adonys Llorens.

D) Presentation by Carlos Migoya on Jackson West Project

Mr. Migoya provided an oral presentation and a PowerPoint on the upcoming Jackson West project in Doral. He explained that the new facility will be a children's outpatient clinic, a free-standing emergency room and urgent care center, physician clinics and other medical facilities. He noted that the population growth of this area led to the new vacant land purchase to medically serve the surrounding region.

4. Open Forum:

The following members of the public addressed the City Council: Tony Lima, 841 Wren Avenue; Santiago D. Echemendia, 200 South Biscayne Boulevard.

5. Approval of Council Minutes:

A) November 9, 2015 – Regular Meeting

Councilman Best moved to approve the minutes. Vice Mayor Bain seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman 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 150-010, Roof Materials, Requirements And Re-Roofs; By Including A New Provision Permitting Flat Roofs With Continuous Parapets; Repealing All Ordinances Or Parts Of Ordinances In Conflict; Effective Date

The City Attorney read the Ordinance by title.

Mayor Garcia opened the public hearing. There were no speakers. The Mayor closed the public hearing.

Councilman Best moved to approve the Ordinance on second reading. Councilwoman Buckner seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman Petralanda and Mayor Garcia voting Yes.

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

A) Approval of City Attorney's Invoice for November 2015 in the Amount of \$11,556.00

B) Recommendation by Building & Code Compliance that Council authorize the issuance and/or execution of a contract to Advance Data Solutions, utilizing State of

Florida contract #973-561-010-1 (attached), in an amount not to exceed \$20,000.00 for the scanning of all building street files, which includes permits and plans in the Building Department, as funds were budgeted in the FY 15/16 Budget pursuant to Section 31.11 (E)(5) of the City Code

C) Recommendation by Finance that Council approve an expenditure to Jumpin' Jack Productions in the amount of \$1,500.00, for the December 2015 Classic Car Show at the Circle as funds were approved in the FY 15/16 Budget

D) Recommendation by Finance that Council approve an expenditure to the River Cities Festival in the amount of \$7,500.00, for the 2016 River Cities Festival as funds were approved in the FY 15/16 Budget

The City Manager read all items by title for the record.

Vice Mayor Bain moved to approve the Consent Agenda. Councilman Best seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman Petralanda and Mayor Garcia voting Yes.

9. Old Business:

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

Mayor Garcia appointed Alejandro Gonzalez to the Board of Adjustment. There were no more appointments at this time.

B) Discussion of status of Suco Election Litigation

City Attorney Seiden advised the City Council that according to the Miami-Dade Court system, the litigation case between Mr. Suco and the City is closed. He stated that he and the City Clerk will propose new legislation for the January 28th Council Meeting concerning the collection of petition signatures.

C) Initiation of Strategic Plan Review

Assistant City Manager/Finance Director provided background information on the current strategic plan. It was the general consensus of the Council to have the department heads review and update the information, and then present an update to Council.

10. New Business:

A) Curtiss Mansion LAP Agreement - Approval of Resolution authorizing execution of the LAP agreement for the Curtiss Mansion Trailhead Project (parking lot/driveway)

The City Attorney read the Resolution by title.

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

B) Resolution – A Resolution Of The City Council Of The City Of Miami Springs Providing For The Fifth Budget Amendment To The FY 2014-2015 Budget; By Increasing The General Fund Budget And The Special Revenue And Capital Projects Budget By Recording Various Expenses And Payments To Be Made By The City; Providing Intent; Specifying Compliance With Budgetary Processes And Procedures; Effective Date

The City Attorney read the Resolution by title.

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

C) Resolution – A Resolution Of The City Council Of The City Of Miami Springs Amending The Current Schedule Of Charges For Building, Plumbing, Electrical, Mechanical And Other Related Permit Charges Or Fees; Effective Date

The City Attorney read the Resolution by title.

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

D) Discussion and recommendation regarding Prince Field Playground alternatives

After much discussion on the issue, Vice Mayor Bain made a motion to shut down the Tot Lot at Prince Field Park immediately due to unsafe conditions. Councilwoman Buckner seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman Petralanda and Mayor Garcia voting Yes.

Discussion ensued, Vice Mayor Bain made a motion to tear down the Tot Lot at Prince Field Park with exception to salvageable pieces. Councilwoman Buckner seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman Petralanda and Mayor Garcia voting Yes.

