

City of Miramar, FL

2300 Civic Center Place, Miramar, FL 33025



Annotated Meeting Agenda

From the Meeting of Monday, September 17, 2018

7:00 PM

REVISED

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

Proclamation: Hispanic Heritage Month. (Mayor Wayne M. Messam)

Proclamation: Miss Miami Broward Carnival Queen Pageant Day. (Mayor Wayne M. Messam)

Presentation: Cultural Affairs 2019 Arts and Education Initiatives. (Arts & Education Administrator Kelly Armstead)

Presentation: 2018 Healthy Weight Community Champions Award. (Florida Department of Health-Broward Public Information Officer Candy Sims)

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 Meeting of June 6, 2018 and the Special and Regular Commission Meetings of September 5, 2018.

18-176.2

2. Temp. Reso. #R6797 approving the **Fiscal Year 2017** Interlocal Agreement between Broward County and the City of Miramar for the disbursement of \$139,192 in **HOME Investment Partnership Program Funds** for expenditures on eligible rehabilitation activities; authorizing the Interim City Manager to execute the Fiscal Year 2017 Interlocal Agreement. (*Client Services Manager Deborah Stevens*)

- 18-177.2 3. Temp. Reso. #R6769 approving the purchase of controls upgrade and expansions for **Energy Management System (“EMS”)** at various locations throughout the City from Trane U.S. Inc., in the amount of \$73,020, for a term of two years, commencing September 1, 2018; utilizing US Communities Contract No. 15-JLP-023. *(Public Works Director Bernard Buxton-Tetteh and Procurement Director Alicia Ayum)*

End of Consent

RESOLUTIONS

- 18-178 4. Temp. Reso. #R6444 approving appointments to the **Teen Council Advisory Board**. *(City Clerk Denise A. Gibbs)*

- Pulled 5. **ITEM PULLED**

- 18-179 6. Temp. Reso. #R6791 adopting the **Fiscal Year 2019 Schedule of Proposed Fee Changes** for Programs, Facilities, and Services setting forth all rates, fees and other charges of the City; approving the proposed new fees and amendment of certain existing fees and charges. *(Finance Department Director Claudia Dixon)*

- 18-180 7. Temp. Reso. #R6815 approving the Amendment 2 to the **Drinking Water State Revolving Fund Design and Construction Loan Agreement** DW06820 for an additional construction loan in the amount of \$15,000,000, excluding capitalized interest, for the **East Water Treatment Plant Renovations**; establishing pledged revenues; designating authorized representatives. *(Utilities Director Jody Kirkman)*

- 18-181 8. Temp. Reso. #R6798 considering Development Application Numbers 1503147 and 1807189, for funding in an amount not-to-exceed \$500,000 for the **Commercial Rehabilitation Plan** for the commercial property located at 6927 Miramar Parkway in Historic Miramar. *(Community and Economic Development Director Eric Silva)*

- 18-182 9. Temp. Reso. #R6819 approving a **Transportation System Surtax Inter-Local Agreement** with Broward County and the Metropolitan Planning Organization (MPO). *(Community & Economic Development Director Eric Silva)*

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

PUBLIC HEARINGS

- 18-14 10. **SECOND READING** of Temp. Ord. #O1693 **amending Land Development Code** Chapter 4, Zoning, relating to use regulations, specifically regulating Section 405.8, clothing donation bins, related to permitting textile recycling; application and amendment procedures; renumbering and relettering provisions; providing for severability; providing for inclusion in the Code; and providing for an effective date. ***(Passed 1st Reading at the meeting of 09/05/18)*** *(Community & Economic Development Director Eric Silva and Public Works Director Bernard Buxton-Tetteh)*
- 18-183 11. Temp. Reso. #R6702 approving a franchise agreement with FLSC, LLC d/b/a Florida Textile Recycling Programs to operate a **textile recycling and collection bin program**, utilizing the City of Greenacres Request for Proposal (“RFP”) 18-005; authorizing the Interim City Manager to execute the franchise agreement for a term commencing upon execution through May 31, 2023. ***(Resolution placed here for ease of presentation)*** *(Public Works Director Bernard Buxton-Tetteh)*

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.

