

City of Miramar, FL

2300 Civic Center Place, Miramar, FL 33025



Meeting Agenda

Wednesday, August 18, 2021

7:00 PM

Commission Chambers/Virtual

CITY COMMISSION REGULAR MEETING

*Mayor Wayne M. Messam
Vice Mayor Yvette Colbourne
Commissioner Winston F. Barnes
Commissioner Maxwell B. Chambers
Commissioner Alexandra P. Davis*

City of Miramar

WELCOME TO YOUR CITY COMMISSION MEETING

We are pleased that you have demonstrated an interest in the City of Miramar by attending a City Commission Meeting. We hope you will attend more of these meetings in the future.

GENERAL INFORMATION: The City of Miramar is a municipality chartered by the State of Florida operating under the "City Council - City Manager Plan." The City Commission is comprised of four members and the Mayor selected by the residents of Miramar to serve as the City's governing body. It is responsible for adopting policies of the City, passing ordinances, adopting resolutions and approving budgets. A City Manager is appointed by the City Commission to serve as the administrative head of the municipal government and provides recommendations to the City Commission on policy issues.

The City Commission Meeting is a formal meeting of the members of the Commission to transact City business. This business is conducted in a manner prescribed by resolution, laws and regulations which require certain formal actions and the following of specific procedures.

The AGENDA is a printed document that lists the order of business for the Commission Meeting. The public is encouraged to contact the Mayor or any City Commissioner prior to a Commission Meeting to express their views on items appearing on the Agenda.

* All cell phones and other electronic devices must be turned off prior to entering the Commission Chambers.

The City Commission may consider and act upon such other business as may come before it in the event this agenda must be revised, such revised copies will be available to the public at the City Commission Meeting.

GENERAL RULES AND PROCEDURES FOR PUBLIC PARTICIPATION AT CITY COMMISSION MEETINGS:

Who May Speak - Any individual who wishes to address the City Commission may do so providing it is accomplished in an orderly manner and in accordance with the procedures outlined below.

1. **Speaking on items on the Agenda** - Individuals wishing to speak on matters that appear on the Agenda need only to raise their hand to be recognized by the Mayor. Discussion at Special Meetings is limited to the items referred to on the Agenda for such Special Meetings.
2. **Other Business Items** - These are items placed on the Agenda by the Mayor or a Commissioner and either are requests for the preparation of future legislation or are requests for possible direction to the Administration.
3. **Speaking on items not on the Agenda** - **Public Participation** - Any individual may speak on any subject pertinent to the City at the second regularly scheduled meeting of each month. Individuals must sign in with the City Clerk prior to the meeting. The Mayor will recognize those persons who signed in, under the agenda item "Public Participation".
4. **Addressing Commission, Manner & Time** - Public discussion during all items is limited to three minutes maximum per person, however, the Mayor at his/her discretion may allow more time. Each person who addresses the Commission shall step up to the speaker's podium and shall give his/her name and address.
5. **No untested external audio/visual presentations** (i.e. jump/thumb drives) will be accepted. All a/v presentations must be emailed or delivered to the Clerk's Office 30 days in advance of the requested Commission Meeting date. The City reserves the right to modify or deny any presentation request.

The above represents a summarization of the Commission Procedures Resolution. Copies of this resolution are available from the City Clerk's Office. Any person requiring auxiliary aids and services at this meeting may call the City Clerk's Office at 954-602-3011 at least two calendar days prior to the meeting.

If a person decides to appeal any decision made by the City Commission with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings and for such purpose may need to insure that a verbatim recording of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER

ROLL CALL/ANNOUNCEMENTS

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

PRESENTATIONS

Presentation: All-America City Award plaque presentation. (National Civic League President Doug Linkhart)

Presentation: National Accreditation of the Miramar Police Department-Meritorious. (Interim Police Chief Leonard Burgess)

Presentation: 2020 Census Update. (Vice Mayor Yvette Colbourne)

Proclamation: India Independence Day & India Heritage Month. (Sponsored by Vice Mayor Yvette Colbourne) (Mayor Wayne M. Messam)

Proclamation: Jamaica Independence Day. (Sponsored by Vice Mayor Yvette Colbourne) (Mayor Wayne M. Messam)

Proclamation: Women Equity Day. (Sponsored by Vice Mayor Yvette Colbourne) (Mayor Wayne M. Messam)

CONSENT AGENDA

Items listed under Consent Agenda are viewed to be routine and the recommendation will be enacted by one motion in the form listed below. If discussion is desired, the item(s) will be removed from the Consent Agenda and will be considered separately. Anyone wishing to comment on any item on the consent agenda should approach the podium now.

