

# City of Miramar, FL

*2300 Civic Center Place, Miramar, FL 33025*



## **Annotated Meeting Agenda**

***From the Meeting of Wednesday, January 15, 2020***

**7:00 PM**

**REVISED**

**Commission Chambers**

### **CITY COMMISSION REGULAR MEETING**

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

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**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**

**PRESENTATION**

**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 and Financial Focus Workshop Meeting of November 13, 2019.

**20-41**

2. Temp. Reso. #R7076 approving and authorizing the City Manager to execute the proposed agreement between Broward County and the City of Miramar for **trafficway beautification on Miramar Parkway from University Drive to SW 69 Way**. *(City Engineer Bissy Vempala)*

**20-42**

3. Temp. Reso. #R7073 accepting an **Absolute Bill of Sale and Easement** from Tropical Letter Carriers Holding Corp., for the water, sewer and reuse water system improvements to serve **Tropical Letter Carriers**; authorizing the release of Surety Cash Bond in the amount of \$316,863.00 and accepting a One-Year Maintenance Cash Bond in the amount of \$60,415.25 from Tropical Letter Carriers. *(Assistant City Engineer Salvador Zuniga)*

**20-43**

4. Temp. Reso. #R7074 approving a **school resource officer agreement** with the School Board of Broward County for the 2019-2020 school year. *(Police Chief Dexter M. Williams)*

- 20-44**                    5. Temp. Reso. #R7077 approving the award of Invitation for Bids No. 19-014 to the Butler Group of South Florida, LLC d/b/a Nextaff to provide **school crossing guard services** for a term of three years with the option to renew for two additional one-year terms, in an annual amount not-to-exceed \$533,239 in Year 1 and \$591,646 in Year 2 and Year 3. *(Police Chief Dexter Williams and Procurement Director Alicia Ayum)*
- Continued**            6. Temp. Reso. #R7102 approving the reappointment of Dahlia A. Walker-Huntington, Esq. and Vincent T. Brown, Esq., and the initial appointment of Dawn Grace Jones, Esq., as **Code Compliance Special Magistrates** for a period of one year commencing upon signature and execution of the agreement. *(Police Chief Dexter Williams)*
- 20-45**                    7. Temp. Reso. #R7080 approving the purchase of three **Safe Air Diesel Exhaust Removal Systems for Fire Stations 19, 84 and 100** from Safe Air Corporation, a sole source provider, in an amount not-to-exceed \$135,635, for **Fiscal Year 2020**. *(Fire-Rescue Chief Robert E. Palmer)*
- 20-46**                    8. Temp. Reso. #R7078 approving a piggyback agreement with M & M Asphalt Maintenance, Inc., D/B/A All County Paving, for **resurfacing of various roadways** throughout the City, in the amount of \$699,969.85; utilizing the City of Lake Worth Invitation for Bid ("IFB") No. 17-106, entitled "Annual Paving, Concrete and Misc. Hardscape Construction Services". *(Public Works Director Anthony Collins and Procurement Director Alicia Ayum)*
- 20-47**                    9. Temp. Reso. #R7081 approving the award of Invitation for Bid No. 19-015 entitled "**Landscaping, Irrigation Maintenance and Litter Control Services**" to Landscape Service Professionals, Inc., in the annual amount of \$43,386, for an initial term of two years commencing upon execution with three optional one-year renewal periods. *(Public Works Director Anthony Collins and Procurement Director Alicia Ayum)*
- 20-48**                    10. Temp. Reso. #R7083 approving Hazard Grant Mitigation Program Subawards and grant agreements between the State of Florida Division of Emergency Management and the City of Miramar to accept grant funding for **standby generators for Lift Stations C, No. 6 and No. 7**, in the amount not-to-exceed \$218,685.00. *(Utilities Director Roy Virgin and Procurement Director Alicia Ayum)*

