



## **MINUTES OF THE CITY OF MIRAMAR REGULAR COMMISSION MEETING**

**SEPTEMBER 17, 2018**

**6:00 P.M.**

The regular meeting of the Miramar City Commission was called to order by Mayor Messam at 6:20 p.m. in the Commission Chambers, Miramar City Hall, 2300 Civic Center Place, Miramar, Florida.

Upon call of the roll, the following members of the City Commission were present:

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

The following members of staff were present:

Interim City Manager Vernon Hargray  
City Attorney Jamie Cole  
City Attorney Alison Smith  
City Clerk Denise A. Gibbs

MAYOR MESSAM: Good evening. The meeting of the Miramar Commission is now called to order. Please call the role.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Here.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Here.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Here.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Here.

CITY CLERK GIBBS: Commissioner Riggs.

COMMISSIONER RIGGS: Here.

CITY CLERK GIBBS: Interim City Attorney Hargray.

INTERIM CITY MANAGER HARGRAY: Here.

CITY CLERK GIBBS: City Attorney Cole.

CITY ATTORNEY COLE: Here.

CITY CLERK GIBBS: City Attorney Smith.

MS. SMITH: Here.

MAYOR MESSAM: Let us all rise for the Pledge of Allegiance.

## **PLEDGE OF ALLEGIANCE**

## **A MOMENT OF SILENCE**

MAYOR MESSAM: At this time, let's observe a moment of silence for any condolences we may be experiencing in the community, and let's also have a special moment of silence for our neighbors to the north in the Carolinas that have been dealing with the -- the impacts of Hurricane Florence, and the remnants of all the rain events that's continuing to go there. Thank you.

## **PRESENTATIONS & PROCLAMATIONS**

MAYOR MESSAM: We have a couple of proclamations.

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

MAYOR MESSAM: Our first proclamation is in observance of Hispanic Heritage month, and I'd like to call Ms. Elizabeth Valera forward, director of our Parks and Recs Department. And, quickly, anyone who may be of Hispanic heritage or descent, if you could come to the dais at this time. Come on, come on, come on, come on. You have

three seconds; three, two -- come on Vice Mayor, holding us up. Come on, come on. Okay. Proclamation: Hispanic Heritage Month, September 15 to 2018 -- 2015 through -- October 15, 2018, excuse me.

Whereas, the National Hispanic Heritage Month, we join together to recognize the proud history and rich culture of Hispanic Americans; and, Whereas, Hispanic Heritage Month celebrates the traditions, ancestry and unique experiences of those who trace their family background to Spain and Latin American countries; and, Whereas, we pay tribute to and recognize the important contributions of Hispanic Americans through the national observance of Hispanic Heritage Week that began in 1968, and was later expanded in 1988 to Hispanic Heritage Month by the passage of Public Law 100-402, as a 31-day commemoration beginning on September 15 and ending in October 15; and, Whereas, September 15 was chosen since it's the anniversary day of independence of five Latin American countries: Costa Rica, El Salvador, Guatemala, Honduras, and Nicaragua; (Spanish is good, huh?), and, in addition, Mexico's independence and observed - - it is observed on September 16, and Chile's independence is observed on September 18; and, Whereas, Florida has the third largest populations of Hispanics in the country, with more than four million people; and, Whereas, Miramar benefits from a vibrant Hispanic heritage that plays an integral role in the enriching of our society and the growing of our economy; and, Whereas, Hispanic Americans contribute to Miramar's quality of life by working, contributing, and thriving in all aspects of our society, accounting for 37 percent of Miramar's population. Now, therefore, I, Wayne Messam, Mayor of the City of Miramar, and on behalf of the City Commission, do hereby proclaim September 15, 2018, through October 15, 2018, as Hispanic Heritage Month.

MAYOR MESSAM: And we extend a special invitation to our community to join us at the Miramar Amphitheater this Saturday at Miramar Regional Park -- I think it starts at 6:00 - - 6:00. The City's Hispanic Heritage Month celebration, so come join us. We have some wonderful artists, wonderful food too, and it's a free event, so come on out on Saturday, where we look forward to having a wonderful time with the community and our Hispanic brothers and sisters, and friends and family, and the Miramar Commission. Thank you.

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

MAYOR MESSAM: Our second proclamation was requested by Vice Mayor Yvette Colbourne, and we would like to ask Yolanda Henry and party, forward, come. I don't have everyone's name. And this proclamation is in recognition of Miss Miami Broward Carnival Queen Pageant Day. And the proclamation reads as follows:

Whereas, the City of Miramar takes great pride in recognizing those individuals and organizations that have made exemplary contributions to elevate the standard and quality of life for those who reside in our City; and, Whereas, Miss Miami

Broward Carnival Pageant is hosting our 12<sup>th</sup> Annual Pageant on September 22<sup>nd</sup>, 2018, at the Miramar Cultural Center. We are the official pageant for Miami Broward Carnival, one of the largest street festivals held in the United States; and, Whereas, this spectacular pageant is one of the premier events and added attractions to the Miami Broward Carnival, which is celebrating -- which is celebrating 34 years; and, Whereas, the Miss Miami Broward Carnival Pageant contestants are young women between the ages of five and 25 years, who will compete in four categories: 1) introduction, 2) talent, 3) carnival costume, and 4) evening wear, and questions and answer; and, Whereas, it is fitting and proper that the City of Miramar extend official recognition to the organizers and participants of the Miami Broward Carnival Pageant. Now, therefore, I, Wayne Messam, Mayor of the City of Miramar, and on behalf of the City Commission, wish to show appreciation for the organizers and participants, and do hereby proclaim the 22<sup>nd</sup> day of September 2018, as Miss Miami Broward Carnival Queen Pageant Day in the City of Miramar.

