

# City of Miramar, FL

*2300 Civic Center Place, Miramar, FL 33025*



## **Annotated Meeting Agenda**

***From the Meeting of Thursday, April 20, 2017***

**7:00 PM**

**Commission Chambers**

### **CITY COMMISSION REGULAR MEETING**

***Mayor Wayne M. Messam  
Vice Mayor Maxwell B. Chambers  
Commissioner Winston F. Barnes  
Commissioner Yvette Colbourne  
Commissioner Darline B. Riggs***

## **City of Miramar**

### **Welcome to the 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 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.

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**

**MOMENT OF SILENCE**

**PRESENTATIONS**

Proclamation: National Community Development Week. (Mayor Wayne M. Messam)

**Employee Recognition:**

Administrative Secretary II Carolyn Marie Salisbury - Public Works - Longevity Award 25 Years

Budget Analyst I Karen Livernois - Management and Budget - Longevity Award 20 Years

Accounting Records Clerk Linda Frederick - Financial Services - Longevity Award 20 Years

Captain Tim Roche - Fire-Rescue - Employee of the 1st Quarter 2017

Captain Bruce Hill - Fire-Rescue - Distinguished Service Award

Civilian Tony Vasquez - Fire-Rescue - Civilian Citation

Police Officer Juliette Normil - Police - Officer of the Quarter

Crime Analyst Tenesha Whatley - Police - Employee of the Quarter

Police Training Unit - Police - Unit Citation Award

Community Resource Officer Brittany Parker - Police - Community Involvement Award

Community Resource Officer Lashay Singletary - Police - Community Involvement Award

Police Detective Jonathan Zeller - Police - Excellent Police Service Award

Police Detective Stacie Hadley - Police - Excellent Police Service Award

Police Detective John Untch - Police - Excellent Police Service Award

Police Detective Tait Thomas - Police - Excellent Police Service Award

Police Detective Jeffrey Gilbert - Police - Excellent Police Service Award

Crime Analyst Tenesha Whatley - Police - Excellent Police Service Award

Grant Accreditation Manager Kim Morrow Lopez - Police - Excellent Police Service Award

Police Officer Jennifer Jacobi - Police - Excellent Police Service Award

Executive Commander Eric Watters - Police - Excellent Police Service Award

Police Officer Edel Esponda - Police - Life Saving Award

Police Officer Michael Bourst - Police - Life Saving Award

Police Sergeant Oscar Mendoza - Police - Life Saving Award

Police Sergeant Florinet Derac - Police - Chief Leadership Award

Police Major Shalida Smith - Police - Chief Leadership Award

Police Major James Dunkelberger - Police - Chief Leadership Award

Police Major Jose Vargas - Police - Chief Leadership Award

Assistant Police Chief Leonard Burgess - Police - Chief Leadership Award

### **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.

- Approved**
1. Minutes from the Special Commission Meetings of March 28, 2017 and April 5, 2017 and Regular Commission Meetings of March 29 and April 5, 2017.
  - 17-106 2. Temp. Reso. #R6406 accepting a grant from the **2016 Urban Area Security Initiative ("UASI") Grant Program** in the amount of \$119,178; authorizing the execution of a Memorandum of Agreement between the City of Miami, as "Sponsoring Agency", and the City of Miramar, as "Participating Agency", along with any future amendments to same and other Memorandums of Agreement related to the 2016 Grant Program deemed appropriate. *(Interim Fire Rescue Chief Robert Palmer)*
  - 17-107 3. Temp. Reso. #R6410 approving the purchase of **firefighting protective ensembles and ensemble elements** from Bennett Fire Products Company, Inc. through the utilization of the Lake County Contract No. 12-0806B, in an amount not-to-exceed \$80,000 for Fiscal Year 2017. *(Interim Fire Rescue Chief Robert Palmer)*

- 17-108      4.      Temp. Reso. #R6411 authorizing the purchase of **services for refurbishment of the Town Center Main Water Chiller** from Trane, U.S. Inc., in the amount of \$63,689; utilizing U.S. Communities Government Purchasing Alliance Contract No. 15-JLP-023. *(Public Works Director Bernard Buxton-Tetteh and Procurement Director Randy Cross)*
- 17-109      5.      Temp. Reso. #R6412 approving the purchase of **water meters and associated meter parts** from Sensus Metering Systems, Inc. in an amount not-to-exceed \$250,000; waiving the competitive bidding requirements for the purchase of City Standard products in accordance with City Code Section 2-413(3). *(Utilities Director Jody Kirkman and Procurement Director Randy Cross)*
- 17-110      6.      Temp. Reso. #R6414 awarding Invitation for Bid (IFB) No. 17-005 entitled "**Sodium Hypochlorite Tank Replacements**" to Odyssey Manufacturing Company; authorizing the City Manager to execute an agreement with Odyssey Manufacturing Company, in an amount not-to-exceed \$133,300. *(Utilities Director Jody Kirkman and Procurement Director Randy Cross)*
- 17-111      7.      Temp. Reso. #R6429 approving the granting of a **Utility Easement** to Florida Power & Light Company for the construction, operation and maintenance of overhead and underground electric utility facilities to serve the City of Miramar **Fire Rescue Station No. 107**. *(Construction and Facilities Management Director Luisa M. Millan)*

