

# City of Miramar, FL

*2300 Civic Center Place, Miramar, FL 33025*



## Annotated Meeting Agenda

*From the Meeting of Wednesday, January 16, 2019*

**7:00 PM**

**Commission Chambers**

### **CITY COMMISSION REGULAR MEETING**

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

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

**PRESENTATIONS**

**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 Regular Commission Meetings of October 17, 2018 and November 28, 2018.

**19-52**

2. Temp. Reso. #R6891 approving the ranking and award of Request for Qualifications No.18-05-24, entitled "**Architectural and Engineering Consulting Services**", to the highest qualified evaluation scoring, responsive, responsible architectural and engineering consultants in each of the ten subcategories of services, establishing a renewed library of qualified consultants for future projects on an as-needed-basis. *(Procurement Director Alicia Ayum)*

**Withdrawn**

3. Temp. Reso. #R6879 awarding Request for Quotation No. 18-PR062 entitled, "**Ansin Sports Complex-Shade Structure**", to Superior Park Systems, Inc., for the construction of fabric canopy shade structures for the Ansin Sports Complex in an amount not-to-exceed \$378,500. *(Parks & Recreation Assistant Director Billy D. Neal and Procurement Director Alicia Ayum)*

**19-53**

4. Temp. Reso. #R6880 approving the third and final optional one-year renewal agreements with Madsen-Barr Corporation and Hinterland Group, Inc., for "**Water and Sewer Emergency Repair Services**," on an as-needed-basis, in an annual amount not-to-exceed \$150,000 commencing February 18, 2019. *(Utilities Director Jody Kirkman, P.E. and Procurement Director Alicia Ayum)*

- 19-54                    5. Temp. Reso. #R6878 authorizing the acceptance of additional grant funding in the amount of \$109,118 from the Florida Department of Transportation through the 2015 Transportation Alternatives Program for the **Miramar Parkway Streetscape Project from S.W. 68th Avenue to S.W. 64th Avenue.** *(City Engineer Bissy Vempala)*
- 19-55                    6. Temp. Reso. #R6870 approving the Memorandum of Understanding and certifications relating to the 2018 **Justice Assistance Grant.** *(Police Chief Dexter Williams)*
- 19-56                    7. Temp. Reso. #R6888 approving a **settlement agreement** between the City and Grubbs Emergency Services, LLC, to avoid unnecessary litigation regarding the **removal of 72 trees along Island Drive** during Hurricane Irma recovery efforts. *(Human Resources Director Randy Cross)*

**End of Consent**

**RESOLUTIONS**

- 19-57                    8. Temp. Reso. #R6313 approving **appointments to various Advisory Boards.** *(City Clerk Denise A. Gibbs)*
- 19-58                    9. Temp. Reso. #R6887 approving the recommendation of Intent to Negotiate with Related Development, LLC, the highest responsive, responsible proposer to Request for Proposals No. 18-08-37 for **developer/investor/operator** for the **Miramar Town Center Block 2 property** and for the 14,000 square foot existing retail shell space on the ground floor of the Police Headquarters Building. *(Strategic Development Officer Hector A. Vazquez and Procurement Director Alicia Ayum)*

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

**ORDINANCES**

**Passed 1<sup>st</sup>  
Reading**

10. **FIRST READING** of Temp. Ord. #O1720 amending the City of Miramar Code of Ordinances by amending Chapter 2 "Administration," Article VI "Finance and Miscellaneous Fees," Division 4 "Economic Development," creating Section 2-262 "**Property Acquisition Program**," for the purpose of acquiring real property in the City of Miramar in order to implement the goals of the Miramar Economic Development Fund/Initiative; amending Section 2-413 "Procurement Authority Exemptions" to provide for exemption for the procurement of professional services in connection with the Property Acquisition Program; providing for conflict; providing for severability; and providing for an effective date. (*Chief Financial Officer Susan A. Gooding-Liburd*)

SECOND READING SCHEDULED for February 20, 2019

**Passed 1<sup>st</sup>  
Reading**

11. **FIRST READING** of Temp. Ord. #O1717 amending Section 2-51(A) of the City Code to add the Miramar Sister Cities Board; amending Article III "Boards, Committees and Commissions," of Chapter 2 "Administration" of the City Code, creating Division 7 "Miramar Sister Cities Board" to create the **Miramar Sister Cities Board**; and providing for an effective date. (*Community & Economic Development Director Eric B. Silva*)

SECOND READING SCHEDULED for February 6, 2019

*Consensus reached by the Commission to conduct a Miramar Sister Cities Workshop prior to the second reading of the ordinance.*

**Passed 1<sup>st</sup>  
Reading**

12. **FIRST READING** of Temp. Ord. #O1712 relating to Comprehensive Planning; considering Application No. 1808669 for an expedited State Review Land Use Plan Amendment involving certain text changes to the goals, objectives and policies of the Future Land Use Element of the adopted City of Miramar Comprehensive Plan, specifically at Policy 1.13 to modify the distribution and intensity of the mix of land uses within the **Miramar Regional Activity Center Land Use Category**, encompassing an area within the City of Miramar totaling approximately 2,205 acres and generally bounded on the north by Pembroke Road, on the east by Palm Avenue, on the south by the Homestead Turnpike Extension and on the west by Flamingo Road; by increasing the allocation of residential and office land uses from 8,710 dwelling units to 11,060 dwelling units and from 1,500,000 square feet to 1,750,000 square feet, respectively; and by decreasing the allocation of retail and industrial land uses from 1,836,400 square feet to ~~1,521,400~~ 1,671,400 square feet and from 10,500,000 square feet to ~~40,430,000~~ 9,542,784 square feet, respectively, pursuant to Sections 163.3174, 163.3177, 163.3184 (3) & (11), and 380.06(12), Florida Statutes, Article 1 of the Administrative Rules Document: BrowardNext, and Section 303 of the Miramar Land Development Code; making findings; providing definitions; providing for adoption; providing for transmittal; providing for severability; providing for interpretation; providing for correction of scrivener's errors; providing for recertification; and providing for an effective date. *(Community & Economic Development Director Eric B. Silva)*