MAYOR MESSAM: So congratulations, and we're looking forward to a great pageant. So here's the proclamation, and I'll allow Vice Mayor Colbourne to say a few words.

VICE MAYOR COLBOURNE: Thank you. Good evening everyone. I just want to say, well, first of all, welcome to our Commission meeting here, and we're so honored to present this to you, because we know all the work that you do in the community, and all the work that the ladies do in the community, so thank you very much.

COMMISSIONER BARNES: And, Mr. Mayor, if you don't mind.

MAYOR MESSAM: Yes.

COMMISSIONER BARNES: These are very special friends of mine who we -- we don't really jump carnival anymore. These are people who I take care of every year.

MAYOR MESSAM: Yes.

MS. HENRY: I just want to say a special thanks to Commissioner Winston Barnes, Commissioner Chambers, and Vice Mayor Yvette Colbourne for sticking with me all these years. Thank you so much.

FEMALE SPEAKER: I want to say something, if I can. So after we celebrate -- well, I won't be able to, but after everyone celebrates at the Regional Park for Hispanic Heritage Month, you can come on down to the pageant and see us.

MS. HENRY: She's a contestant.

MAYOR MESSAM: Yes, yes, yes. So, as you can see, very beautiful and bright young ladies will be competing for the crown, so come on out September 22<sup>nd</sup> and support the contestants and the Miami Broward Carnival. Take care and God bless. Did I just

hear Commissioner Barnes say he used to jump up at carnival?

COMMISSIONER BARNES: I'm just pleased that you even understand what that means.

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

MAYOR MESSAM: Okay. Onto Consent Agenda. Actually, no. We have a couple of presentations. I'm jumping the gun. Got so excited about that thought. Presentation will be -- our first presentation will be from our Cultural Affairs 2019 Arts and Education Initiative, and I would like to bring forward Ms. Kelly Armstead, Arts & Education Administrator, for -- for a presentation. Good evening.

MS. ARMSTEAD: Good evening, Mayor Messam, Vice Mayor Colbourne, Commissioner Chambers, Commissioner Barnes, Commissioner Riggs, Interim City Manager, Mr. Hargray, Attorney Cole, Attorney Smith, and City Clerk, Ms. Gibbs. I'm Kelly Armstead presenting the new Arts and Education programs on behalf of the Cultural Affairs Department. May I have the first slide, please? Oh, no slides? Okay. Unfortunately, I don't have any slides for you, but I do have our mailer that I will present to you all shortly. The Miramar Cultural Center (MCC) is excited to introduce four new education initiatives for pre-K through 12<sup>th</sup> grade students, due in part to the success and high demand of our Little Broadway summer camp, and the extremely popular school day matinees. With the addition of these new four initiatives, we will cement our legacy right here in Miramar. The first program is entitled Cultural Start. It is a pilot program available to four year olds participating in one of the City's early childcare programs at no cost to the participants. Each student will be provided a backpack, an unofficial passport as a global learning tool for entry into this immersive experience that will take place at the Miramar Cultural Center during five sessions. The Miramar Cultural Center facility will literally become an outside classroom from the moment the students step off the buses and enter the theater, until the end of the learning experience on stage. Students will explore Africa, Japan, Brazil, France and Australia through food, customs, dance, costumes, music, and literature. Throughout their journey, students will learn basic readings and other languages, see and feel traditional clothing representative of these five countries, and so much more. By working in concert with professional teaching artists, the City's early learning facilities, and our partners at the Broward County Public School District, the Miramar Cultural Center will be providing a learning through the arts enhancement in support of creating an impact on pre-K students' cultural awareness. Ultimately, MCC will assist in laying the groundwork for global learning, and establishing an early appreciation for the arts. A planned part of the development of this program includes enlisting parents affiliated with the City's childcare as honorary advisory board members. The next program or initiative that we're going to begin at the Miramar Cultural Center -- due to very high demand, MCC will provide a week long and rewarding Spring Break Camp. Parents have been asking for it for as long as I've been here at the Miramar Cultural Center for the last four years, and even early on. Spring Break Camp will be a performing arts camp for youth ages