1. Minutes from the Regular Commission Meeting of June 16, 2021.

Attachments: [Commission Minutes 061621docx](#)

2. Temp. Reso. #R7439 authorizing the expenditure of \$50,000 of Law Enforcement Trust Funds necessary for **advanced training** for the **Miramar Police Department**. *(Police Major Shalida Smith)*

Attachments: [R7439 LETF Funds for Advanced Training for PD with backup](#)

3. Temp. Reso. #R7445 approving a Highway Maintenance Memorandum of Agreement with the Florida Department of Transportation for the **Bass Creek Road Traffic Calming Initiative Project**. (City Engineer Salvador Zuniga)

Attachments: [R7445 Bass Creek Rd Traffic Calming Initiative with Backup](#)

4. Temp. Reso. #R7450 accepting an Absolute Bill of Sale and Easement from Boardwalk 280, LLC for the **water and sewer system improvements** to serve the Boardwalk 280 Development; authorizing the release of Letter of Credit No. 11957 in the amount of \$434,596 and accepting a One-Year Maintenance Cash Bond in the amount of \$102,091.25 from **Boardwalk 280, LLC**. (City Engineer Salvador Zuniga)

Attachments: [R7450 W&S Boardwalk 280 LLC with backup](#)

5. Temp. Reso. #R7451 approving the Interlocal Agreement between Broward County and the City of Miramar for **Surtax-Funded Municipal Transportation Project: Pembroke Road/Miramar Parkway Expansion** (MIRA-001, 002, 003, and 004). (City Engineer Salvador Zuniga)

Attachments: [R7451 Pembroke Rd Miramar Pkwy Expansion with backup](#)

6. Temp. Reso. #R7452 expressing support for the City of Pembroke Pines acting as Lead Agency and administering **Complete Street Improvement Projects** along Pembroke Road from SW 145TH Ave to Douglas Road, as included in the Broward Metropolitan Planning Organization's ("MPO") Complete Streets Master Plan ("CSMP"), to be delivered through the Local Agency Program ("LAP"). (City Engineer Salvador Zuniga)

Attachments: [R7452 Complete Street Improvement Projects with backup](#)

7. Temp. Reso. #R7448 approving the purchase for installation of an **HVAC system** for **Town Center Commission Chambers Audio Visual Room** from Trane US, Inc., in the additional amount of \$60,000, for total expenditures during Fiscal Year 2021 in the amount of \$134,000; utilizing U.S. Communities Government Purchasing Alliance Contract No. RFP No. 15-JLP-023 entitled "HVAC Products, Installation, Services and Related Products and Services". *(Public Works Assistant Director Kirk Hobson-Garcia and Procurement Director Alicia Ayum)*

Attachments: [R7448 HVAC System for AV Room with backup](#)

8. Temp. Reso. #R7449 approving the purchase of **repair and maintenance services** for the **Wastewater Reclamation Facility ("WWRF") Fuel Depot** from Advanced Petroleum Services, Inc., in an additional amount of \$17,481 for total expenditures during Fiscal Year 2021 in the amount of \$85,117; utilizing City of Coral Gables Invitation for Bid ("IFB") No. 2020-016 entitled "Fuel Station and Storage Facility Maintenance". *(Public Works Assistant Director Kirk Hobson-Garcia and Procurement Director Alicia Ayum)*

Attachments: [R7449 Repair & Maintenance WWRF Fuel Depot with backup](#)

9. Temp. Reso. #R7453 approving the award of Invitation for Bids No. 21-019, entitled "**Aeration Basin Influent Channel Cleaning**", to U.S. Submergent Technologies, L.L.C. in a lump sum amount of \$149,960 to clean the aeration basin influent channel at the **Wastewater Reclamation Facility**. *(Utilities Director Roy Virgin and Procurement Director Alicia Ayum)*