- 20-49            11. Temp. Reso. #R7088 approving the increase of **annual purchase of corrosion inhibitor chemical** from Carus Corporation for the **East and West Water Treatment Plants**, in a total amount not-to-exceed \$269,087 for Fiscal Year 2020. *(Utilities Director Roy Virgin and Procurement Director Alicia Ayum)*
- 20-50            12. Temp. Reso. #R7079 approving a request to exceed the **residential rehabilitation** maximum allowance for the property located at **6771 Pansy Drive**. *(Community Development Assistant Director Deborah Stevens)*
- 20-51            13. Temp. Reso. #R7097 approving the **update** of the **list of Special Events** to include the renaming of the Caribbean American Heritage event to the Afro-Carib Festival, and the renaming of the Hispanic Heritage event to the Latin Music Festival. *(Parks & Recreation Director Elizabeth Valera)*
- 20-52            14. Temp. Reso. #R7101 authorizing the seventh amendment of the agreement for **Enterprise Resource Planning System** with Tyler Technologies, Inc. in an amount not-to-exceed \$259,000 to provide contingency improvements to the system identified during the last business process review. *(Human Resources Director Randy Cross)*

**End of Consent**

**RESOLUTIONS**

- 20-53            15. Temp. Reso. #R7084 approving **appointments to various City boards**. *(City Clerk Denise A. Gibbs)*
- 20-54            16. Temp. Reso. #R7085 approving the allocation of up to 50 flexibility units from the City's unified pool of 384 flexibility units for a proposed mixed-use development project on the **Miramar Town Center Block 2** property generally located on the north side of Red Road, about 500 feet west of Hiatus Road, with Broward County Folio Number 5140-2413-0020, and more particularly described in Exhibit "A"; upon Certificate of Occupancy, any unutilized flexibility units from the allocation shall revert back to the City's unified pool. *(Community Development Director Eric Silva)*

20-55

17. Temp. Reso. #R7099 authorizing the **first amendment** of the **employment agreement** with Vernon E. Hargray to serve as the City Manager, amending Section 5. Benefits, reducing the life insurance coverage from \$675,000 to an amount equivalent to the life insurance coverage offered through the City's group term life policy to an employee within the City Manager job classification; and to deposit \$11,000 annually, upon the anniversary of the employment agreement, into the City Manager's Long Term Care Rider, or a similar tax equivalent vehicle. *(Human Resources Director Randy Cross)*

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

**ORDINANCES**

Cont'd to  
02/05/20

18. **FIRST READING** of Temp. Ord. #O1736 providing for a small-scale **amendment** to the **Future Land Use Map** of the Future Land Use Element of the City of Miramar Comprehensive Plan by changing from **Office Park** to **Commercial** the future land use designation of three (3) parcels of real property containing approximately 3.4 net acres, located adjacent to the southwest corner of Miramar Parkway and Douglas Road, and more specifically identified with Broward County Parcel ID numbers 5141-2901-0080, 5141-2901-0067 and 5141-2901-0061 to allow for the redevelopment of these parcels in a manner consistent with the long term vision of both the City of Miramar Comprehensive Plan and the BrowardNext-Broward County Land Use Plan, in accordance with Sections 163.3174(1), 163.3177, 163.3184(11) and 163.3187, Florida Statutes (2019), and Section 303 of the City of Miramar Land Development Code; making findings; providing for adoption; providing for transmittal to the State Land Planning Agency; providing for recertification; providing for correction of scrivener's errors; providing for severability; and providing for an effective date. ***(Staff Recommends Continuance to the Meeting of 02/05/20)***  
*(Community Development Director Eric Silva)*

SECOND READING SCHEDULED for March 4, 2020

Cont'd to  
02/19/20

19. **FIRST READING** of Temp. Ord. #O1739 **amending** portions of the **Land Development Code**; making findings; revising Chapter 1, Authority; revising Chapter 2, Definitions; revising Chapter 3, Processes; providing for severability and interpretation; providing for inclusion in the Code; providing that officials are authorized to take action; and providing for an effective date. ***(Staff recommends Continuance to the Meeting of 02/19/20)***  
*(Principal Planner Michael Alpert)*