eight to 13, Monday, March 25<sup>th</sup> through Friday, March 29<sup>th</sup>. Participants will enjoy themed days, including improvisation, spoken word, music, cooking, and one field trip. Parents can sign up for one day or the entire week. Program fees include before and after care, a daily snack, and the one-day field trip. The new Spring Break Camp will be administered by MCC staff and one professional teaching artist. Online registration will begin in January. The next program is entitled Cultural Connections. Cultural Connections is an inclusive ten-month arts enrichment program that will provide participating students unique experience-based learning centered around visual and performing arts. In conjunction with the Ansin Family Art Gallery and art institutions in South Florida, students will have the opportunity to partake in local and national field trips to such places as Miami's renowned Wynwood area galleries, the Annual International Art Fair, Art Basel, and this season, a visit to the Kennedy -- to the King Center in Atlanta. Students will also participate in artist workshops and talk backs, featuring working artists from the South Florida community. The program is structured as a bimonthly, twice per month Saturday session facilitated right here at Miramar by MCC staff. This program is available, and registration is online. And lastly, of the four programs, the Miramar Community Theater Arts Program is a new enrichment program for students in eight through 12<sup>th</sup> grade who desire a deeper understanding and appreciation for the arts. This learning through the arts initiative is designed to encourage creative thinking, break down barriers, and build self-confidence while honing their skills on stage and behind the scenes. Students will engage in hands on participatory activities in the performing and technical arts during three ten-week sessions year round, which will culminate with a performance co-directed -- co-directed by Ms. Jo Marie Payton at the conclusion of each session. Those interested can choose from one of the three sessions. The first session will be here. The second session will be "Ain't Misbehavin'", and the third session will be Shakespeare in the Dark -- Shakespeare in the Park after Dark. And, with that, the students will be able to go on a field trip to the Arsht Center to see Hamlet, which is in correlation to that particular production. Ongoing evening classes will be facilitated by Ms. Jo Marie Payton, and conducted by professional teaching artists, along with MCC staff. The curricula include theater arts, which is character and scene development, theater etiquette, musical instrument classes, musical theater, including drama, spoken word, Tech 101, special activities, which includes audition workshops, meet and greet with industry top artists. Registration is currently open and available, again, on our website. All of these new initiatives: the Miramar Community Theater Arts Program, the Spring Break Camp, Cultural Connections, ten-month inclusive, Visual and Performing Arts Program, and the Cultural Start Pre-K pilot program will be facilitated by MCC staff, along with new and returning colleagues, including Valerie Williams, Rebecca Lee, Cody Orange, Blondell Paul, and Ms. Jo Marie Payton. Although these new programs are just getting off the ground, we've already generated a light buzz in the community and, in fact, we received reservations and inquiries for all of these new initiatives. And expect the energy to continue, as we create and distribute our new EDU brochure, rate cards and more. The Miramar Cultural Center strives to build up on and cement an EDU legacy, where students learning through the arts, creates a pathway to higher academic achievement, confidence, self-expression, perseverance, problem solving, compassion, and empathy for themselves and the world around them. Thereby, not only becoming producers and

appreciators of the arts, but well rounded, global citizens. We anticipate a stellar season of MCC education programs, and thoroughly look forward to serving the Miramar community and beyond. To say a few words in closing in regards to one of our highlighted new initiatives, the Miramar Community Theater Arts program, I'd like to invite Ms. Jo Marie Payton to the dais just to say a few words. And I do apologize that we don't have the PowerPoint presentation, but we will be able to get that to you. Thank you.

MAYOR MESSAM: Good evening. I was just about to invite you up to say hello.

MS. PAYTON: Hello, family. I'm not going call everybody's names, because she already did that, and with that being said -- hello, family out here too. Thank you. I am so happy and so honored and pleased to be invited to come back here and be a part of the family's yearning. My first time in this particular building was 11 years ago, and I had just recently moved back to Miami from Los Angeles where I lived for 32 years, and where I'll be next weekend, otherwise I would be at the Hispanic party. That's where I would be. At any rate, I'm pleased, because everybody knows me and knows that I love children, and you gave me the ages that I really like, because they're at a cross road; give me them little bitty and middle schooling, and high school kids that are one -- the ones that are stepping into life, sometimes without an understanding of humility and humanity. Young people that may be confused about the fact that we should love and care about each other, and they should be able to get along with each other, no matter where they are. Not only in their schools, communities, this country, but around the world. I intend to bring that out in them in the arts. The arts is not just singing and dancing and jumping around and remembering lines and things like that. I would hope that these young people, when they come through here, that they have careers that they can actually make a good living at. I would hope that somebody that came in here that was not only a singer would turn into a writer. They know how to write a song, not just sing it, write songs, publish a song. Take the song -- and a good example would be Nine to Five. I always give it to everybody. Nine to Five was probably a poem before it was a song, and then after it became a song, it became a movie, it was a Broadway play, it was a television show. It had value to it. I would like these young people to understand real value. I have a girlfriend that just -- was nominated for an Emmy. Starting working on dolls' heads, got real good at doing hair, and I tell young people, don't just do hair. If you like to do hair, take a picture of every hairstyle that you come up with. Might make some money off of it. You might make some money off of a wig. You might own wig. We have to think beyond where we are, go beyond where we are. So I'm hoping that these young people, the ones that like to design costumes or whatever, to think about getting an Oscar one day, not only designing the clothes in these plays, but designing for the Academy Awards or Las Vegas shows or whatever. Go beyond the realm of where they are. If you really love it, you don't have to invent the wheel, make a better wheel, got to make it roll a little different. When we do these productions, they are going to be different, so I want you all to get ready for that. They'll be different. Shakespeare going to be a little bit different, okay. The first production that I would like for them -- and I will cut it off, is Hair. We had decided on something else, but I decided that Hair would be an appropriate production for them, because Hair is a production that had dealt with young people who at a cross road, who

needed to raise their voices and let people see how they really felt. Not only about the world and their community, but how they felt about themselves, and what they wanted to contribute to humanity and mankind. I thank Kelly Armstead, Camasha, I thank Mr. Vernon Jackson and all for calling me that day and asking me if I wanted to come up. It has always been a dream of mine. I hit the stage when I was six years old; I turned 68 last month, and I still love to do it. I intend to do it until I die on some level. It's my element. And I know for some of these young people -- and I will probably have some of your daughters, sons, nieces, nephews and all that in my class. I need you all to know that you can trust your children with me. You can trust them with me, because I'm going to make them respect me, because I'm going to respect them. The best way you get anybody to respect you, is that they have to like you. And they like you, if you've done something or showed them something that they can respect you for. I intend for your kids, your grandkids, your nieces, your nephews and everybody else to not only walk out of this particular program, this journey feeling good about themselves, feeling good about the world, being able to get along with everybody, not looking at color, looking at character. With that being said, again, my name is Jo Marie Payton. Some of you all call me Harriet Winslow, some of you all call me Sugar Momma, your kids going call me Ms. Joy.

MAYOR MESSAM: Yes, Commissioner Chambers.