Attachments: [R7453 Aeration Basin Influent Channel Cleaning WWRF with backup](#)

10. Temp. Reso. #R7455 ratification of the purchase of **emergency process valve replacement** for **Clarifier No. 1** and **Aeration Basin No. 3** at **Wastewater Reclamation Facility** from Giannetti Contracting Company in an amount of \$392,334. *(Utilities Director Roy Virgin and Procurement Director Alicia Ayum)*

Attachments: [R7455 Emergency Process Valve Replacement.docx](#)

11. Temp. Reso. #R7447 authorizing the City Manager to exercise the **second of two (2) one-year renewal options** of the **Property & Casualty Insurance Broker Services Contract** with Arthur J. Gallagher Services, Inc. (Arthur J. Gallagher) for the period of October 1, 2021, to October 1, 2022. *(Human Resources Director Randy Cross)*

Attachments: [R7447 Property & Casualty Insurance Broker Contract Renewal with backup](#)

End of Consent

RESOLUTIONS

12. Temp. Reso. #R7471 approving an **appointment** for replacement to the **Blasting Citizen Advisory Committee**. *(City Clerk Denise A. Gibbs)*

Attachments: [R7471 Board Replacement with backup](#)

13. Temp. Reso. #R7444 authorizing the issuance by the **Capital Projects Finance Authority of its Essential Housing Revenue Bonds, Series 2021** for the purpose of financing the acquisition of a certain housing facility located within the City and herein described. ***(Continued from the Meeting of 07/07/21) (ITEM WITHDRAWN)*** *(Assistant City Manager Shaun D. Gayle)*

Attachments: [ITEM WITHDRAWN](#)

14. Temp. Reso. #R7414 approving a three-year **Collective Bargaining Agreement** between the City of Miramar, Florida and the **Police Benevolent Association of Broward County, Florida**, representing City Police Officers and Sergeants, for the period from October 1, 2021 through September 30, 2024. ***(Continued from the Meeting of 05/19/21)*** *(Human Resources Director Randy Cross)*

Attachments: [R7414 PBA Collective Bargaining Agreement with backup](#)

15. Temp. Reso. #R7467 approving a three-year **Collective Bargaining Agreement** between the City of Miramar, Florida and the **General Association of Miramar Employees** for the period from October 1, 2021, through September 30, 2024. *(Human Resources Director Randy Cross)*

Attachments: [R7467 Collective Bargaining Agreement GAME with backup](#)

16. Temp. Reso. #R7468 approving a three-year **Collective Bargaining Agreement** between the City of Miramar, Florida and the **International Association of Firefighters**, representing non-management sworn firefighters, for the period from October 1, 2021 through September 30, 2024. *(Human Resources Director Randy Cross)*

Attachments: [R7468 IAFF Collective Bargaining Agreement with backup](#)

17. Temp. Reso. #R7469 approving a **Comprehensive Pay Plan for Unrepresented Employees** for the period beginning October 1, 2021 through September 30, 2022. *(Human Resources Director Randy Cross)*

Attachments: [R7469 Comprehensive Pay Plan with backup](#)

18. Temp. Reso. #R7472 authorizing the **Public Rights Project**, a project of the Tides Center, Community Justice Project, and Southern Poverty Law Center to file a **lawsuit** on behalf of the City of Miramar, Florida, that facially **challenges Section 1 of CS/HB 1 (2021)**. *(Sponsored by Mayor Wayne M. Messam) (City Attorney Burnadette Norris-Weeks)*

Attachments: [R7472 Resolution Authorizing HB1 Litigation](#)

PUBLIC PARTICIPATION (7:30 – 8:00 P.M.)

QUASI-JUDICIAL PUBLIC HEARING

All who wish to speak shall be collectively sworn in. City Attorney will then read the title of the item to be considered. Staff shall present a brief synopsis of the application and make a recommendation. Next will be a presentation by the applicant. The Commission will then hear from participants in favor of and in opposition to the application. The applicant, staff and or any Commissioner may cross-examine the witnesses, and a participant may request that the board ask questions of a witness. The public hearing will conclude with final remarks by staff and the applicant. No further presentations or testimony shall be permitted. All decisions of the Commission must be based upon competent substantial evidence presented to it at the hearing. All backup materials provided to the City Commission, as a part of the agenda will automatically be made a part of the record of the hearing. All approvals will be subject to staff recommended conditions unless otherwise stated in the motion for approval.