SECOND READING SCHEDULED for March 18, 2020

Cont'd to  
02/19/20

20. **FIRST READING** of Temp. Ord. #O1740 **amending** portions of the **Land Development Code**; making findings; revising Chapter 4, Zoning, specifically Tables in Section 402, Residential Zoning Districts, Tables in Section 403, Non-Residential Zoning Districts, and Tables in Section 404, Mixed-Use Zoning Districts, and portions of text in Section 405, Specific Use Regulations; creating new Section 407, Transit Oriented Corridor Districts; revising portions of Chapter 7, Use Regulations, specifically Section 714, Traditional Neighborhood Development (TND) District and Section 715, Transit Oriented Corridor District Code; revising portions of Chapter 8, Development Standards of General Applicability, specifically Section 802, Subdivision Design Standards, Section 803, Architectural Design Standards, Section 804, Driveway Standards, Section 808, Offstreet Parking and Loading Standards, Section 809, Accessory Uses and Standards, and Section 813, Community Appearance Board; providing for severability and interpretation; providing for inclusion in the Code; providing that officials are authorized to take action; and providing for an effective date. ***(Staff recommends Continuance to the Meeting of 02/19/20)***  
*(Principal Planner Michael Alpert)*

SECOND MEETING SCHEDULED for March 18, 2020

Cont'd to  
02/19/20

21. **FIRST READING** of Temp. Ord. #O1741 **amending** portions of the **Land Development Code and City Code of Ordinances**; creating new Subsections regarding Landscaping Requirements and General Development Standards; making findings; repealing Chapter 9, Landscaping Requirements and Tree Conservation; creating new Chapter 5, Standards, including Article 1, General Standards for Site Development, specifically Section 501, General Provisions, and Article 3, Landscaping, Section 506, Landscaping Standards; revising Chapter 2, Definitions, creating Subsection 202.5, Landscaping Definitions; revising Chapter 3, Processes, specifically Sections 315, Variances, Appeals, and Zoning Relief, and Section 320, Zoning Permits and Planning Services; revising portions of Chapter 7, Use Regulations, specifically Section 714, Traditional Neighborhood Development (TND) District and Section 715, Transit Oriented Corridor District Code; revising portions of Chapter 8, Development Standards of General Applicability, specifically Section 801, Development Standards, Section 806, Wetlands Preservation Standards, Section 807, Surface Water Management Standards, Section 810, Compliance with Comprehensive Plan, Section 811, Miramar Parkway Scenic Corridor, Section 812, Development Advertising Requirements, Section 813, Community Appearance Board; and amending City Code of Ordinances Chapter 10, Health, Sanitation and Nuisances (specifically Sections 10-92 Weeds and Debris and 10-126 Landscaping) and 25, Vegetation; providing for severability and interpretation; providing for inclusion in the Code; providing that Officials are authorized to take action; and providing for an effective date. ***(Staff recommends Continuance to the Meeting of 02/19/20) (Principal Planner Michael Alpert)***

SECOND READING SCHEDULED for March 18, 2020



Cont'd to  
02/19/20

22. **FIRST READING** of Temp. Ord. #O1742 **amending** portions of the **Land Development Code**; making findings; revising Chapter 10, **Signs**, specifically in Section 1002, Definitions; Section 1005 Design, Maintenance and General Standards; Section 1006, Measurement of Sign Area and Sign Height; Section 1007, Permanent Signs, specifically window signs; Section 1008, Temporary Signs, specifically window signs, grand opening signs, special event signs, and feather flag signs; providing for severability and interpretation; providing for inclusion in the Code; providing that officials are authorized to take action; and providing for an effective date. **(Staff Recommends Continuance to the Meeting of 02/19/20)** (Principal Planner Michael Alpert)

SECOND READING SCHEDULED for March 18, 2020

### **PUBLIC HEARING**

20-06

23. **SECOND 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 1,671,400 square feet and from 10,500,000 square feet to 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. **(Passed 1st Reading on 01/16/19)** (Community Development Director Eric B. Silva)

### **OTHER BUSINESS**

**Reports and Comments:**

**Commission Reports:**

**Withdrawn** Discussion: City's Elected Officials Salary and Benefits. (Commissioner Yvette Colbourne)  
Discussion: Airbag Recall Campaign. (Commissioner Maxwell B. Chambers)

**City Attorney Reports:**

**City Manager Reports:**

**ADJOURNMENT --- 10:38 P.M.**

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

**Wednesday, February 5, 2020 at 7:00 P.M.**