COMMISSIONER CHAMBERS: Thank you. I'm sitting here, and I'm very elated as to how far we have come with Little Broadway. I remember a while back during the inception of Little Broadway, I got a call. I was in my shop in Opa Locka, my cabinet shop, and I got a call from Ms. Valerie looking for sponsorship, and asking me if I know anybody who would sponsor, and I said, "Sure." I said, "Me." So I was one of the first sponsor for Little Broadway, so I'm very proud of that. And to see this has come so far and to where we want to take it, and I'm sitting here, had no plan of being here, being a City Commissioner, and I'm here today to see this program grow. Things -- big things come from small things, a mustard seed turn into big things. And we all know how our children get here. I don't need to get into it. We all know. And we are here to support them, and to love them, and to teach them. Okay. I remember trying something here with Ms. Nola, Momma Nola, for those of you who know Momma Nola, somebody who was great for the community, and she got punished because she got on board with me. That's gone now, and we're going to move forward, and don't underestimate love. When love is in everything, we can do all things. So thank you guys so much, and keep the love going, and keep our children going. Thank you.

MAYOR MESSAM: I'd like to thank the Cultural Center staff for the presentation, and excited to have one of our very own residents be a part, to give back into the community, and we look forward to the upcoming productions. And, more importantly, we're looking forward to the impact you have on the lives of the children that will go through the program, so we're looking forward to what's in store for the Miramar Cultural Center.

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



Sims)

MAYOR MESSAM: Our final presentation will be 2018 Healthy Weight Community Champions Award by the Florida Department of Health, Broward Public Information Officer Candy Sims. Welcome, Ms. Sims.

MS. SIMS: Thank you, Mayor. Never in my wildest dreams would I ever thought I would be making -- following something with Ms. Payton. Welcome. Thank you. Mayor, Vice Mayor, Commissioners, I'm Candy Sims. I'm the Public Information Officer for the Florida Department of Health. I think I stood here in this same position last year, so I'm very proud of Miramar, again, to come here and present this community -- Healthy Community Champions award. But before I do that, let me just do a public service announcement. As I stand here before you with the slight sniffles, don't forget your flu shot, please. It's coming into flu season, and I think in my office everybody is coughing, sniffing, and just today we all got emails in the Health Department, flu shots available. So please see your healthcare providers, and get your flu shot. So, with that, good evening. I'm here to present the Florida Department of Health Healthy Weight Community Champion Award 2018 to the City of Miramar. The Florida Department of Health is working to advance health equity by encouraging cities, counties, and community organizations to implement best practices relating to physical activity and nutrition. The Healthiest Weight Community Champion Award was established to highlight the cities and counties in the State of Florida who have played an important role in helping to decrease unhealthy weight in their community and have positively impacted the health environment in their area. This award is presented in recognition of your efforts in the following areas: health in all policies, physical activity, and food access and nutrition. The City of Miramar has won a 2018 American Planning Association Award in the Sustainable Communities Division for Excellence in Sustainability category for the Miramar Fruit and Vegetable Garden, the disco soup. And the 2017 NatureScape Broward Emerald Award, and the 2016 Florida Municipal Achievement City Spirit Award by the Florida League of Cities. Recognizing that health communities cultivate economic vitality, the City of Miramar has enabled legislation, adopted strategic plans, built facilities, and launched programs to foster healthy living. So, on behalf of our State's Surgeon General, and the Florida Department of Health and Broward County, I want to thank you for your leadership, and congratulate the City of Miramar on its great progress towards making our community a healthy place to live, work and play, and making our state the healthiest state in the nation.

MAYOR MESSAM: Thank you, thank you. At this time, I would like to ask if our staff member, Ms. Elsi Rose would come forward to accept -- I know this is a surprise to her, but Elsi does a lot behind the scenes in terms of our community garden, with the disco soup, and a lot of initiatives in the City. And I would like to ask if she'll represent the City and receive this award from the State.

MAYOR MESSAM: Thank you so much, Ms. Sims. Now go get that flu shot. Alright. It's 7:34. Before going to Consent Agenda, I would like to --

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

MAYOR MESSAM: Now it's time for our public comment. If I can have the list of signees that have signed to speak. Okay. We have three speakers. First, we have Ms. Debra Scialabba. Good evening.

MS. SCIALABBA: Good evening. Debra Scialabba, 6490 SW 26<sup>th</sup> Street. I want to finish what I was saying earlier at another meeting about a disparity study. The disparity study and the implementation of the disparity program, when it came to minority women in the business, the study was skewed. It took into account three counties, not just Miramar. We have been promoting qualified, responsible, minority small business in Miramar for many years -- early years when I was here before the Procurement Department. And now the Procurement Department continues on. We did the same with contractors since early years, with all the building we have done throughout the City before the Development, as well as the Procurement Department. We put out bids the same way. We have been promoting qualified minority small businesses for years. You put out small business loans, you've had workshops, I've seen how to do business in Miramar with Miramar. You have now business resources, welcome to new City businesses, small business assistance in Miramar, various workshops. We do not need to hire five full-time employees with benefits and office, etc. for \$450,000.00 a year. Why would we -- Why would we be in a place where we already have this program and we're being already implemented? Thank you.

MAYOR MESSAM: Our next speaker, Yvette Nielsen? Good evening. Welcome. State your name and address for the record, please.

MS. NIELSEN: Yes. My name is Jytte Nielsen, 17428 SW 36 Street, and I was going to speak to the agenda points 13 and 14 tonight.

MAYOR MESSAM: Okay. For items that are on the agenda --

MS. NIELSEN: Yes?