**Passed 1st
Reading**

- 12. FIRST READING** of Temp. Ord. #O1695 considering **Application No. 1707473, Rezoning** a 0.59-acre parcel from Planned Unit Development ("PUD") to Residential Multifamily 4 ("RM4"), located between University Drive and South Douglas Road, north of Miramar Boulevard and south of Pembroke Road; and providing for effective date. *(Principal Planner Michael Alpert)*

SECOND READING SCHEDULED for October 17, 2018

**Passed 1st
Reading**

- 13. FIRST READING** of Temp. Ord. #O1700 considering **Application No. 1800931, Rezoning** a 49.223-acre parcel from Rural (RL) to Single-Family Residential-6 (RS6), located the west of the southwest corner of Bass Creek Road and Southwest 172 Avenue; and providing for an effective date. **(Continued from the Meeting of 08/22/18)** *(Community & Economic Development Director Eric Silva)*

SECOND READING SCHEDULED for October 3, 2018

**Passed 1st
Reading**

- 14. FIRST READING** of Temp. Ord. #O1701 considering **Application No. 1800932, Rezoning** a 69.140-acre parcel from Rural (RL) to Single-Family Residential-8 (RS8), located at the southwest corner of Bass Creek Road and Southwest 172 Avenue; and providing for an effective date. **(Continued from the Meeting of 08/22/18)** *(Community & Economic Development Director Eric Silva)*

SECOND READING SCHEDULED for October 3, 2018

Cont'd to
10/03/18

15. Temp. Reso. #R6817 considering **Conditional Use** Application No. 1803780 for a **drive-thru pharmacy**, considering **Conditional Use** Application No. 1803782 for a **liquor store**, considering **Variance** Application No. 1803784 from Land Development Code ("LDC") Section 405.15, Table 405-8, for **distance separation** between pharmacies, considering **Variance** Application No. 1803786 from LDC Section 403.5, Table 403-4, for a **building front setback**, considering **Site Plan** Application No. 1707853 and **Community Appearance Board** Application No. 1707854 for a 169,517 square foot **shopping center**, located at the northwest corner of Miramar Parkway and Flamingo Road. **(Staff recommends continuance to the meeting of 10/03/18)** (Principal Planner Michael Alpert)

Cont'd to
10/03/18

16. Temp. Reso. #R6796 approving Application No. 1806627, **vacation of certain easements** for **Park Plaza Shoppes**, located west of Flamingo Road and north of Miramar Parkway. **(Staff recommends continuance to the meeting of 10/03/18)** (City Engineer Bissy Vempala)

OTHER BUSINESS

Reports and Comments:

Commission Reports:

- 18-184 17. Temp. Reso. #R6818 in support of the passage of Amendment to Article VI, Section 4, of the Florida Constitution - **Voting Rights Restoration for Felons Initiative**. (Mayor Wayne M. Messam)

City Attorney Reports:

City Manager Reports:

FUTURE WORKSHOPS

**09/17/18 - 5:30 P.M. - Miramar Economic Development Fund and Opportunity Zone -
Commission Chambers**

10/03/18 - 5:30 P.M. - Disparity Study Implementation - Commission Chambers

**10/18/18 - 1:00 P.M. - Commission Strategic Financial Planning Retreat - Florida
International University at I-75 in Miramar**

11/05/18 - 5:30 P.M. - Blasting Advisory Committee - Commission Chambers

11/28/18 - 5:30 P.M. - Country Club Ranches - Commission Chambers

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

ADJOURNMENT --- 10:35 P.M.

THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING IS:

October 3, 2018 at 7:00 P.M.