19. **SECOND READING** of Temp. Ord. #O1774 relating to Land Development Regulations; amending the Zoning Map of the City of Miramar for approximately 32 acres of real properties generally located and lying on both sides of Miramar Parkway, between the Florida Turnpike and SW 68th Avenue, as further described in Exhibit "A" attached hereto, in accordance with the requirements of Subsection 166.041(3), Florida Statutes and Section 304 of the Land Development Code of the City of Miramar; more specifically by changing the zoning map designation of: (1) those certain parcels with Parcel ID Numbers 5141-2608-0010, 5141-2608-0011, 5141-2608-0012, 5141-2608-0021, 5141-2621-0010, 5141-2621-0020, and 5141-2622-0010 from Community Business (B2) District to Mixed-Use Low (ML) District; (2) that certain parcel with Parcel ID Number 5141-2608-0022 from Open Space/Recreation (OS) Zoning District to Mixed-Use Low (ML) District; (3) those certain parcels with Parcel ID Numbers 5141-2600-0060 and 5141-2066-0061 from Community Facilities (CF) Zoning District and Open Space/Recreation (OS) Zoning District to Mixed-Use Low (ML) District; and (4) that certain parcel of real property with Parcel ID Number 5141-2600-0076 from Open Space/Recreation (OS) Zoning District to Multi-Family Residential (RM4) District, in order to implement the Adopted Land Use Program for the **new Miramar Innovation and Technology Activity Center ("MITAC") Land Use Designation**, and creatively transform Historic Miramar into an economically productive and socially inclusive Innovation District; making findings; providing for adoption; providing for severability; providing for administrative correction of scrivener's errors; and providing for an effective date. ***(Passed 1st Reading on 07/07/21) (Community Development Director Eric Silva)***

Attachments: [O1774 2nd Reading MITAC Rezoning Ordinance with backup](#)
 [O1774 1st Reading MITAC Rezoning Ordinance with backup](#)
 [ExParte](#)

20. **FIRST READING** of Temp. Ord. #O1776 relating to Land Development Regulations, considering Application No. 1902522 for an amendment to the Zoning Map of the City of Miramar, more specifically by **changing the Zoning Map Designation** of two parcels of land totaling 17.16 acres, located on the northwest corner of Miramar Parkway and SW 145 Avenue, and legally identified with parcel identification numbers 5140-27-11-0014 and 5140-27-11-0010 from **Community Business (B2) to Mixed-Use Low (ML)**; making findings; providing for adoption; providing for severability; providing for administrative correction of scrivener's errors; and providing for an effective date. ***(Continued from the meeting of 07/07/21) (Community Development Director Eric Silva)***

SECOND READING SCHEDULED for September 1, 2021

Attachments: [O1776 1st Reading Maple Multifamily Rezoning with backupRev ExParte](#)

21. Temp. Reso. #R7441 considering **Variance Application No. 2101556** from Land Development Code ("LDC") Section 506.6.2, Perimeter Bufferyards; considering **Variance Application No. 2101557** from LDC Section 506.6.4, Pedestrian Landscape Zones; considering **Variance Application No. 2101558** from LDC Section 808.1.5, Size and Character of Parking Spaces; considering **Variance Application No. 2101559** from LDC Section 808, Tandem Parking; and considering **Variance Application No. 2101560** from LDC Section 808.5, Loading Spaces; for the **Monarch Professional Centre**, located at 12741 through 12781 Miramar Parkway, north of Miramar Parkway and west of Flamingo Road. ***(Staff recommends continuance to the meeting of 09/29/21) (Community Development Director Eric Silva)***

Attachments: [Staff Recommends Continuance](#)

OTHER BUSINESS

Reports and Comments:

Commission Reports:

City Attorney Reports:

City Manager Reports:

FUTURE WORKSHOP

09/08/21 - 4:00 P.M. - Sister Cities Workshop - Virtual/In-person - Commission Chambers

ADJOURNMENT

THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING IS:

Wednesday, September 1, 2021 at 7:00 P.M.