MAYOR MESSAM: -- we provide an opportunity for the public to comment specifically on that item. During public comment, we reserve that for items that are not on the agenda, and just public general comments. So if you just hold tight until 13, 14 comes, you'll have your opportunity.

MS. NIELSEN: Absolutely. I'll be back.

MAYOR MESSAM: Thanks so much, and thanks for being involved in the process. Mr. Mark Morgan. I see the same address. Are you also there? Okay. So we'll see you at item 13, 14. Okay? Alright. That concludes all the speakers that have signed up to speak on this item. I'll now close Public Participation, and move on to Consent Agenda.

## **CONSENT AGENDA**

MAYOR MESSAM: Items listed on the 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 items will be removed from the Consent Agenda and will be considered separately. Anyone wishing to comment on any item on the Consent Agenda from the public should approach the podium at this time. Any members from the public that wish to comment on any item that is listed on the Consent Agenda? Seeing none, back to the dais. May I have a motion, or if there's an item that needs to be pulled, please let me know at this time.

VICE MAYOR COLBOURNE: Motion to approve.

COMMISSIONER CHAMBERS: Second.

MAYOR MESSAM: Alright. It's been moved and seconded. Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Vice Mayor Colbourne, seconded by Commissioner Chambers, to approve Consent Agenda Items 1, 2 and 3, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

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

**Approved**

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*)

**Resolution No. 18-176**

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*)

**Resolution No. 18-177**

***End of Consent Agenda***

**RESOLUTIONS**

MAYOR MESSAM: On to resolutions. For items that have been pulled, do I have the record read, or just pass them, Mr. Attorney.

CITY ATTORNEY COLE: You mean item five?

MAYOR MESSAM: No, item four has been pulled as well, and my script says item five has been pulled as well.

CITY ATTORNEY COLE: There's nothing that needs to be done on those items.

**5. ITEM PULLED**

MAYOR MESSAM: So Item number six, please.

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*)

CITY ATTORNEY COLE: Item number six is a resolution of the City Commission of the City of Miramar, Florida, 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, and providing for an effective date.

MAYOR MESSAM: Good evening.

MS. DIXON: Good evening, Mr. Mayor, Vice Mayor, Commissioners, City Manager, City Attorneys, City Clerk. My name is Claudia Dixon, Finance Director. This is a request for Commission approval of the Fiscal Year 2019 Fee Schedule. City Commission approval is required to adopt the new and amended fees, as listed in the proposed Fiscal Yearend 2019 Fee Schedule. In 2014, the Fee Booklet was adopted as a part of the annual budget process. The most recent Fee Booklet was approved in September 2017. During the 2019 budget process, City-provided user fees were reviewed by each department to ensure that they were competitive and, at a minimum, partially covered the cost of providing those services. The Fiscal Yearend 2019 Schedules of Fees includes the proposed new fees, and any changes to the existing fees. Revenue generated by these charges are included in the 2019 budget. This slide lists the departments and/or divisions with the proposed new or amended fees. Please refer to Exhibit "A" for the fee -- the Fee Schedule for 2019. Approval recommended.

MAYOR MESSAM: Thank you. Are there any members from the public that wish to comment on this item? Any members from the public wish to comment on this item? Seeing none, back to the dais. Are there any questions or I'll entertain a motion? You have a comment, Commissioner Chambers? Commissioner Chambers.

COMMISSIONER CHAMBERS: Mr. Mayor, I'm requesting if we could table this item, and put it on the next budget meeting that we have. I'm asking for consensus to table this item.

MAYOR MESSAM: Is there a specific issue or question? What's the -- what's the purpose to --

COMMISSIONER RIGGS: Same thing for me? What's the reason?

COMMISSIONER CHAMBERS: I had a few questions for staff, but not tonight.

MAYOR MESSAM: Does anyone have an issue with the item?

COMMISSIONER CHAMBERS: I don't have an issue with the item, but if my colleague wants to move it to the next meeting, I don't have an issue with that either.

COMMISSIONER RIGGS: Same here.

MAYOR MESSAM: Alright. There's -- there's -- there's support -- Commission, to -- to have the item -- to when -- does this have any implications in terms of the budget process would be my question, on the approval of the budget? Or is there a time sensitive issue on this that would prohibit this from coming up on our next meeting.

MR. MASON: Norm Mason, Budget Director. As presented there, they are all the fees to be proposed tonight and approved are included in the budget. If they're not approved tonight, we would have to go back and work on a preliminary plan, in case they were not approved, and to present that along with the Interim City Manager, in the case that what items may not be approved. But if we don't have direction tonight, we wouldn't know which ones are approved or not approved. It's kind of like we would have to do it on the fly on September 26<sup>th</sup> in front of you, if you were to make changes to the Fee Booklet.

MAYOR MESSAM: Yes. So that was -- in normal circumstances, courtesy would -- if there's not an issue with postponing items on the agenda, so that's the reason why I bring the issue, because this is tied into the budget process. If the next Commission meeting comes after our second reading, and we need to pass a budget certain of the expected revenues, expected fees. And I think that it -- it puts our budget process and our second reading at a -- in my opinion, a peril, or at least at a less than ideal position, so that's what -- I'm just -- I think it puts us in a precarious situation to table it after the budget process when we would pass a budget not knowing what our fee schedule is going to be. So that's the concern that I have about postponing.

COMMISSIONER CHAMBERS: This would be on the next budget when we have the budget hearing, we couldn't hear this item?

MAYOR MESSAM: This would be a what? I didn't under -- can you repeat? I didn't understand what you were saying?

COMMISSIONER CHAMBERS: I'm just saying we could also hear this item during the next final budget reading, next week, next week Monday, I believe.