SECOND READING TBD

**PUBLIC HEARING**

19-10

13. **SECOND READING** of Temp. Ord. #O1716 relating to Comprehensive Planning; making findings; considering the **annual update** of the **Capital Improvements Schedule**, as set forth in Table 6.1 of the Capital Improvements Element of the City of Miramar Comprehensive Plan to account for Fiscal Years 2019 through 2023, pursuant to Section 163.3177(3)(B), Florida Statutes, and Policy 1.1 of Objective 1 of the Capital Improvements Element of the City Comprehensive Plan; providing for adoption; making findings; providing for the deletion of the Capital Improvements Schedule for Fiscal Years 2018 through 2022; providing for the inclusion of the Capital Improvements Schedule for Fiscal Years 2019 through 2023; providing for correction of scrivener's errors; providing for severability; and providing for an effective date. ***(Passed 1st Reading on 11/28/18)*** *(Community & Economic Development Director Eric B. Silva)*

19-11

14. **SECOND READING** of Temp. Ord. #O1714 amending **City Code of Ordinances** Chapter 15 “**Pensions**”, Article III “**Firefighters’ Pension Plan and Trust Fund**”, Section 15-77, to amend the definition of beneficiary to allow for a trust to be named as a beneficiary of the DROP and share accounts, Section 15-92, to add language regarding death of a DROP participant and amend language explaining the lump sum option of distribution, and Section 15-93, to add language regarding non-spouse beneficiaries of share accounts and the lump sum option for distribution; providing for conflicts; providing for severability; providing for codification; providing for an effective date. ***(Passed 1st Reading on 11/28/18) (Human Resources Director Randy Cross)***

### **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.

Cont’d to  
04/03/19

15. **FIRST READING** of Temp. Ord. #O1710 considering **Application No. 1701999, Rezoning** a 4.62-acre parcel, a 4.81-acre parcel, and a 4.81-acre parcel from Rural (RL) to Residential 1 (RS1), located at 14200, 14299 and 14201 Southwest 41st Street, respectively; making findings; and providing for an effective date. ***(Continued from the Meeting of 11/05/18) (Applicant Requests Continuance to the Meeting of 04/03/19) (Principal Planner Michael Alpert)***

SECOND READING TBD

19-59  
as amended

16. Temp. Reso. #R6886 considering a **fee waiver** of \$1,080 and approving **Application No. 1810203** for a modification of a condition of approval for Resolution No. 17-207 to amend restrictions for the hours of operations for the Conditional Use allowing alcoholic beverage package sales for **Palm Wine and Spirits**, an existing liquor store within the Mirabella Plaza, located at 2201 Palm Avenue, Unit 4-107. *(Principal Planner Michael Alpert)*

19-60

17. Temp. Reso. #R6881 considering **Application No. 1808311 Site Plan Amendment** and **Application No. 1808312 Community Appearance Board**, for an expansion of an existing office building for **Southern Glazer's Wine & Spirits**, located east of Interstate 75 and west of Southwest 145 Avenue; making findings; approving Site Plan Amendment and Community Appearance Board applications with conditions of approval. *(Principal Planner Michael Alpert)*

19-61

18. Temp. Reso. #R6867 considering **Variance Application No. 1809247** from Land Development Code ("LDC") Section 905, Table 3: Perimeter Landscape Bufferyard Width Requirement; considering **Variance Application No. 1809256** from LDC Section 901.8, Parking Lots; and considering **Site Plan Amendment Application No. 1809246** for the **construction of a parking lot** to supplement existing parking for the **Immigration and Customs Enforcement Building**, located at 2805 Southwest 145th Avenue, between Southwest 145th Avenue and Monarch Lakes Boulevard (Southwest 143rd Avenue), north of Miramar Parkway and south of Pembroke Road. *(Community & Economic Development Director Eric B. Silva)*

### OTHER BUSINESS

#### Reports and Comments:

#### Commission Reports:

19-62

19. Temp. Reso. #R6895 supporting the **naming** of the East and West wings of the new **Broward County Courthouse** after former Judge Thomas J. "TJ" Reddick, Jr. and former State Senator and Mayor Walter "Skip" Campbell. *(Mayor Wayne M. Messam)*



- Approved**      **20.** The Commission voted directing the City Manager to implement a temporary program that would assist **federal employees affected by the Federal Government shut down.**

**City Attorney Reports:**

**City Manager Reports:**

**FUTURE WORKSHOPS**

**DATE & TIME TBD   Miramar Cultural Arts Center   Commission Chambers**

**ADJOURNMENT 9:28 P.M.**

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

**February 6, 2019 at 7:00 P.M.**