E) Request by Kathie and Martin Marquez for scheduling of a date for their Board of Appeals hearing

Vice Mayor Bain moved to schedule the Board of Appeals hearing for January 11th. Councilman Best seconded the motion, which carried 4-1 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilman Petralanda and Mayor Garcia voting Yes; Councilwoman Buckner voting No.

F) Selection of Artist via Arts in Public Places process for our Aquatic Facility

Lynn Brooks, Chair of the Arts in Public Places Ad Hoc Committee, introduced the two finalists selected by the board for the Council's consideration.

The first finalist, Alfredo and Pavlina Alea, provided a visual presentation on their proposed designs for the Aquatic Facility.

The second finalist, Carlos Augusto Pereira, provided a visual and 3D presentation on his proposed designs for the Aquatic Facility.

After brief discussion, the Mayor requested that the Council take a ballot vote to select the artist. Each Council Member wrote down the artist of their choice along with their names in order to identify how each member voted.

The following Ballot votes were made:

Vice Mayor Bain, Councilman Petralanda, and Mayor Garcia voted for Pavlina and Alfredo Alea (Presentation #1).

Councilman Best and Councilwoman Buckner voted for Carlos Augusto Periera (Presentation #2).

Pavlina and Alfredo Alea (Presentation #1) won the Ballot vote.

G) Recommendation by Finance that Council authorize the execution of an agreement between the State of Florida, Department of Environmental Protection, Division of Water Restoration Assistance, in the amount of \$500,000.00 on a cost reimbursement basis with no math requirement, to conduct a study of the Melrose and Esplanade drainage canal bank erosion problems, design solutions and implement stabilization to remediate embankment collapse and resulting negative impact on flow, roads, trees and vegetation.

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

H) Recommendation by Finance that Council approve exercising our second option year of the contract with Alberni, Caballero & Fierman, LLP, in the amount of \$34,000.00, for external auditing services as funds were budgeted in the FY15/16 Budget pursuant to Section §31.11 (E)(6)(g) of the City Code and pursuant to the City's existing contract awarded under the City's RFP#02-12/13

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

I) Recommendation by Police that Council approve the Mutual Aid Agreement to participate in the South Florida Money Laundering Strike Force

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

J) Request for Council to provide direction for Code Compliance enforcement of current applicable codes regarding swale/tree decorations

Code Compliance Officer Lourdes Taveras addressed the Council. She presented photographs of the various swales in question that pose a hazard to residents and vehicles.

After some discussion, Vice Mayor Bain moved to immediately remove hazardous items from City property and swales and allow Code Compliance to educate and advise homeowners to not place anything other than what is allowed by the City Code on City property and swales. Councilwoman Buckner seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman Petralanda and Mayor Garcia voting Yes.

10. Other Business:

A) FY 2014-2015 Fourth Quarter Budget Status Update (Unaudited)

Assistant City Manager/Finance Director William Alonso provided a brief update on the FY 2014-2015 budget. He stated the City ended the year with a surplus of \$124,156. He also went on to explain the status of reserves and the general fund balance.

B) Consideration of Cancelling/Rescheduling the Regular Council meeting of Monday, December 28th

Vice Mayor Bain moved to cancel the December 28th Council Meeting. Councilwoman Buckner seconded the motion, which carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Bain, Councilman Best, Councilwoman Buckner, Councilman Petralanda and Mayor Garcia voting Yes.

11. Reports & Recommendations:

A) City Attorney

The City Attorney had nothing to report at this time.

B) City Manager

City Manager Gorland wished everyone a happy holiday.

C) City Council

Councilwoman Buckner reported on the senior holiday party and wished everyone a happy holiday.

Councilman Petralanda wished everyone a happy holiday.

Vice Mayor Best wished everyone a happy holiday.

Councilman Bain also reported on the great senior holiday event. He also stated that there should be an appointment or some type of scheduling through the Police Department in order to access the boat ramp. He also wished everyone a happy holiday.

Mayor Garcia thanked the Softball team for their efforts and success. He also stated that his daughter, Alexa, has been playing varsity soccer for the high school and has been a great success on the team. He wished everyone a happy holiday.

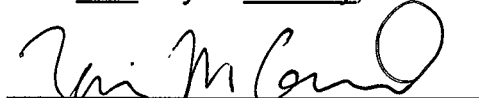
13. Adjourn

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

Respectfully submitted:


Erika Gonzalez-Santamaria, MMC
City Clerk

*Adopted by the City Council on
This 11th day of January, 2016.*


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.