MAYOR MESSAM: You said this would be a separate item --

COMMISSIONER CHAMBERS: No, no, we could place this item on the next budget meeting that we have coming up next week.

MAYOR MESSAM: Well, my personal opinion is that I'm not in support of postponing -- postponing this item, due to the fact of the position it puts us in terms of approving the budget. And if this Commission wants to postpone it, that's fine. My position is that I think that, at this hour, at this point --

COMMISSIONER CHAMBERS: I think what happen, Mr. Mayor, I expect for our meeting this coming Wednesday, and it was moved to today, Monday, so I didn't have time to get with staff and ask a few questions. That's all I'm asking. So, you know, if the meeting was on Wednesday, and my question would have been asked and answered.

MAYOR MESSAM: Commissioner Barnes.

COMMISSIONER BARNES: On the advice of our attorney, do we vote and see how many support it going forward or tabling it?

CITY ATTORNEY COLE: You would need a motion to continue it, and if there's a second, you would then see if there are three people to continue it.

COMMISSIONER BARNES: Okay. I'm in favor of moving ahead with it. This is -- this is not brand new. This has been brought to us before, and -- and we -- I'm not prepared to support a budget going forward that is not complete. Amendments can come in the future, but I'm -- I'm convinced that we need to move forward with this.

MAYOR MESSAM: Alright.

VICE MAYOR COLBOURNE: Question.

MAYOR MESSAM: Vice Mayor Colbourne, you're recognized.

VICE MAYOR COLBOURNE: Just a question for my colleague. Do you foresee that it would be anything -- any major changes--?

COMMISSIONER CHAMBERS: No, I just want some clarification --

VICE MAYOR COLBOURNE: -- that will impact -- that will impact the budget?

COMMISSIONER CHAMBERS: No.

VICE MAYOR COLBOURNE: In the past, have we -- have we approved this along with the budget? Because it does seem like something that could very well have been approved with the budget. Again, I don't have an issue with moving forward tonight, but --

MR. MASON: Correct. Norm Mason, Budget Director. Normally, it would be approved earlier, so when we come here on September 26<sup>th</sup>, we will be presenting you a balanced budget. This item would have to, according to the attorney, be presented before that, and if something was revised, then your budget is not in balance, so we would have to stay here and go through that, take a recess or something to come back and present you a balanced budget, once we made the changes, if there were any, in regards to this item. So, usually, it's before -- held in between the first and second, or sometimes presented

during the first budget hearing before that at the first meeting in September, but this one happened to be presented now in the second meeting.

MAYOR MESSAM: Okay. To move this item, there's been a request to -- to -- to postpone this item. We've heard comments from the Commission, so, at this point, it will be proper for there -- is there a motion to continue this? Those who have spoken in support or against tabling it. Personally, I think that we need to be certain on -- on the reading. I don't think that we -- I haven't heard that there are any specific issues that would -- that can't be resolved either through some Fee Schedule adjustment later on; I just don't see the -- the need to -- to not pass this tonight. That's why I asked if there was a specific issue, a specific concern that would prohibit us from moving forward with this item. Normal circumstances, I would say let's -- let's postpone it, but I think it -- it puts us in the best position, in terms of our budget, to have the certainty that would be needed prior to having this item -- forcing it to pass on the day of -- the day we would read the -- the second -- have the second reading of the budget.

COMMISSIONER CHAMBERS: Mr. Mayor, are you saying we could make adjustments later on with these fees? That's what you're saying?

MAYOR MESSAM: Yes. If there's an -- if there's an issue, we can make an adjustment to the --

COMMISSIONER CHAMBERS: Okay.

MAYOR MESSAM: Later, moving forward, so --

COMMISSIONER CHAMBERS: I'm okay with that. Thank you.

MAYOR MESSAM: So --

COMMISSIONER CHAMBERS: Motion to approve.

MAYOR MESSAM: Do we have a second?

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.



CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Colbourne, to approve Resolution #R6791, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Resolution No. 18-179**

MAYOR MESSAM: We're going to go back up to item four, the Teen Council Advisory Board appointments. Item number four, please.

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

CITY ATTORNEY COLE: Item number four is a resolution of the City Commission of the City of Miramar, Florida, approving appointments to the Teen Council Advisory Board, and providing for an effective date.

MAYOR MESSAM: This item is for us to appoint our two appointees to the Teen Advisory Council Board. I'm not in a position tonight to make my appointments. Is there anyone who has their two appointments that they would like to move forward?

COMMISSIONER BARNES: Yes, sir.

MAYOR MESSAM: So we can move on those items?

COMMISSIONER BARNES: Mm-hmm.

MAYOR MESSAM: Okay. I'll start with Commissioner Riggs and work our way down. Commissioner Riggs.

COMMISSIONER RIGGS: Okay. I'd like to reappoint Mia Miranda.

MAYOR MESSAM: Mia?

COMMISSIONER RIGGS: Miranda.

MAYOR MESSAM: Miranda.

COMMISSIONER RIGGS: Everglades. And for Miramar High, Samantha Sealy.

MAYOR MESSAM: Who?

COMMISSIONER RIGGS: Miramar High, Samantha Sealy.

MAYOR MESSAM: Samantha Sealy.

COMMISSIONER RIGGS: Mm-hmm.

MAYOR MESSAM: Commissioner Barnes.

COMMISSIONER BARNES: My -- My appointees have all graduated, so I have two new ones. Everglades High, Jada King, Miramar High, Adelyne Paulino.

MAYOR MESSAM: Adelyne?

COMMISSIONER BARNES: L-Y-N-E.

MAYOR MESSAM: Commissioner Chambers.