**End of Consent**

**RESOLUTIONS**

- 17-112      8.      Temp. Reso. #R6372 **selecting a Vice Mayor** for a one-year term. *(City Clerk Denise A. Gibbs)*
- 17-113      9.      Temp. Reso. #R6431 approving **appointments** to the **Historic Miramar Advisory Board**. *(City Clerk Denise A. Gibbs)*
- 17-114      10.      Temp. Reso. #R6386 approving the final ranking and award of Request for Qualifications No. 16-06-34, entitled "**Wastewater Reclamation Facility Reclaimed Water System Expansion**", to the highest ranked proposer, Hazen and Sawyer, DPC; authorizing the City Manager to execute an agreement with Hazen and Sawyer, DPC in an amount not-to-exceed \$500,000. *(Utilities Director Jody Kirkman and Procurement Director Randy Cross)*
- 17-115      11.      Temp. Reso. #R6426 adopting a fair chance hiring practice, by implementing the "**Ban the Box**" initiative. *(Human Resources Director Melanie McLean and sponsored by Mayor Wayne M. Messam)*

- 17-116      12.      Temp. Reso. #R6413 approving an agreement with Metro Express, Inc. to provide **sidewalk repair and replacement** in the amount of \$200,000, utilizing Southeast Florida Governmental Purchasing Cooperative Group Contract as a result of Invitation for Bid No. 15-16-039(A); authorizing the City Manager to execute an appropriate agreement. *(Public Works Director Bernard Buxton-Tetteh and Procurement Director Randy Cross)*

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

**PUBLIC HEARING**

- 17-14      13.      **SECOND READING** of Temp. Ord. #O1668 amending Article III (“Boards, Committees and Commissions”), of Chapter two of the City Code (“Administration”), to amend Section 2-90 (“**Blasting Citizen Advisory Committee**”); providing for conflicts; providing for inclusion in the Code; providing for severability; and providing for an effective date. ***(Passed 1st Reading 03/29/17)*** *(City Attorney Jamie A. Cole)*

**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.

- 17-15      14.      **SECOND READING** of Temp. Ord. #O1664 considering Application No. 1608871, **rezoning** for a **2.13-acre parcel** from Planned Unit Development (“PUD”) to Residential Multi-Family 25 (“RM-25”), located on Foxcroft Road, west of Douglas Road and south of Miramar Parkway; and providing for an effective date. ***(Passed 1st Reading 03/29/17)*** *(Community & Economic Development Director Eric Silva)*

- 17-117      15.      Temp. Reso. #R6408 considering Application No. 1607400 **Site Plan**, Application No. 1607402 **Community Appearance Board**, Application No. 1607403 **Variance** from Land Development Code ("LDC") Section 704.5.7 to allow a 30-foot front yard setback where 35.1 feet is required, Application No. 1607405 Variance from LDC Section 808 to allow 10 tandem parking spaces where the Code does not permit tandem parking spaces, Application No. 1607406 Variance from LDC Section 808 to allow 115 spaces where 121 are required, Application No. 1607407 Variance from LDC Sections 901 and 905 to eliminate the requirement for street trees and to reduce the bufferyard requirement from 20 feet to 10 feet, and Application No. 1608869 Variance from LDC Section 704.12 to allow for 3.3% usable open space when the Code requires 6%, for the development of a **4-story**, 78,481 square foot **apartment building** on a vacant parcel located south of Miramar Parkway and west of Douglas Road; and approving the Site Plan, Community Appearance Board, and Variance applications with conditions. *(Community & Economic Development Director Eric Silva)*
- 17-118      16.      Temp. Reso. #R6407 considering Application No. 1606755, **Positano Villas Final Plat Approval**, for a plat consisting of one 2.42-acre parcel, located east of Southwest 62nd Avenue, between Southwest 36th Street and Southwest 37th Street. *(Community & Economic Development Director Eric Silva)*

### **OTHER BUSINESS**

#### **Reports and Comments:**

#### **Commission Reports:**

- 17-119      (a)      Temp. Reso. #R6162 retaining Commissioner Colbourne as the Broward Metropolitan Planning Organization (MPO) Representative. *(Mayor Wayne M. Messam)*

#### **City Attorney Reports:**

#### **City Manager Reports:**

- (a)      Consensus reached by the Commission directing the City Manager to request the unused funds from the MPO related to the 2016 Surtax Education Outreach Program.

### **FUTURE WORKSHOP**

**4/20/17 - 5:30 P.M. - Sister Cities Workshop - Commission Conference Room**

**ADJOURNMENT ---- 10:14 P.M.**

**THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING IS:**

**May 3, 2017 at 7:00 P.M.**