COMMISSIONER CHAMBERS: I'm going to pass.

MAYOR MESSAM: Okay. Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: I'm going to pass as well.

MAYOR MESSAM: Alright. So we'll move on Commissioner Riggs and Commissioner Barnes appointments: Mia Miranda from Everglades High School, Samantha Sealy, Miramar High School; Commissioner Barnes, Jada King, Everglades High School, and Adelyne Paulino, I think, correct, from Miramar High School. Can I have a motion on those appointments?

COMMISSIONER BARNES: Motion to approve.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Barnes, seconded by Vice Mayor Colbourne, to approve Resolution #R6444, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Resolution No. 18-178**

MAYOR MESSAM: Item number seven, please.

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 \$15,000,000.00, excluding capitalized interest, for the East Water Treatment Plant Renovations; establishing pledged revenues; designating authorized representatives. (*Utilities Director Jody Kirkman*)

CITY ATTORNEY COLE: Item number seven is a resolution of the City Commission of the City of Miramar, Florida, approving the Amendment 2 to the Drinking Water Safe -- State Revolving Fund Design and Construction Loan Agreement DW06820 for an

additional construction loan in the amount of \$15,000,000.00, excluding capitalized interest, for the East Water Treatment Plant Renovations; establishing pledged revenues; designating authorized representatives, and providing for an effective date.

MAYOR MESSAM: Good evening, Mr. Kirkman.

MR. KIRKMAN: Good evening. Good evening, Mayor, Madam Vice Mayor, Commissioners, Interim City Manager. For the record, I'm Jody Kirkman, Utilities Director. This evening, I'm going to present Resolution 6815. The Utility Department's request consideration, authorizing Amendment 2 to the Drinking Water State Revolving Fund loan for the East Water Treatment Plant. The issue, Chapter 62552 of the State Revolving Fund Program for drinking water facilities of the Florida Administrative Code requires authorization to apply for financial assistance to establish pledge revenues, to designate an authorized representative, to provide assurances of compliance with program requirements, and to enter into an agreement with the Florida Department of Environmental Protection. A little background. The City of Miramar owns and operates the East Water Treatment Plant, which provides potable water at a capacity of six million gallons a day. The East Plant was originally built in the 1950s and has gone through a series of renovations in the past years. In 2014, a preliminary design report was prepared and identified system -- needed system improvements. The report recommended the demo -- the demolishing of the existing lime softening treatment processes, installation of new nanofiltration membrane softening treatment processes, and mechanical, electrical improvements, utilizing up-to-date technologies. Little more background. On November 23<sup>rd</sup>, 2015, the City Commission adopted Resolution 16-41 and approved the design/build contract with Wharton-Smith for the engineering design services associated with the project in an amount of \$1,133,655.00. On February 1<sup>st</sup>, 2017, the City Commission adopted Resolution 17-68 and approved additional fees for the engineering design for \$435,823.00. On July 5<sup>th</sup>, 2017, the City Commission adopted Resolution 17-174 where you approved an amendment to the original design/build contract for the construction services in an amount of \$26,106,018.00. On May 2<sup>nd</sup>, the City Commission adopted Resolution 18-108 for additional or Phase II(a) of design fees of \$239,601.00. To fund the project, the City previously applied for and received State revolving loan in an amount of \$15,540,000.00. Subsequently, the City entered into an agreement, Agreement No. DW, and that's drinking water, 060820 with the State of Florida. And it is the City's intent to seek additional funding from the SRF loan program for this project. On August 13, 2008, the City of Miramar received notification from FDEP that they adopted the FY209 2019 Clean Water SRF and Drinking Water SRF Intended Use Work Plan, and the priority list during that August '08 public hearing. The approved SRF Drinking Water Priority List included the additional funding for the construction activities associated with the East Water Plant, and we requested, basically, \$15 million additional dollars. The Florida Administrative Code rule requires authorization to apply for financial assistance to establish pledge revenues, to designate another authorized representative, and to provide assurance and compliance with the program requirements, and to enter into the agreement. This resolution authorizes Amendment "2" to that agreement, DW060820 for

the additional SRF funding in the amount of \$15 million for the plant. Approval is recommended.

MAYOR MESSAM: Thank you, Mr. Kirkman. At this time, are there any members from the public that wish to comment on this item? Any members from the public wish to comment? Seeing none, back to the dais. Are there any questions, comments, or I'll entertain a motion? Commissioner Riggs.

COMMISSIONER BARNES: Motion to approve.

COMMISSIONER CHAMBERS: Second.

MAYOR MESSAM: Wait, wait. If we can rescind those. Commissioner Riggs was raising her hand to speak.

COMMISSIONER RIGGS: I was. I wanted to know if this item was time sensitive in deciding tonight, because I had a lot of questions on this, and I didn't get a chance to meet with staff on this one. Is this time sensitive?

INTERIM CITY MANAGER HARGRAY: There's some interesting information that -- that you have not heard. The reason why we're doing this here, is because part of that project that we're spending money, we were using money out of the Utility fund balance. I think one of the things that Jody can share with you is that I was going to the State revolving loan, the interest rates are so low that we're taking advantage of that. To not do so, then we would be going into our fund balance, which will trigger something else, in terms of the fees that we will be charging interest -- in fees that we will be charging residents in the future. So this was really a proven -- you know, a real fact of looking at what we're doing, and making sure that we do not make a mistake, and doing something that will have an impact on the community. So this is about taking advantage of the interest rates. What is the interest rates?

MR. KIRKMAN: 1.23 percent.

INTERIM CITY MANAGER HARGRAY: Alright. 1.23 percent; you're not going to get that nowhere. But if we use our own monies, alright, then what it has, it has a trigger effect on our rates in here. So this is just being financially responsible.

COMMISSIONER RIGGS: You've answered the most pressing question I had in reference to this, so we can go ahead and move forward. But if you could set up something to meet, maybe sometime next week, in reference to this item, that would be great. Thank you. Thank you for that answer.

MAYOR MESSAM: Thank you.

COMMISSIONER CHAMBERS: Motion to approve.

COMMISSIONER RIGGS: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers seconded by Commissioner Riggs, to approve Resolution #R6815, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Resolution No. 18-180**

MAYOR MESSAM: Item number eight, please.

8. Temp. Reso. #R6798 considering Development Application Numbers 1503147 and 1807189, for funding in an amount not-to-exceed \$500,000.00 for the **Commercial Rehabilitation Plan** for the commercial property located at 6927 Miramar Parkway in Historic Miramar. *(Community & Economic Development Director Eric Silva)*

CITY ATTORNEY COLE: Item nine is a resolution of the City Commission of the City of Miramar, Florida, considering Development Application Numbers 1503147 and 1807189, for funding in an amount not-to-exceed \$500,000.00 for the Commercial Rehabilitation

Plan for the commercial property located at 6927 Miramar Parkway in Historic Miramar, and providing for an effective date. (*Community & Economic Development Director Eric Silva*)

MAYOR MESSAM: Good evening, Mr. Silva.

MR. SILVA: Good evening, Mr. Mayor, Madam Vice Mayor, Commissioners, Eric Silva, Community & Economic Department. This item is for B & M Bakery Commercial Rehabilitation project. The address is 6927 Miramar Parkway. Some background on this project. In 2015, the City Commission allocated \$150,000.00 toward the rehabilitation of commercial properties located at the northeast corner of Miramar Parkway and SW 69<sup>th</sup> Way. This funding is an initiative to assist commercial property owners in the historic area who don't qualify for the City's Commercial Grant Rehabilitation Program using Community Development Block Grant dollars, and to complement nearby neighborhood improvements. Some background on this project. In the late 1990s, the City help fund the centerpiece of the shopping center, and you can see that's shown here with the columns and tile roof. And the part that's before you tonight is showing the left of this photo. A construction estimate of -- the construction estimate exceed \$150,000.00, and would place a greater financial burden on the owner who has completed reroofing improvement. As a result, in 2016, the Commission increased the initiative for funding to \$500,000.00. The location is shown here in this aerial photo. You can see Miramar Parkway on the southern boundary there, and SW 69<sup>th</sup> Way on the western boundary. The subject property is right at the corner of the shopping center. So the proposed improvements to two façades. Both the façade that fronts on Miramar Parkway will be improved, and also the façade on the western side on SW 69<sup>th</sup> Way, and it'll include a covered walkway. This slide here shows what is submitted as part of the permit application, and in the middle, you see the part that was rehabilitated by the City, improved by the City with the barrel-tile roof, and on both of the ends. You can see it's a similar style, one in where the Bravo is located, it has that similar style where the parapet comes up, and with the beige coloring. And then on the opposite end where B&M Bakery is, it'll have the same type of façade. The issue. The owner has requested approval to rehabilitate the property located at 6927 Miramar Parkway, with an allocation of funds not to exceed \$500,000.0. The proposed renovations. They include: ADA -- ADA complemented walkways, new façades, ADA compliant parking spaces, resurfacing and restriping, landscaping, new light poles, new windows, and new doors. Just last week, we received construction bids, and also a letter of agreement we required between the City and the owner to formalize the commitment of funds not to exceed \$500,000.00. These are some -- some concepts and criteria that will be included in the letter of agreement. The amount of funds shall not exceed \$500,000.00. The City will pay up to 75 percent of the project costs. The owner must document that they have 25 percent of the funds. The funds will be released based on progress payments. There'll be a construction agreement between the owner and the construction contractor. There will be a 15-year grant recapture. They'll have 12 months to complete the construction. And, as I mentioned earlier, staff recently received the construction bids. And this item is

before you tonight for approval of the design concept and the allocation of funding. Recommendation is for approval.

MAYOR MESSAM: Thank you for the presentation. At this time, if there are any members from the public wish to comment on this item, please come forward. State your name and address for the record, please?

MS. SCIALABBA: Debra Scialabba, 6490 SW 26<sup>th</sup> Street. It's a shame that this owner did not even take the time and have pride in his plaza to paint the outside, even before Bravo and all -- all the rehab was done there. B & M Bakery and RFR Rentals, these two owners, besides having a -- a store, they also own the plaza. Is this going to be just the exterior or it's going to be the interior of each individual store, plumbing, etc., because this is an old building. So that's my question. Wah Lay has been there for many years. In the '90s I used to go there. There should be a stipulation that the business cannot lease or rent -- for the renters cannot raise their rent for at least five years. Because don't you -- his property is going to be increased because of the rehab, and he owns a business there, and he should not have -- the other businesses should not have to suffer, because he's going to raise the rent, because the taxes increase. Also, there should be a stipulation he cannot sell the plaza for at least ten years. Thank you.

MAYOR MESSAM: Thank you. Are there any other members from the public who wish to comment on this item?

MR. MORGAN: Mark Morgan, 17428 SW 36<sup>th</sup> Street, here in Miramar. I just don't think it is the purpose of our city to perform the functions of a commercial bank. If we start giving out money to certain businesses, then we've set a precedent that could open the door for other people to come knocking on the taxpayers' door, and where -- where would it stop? My wife owns a business. We would love to have \$500,000.00 grant for her to improve her façade, but she goes to a commercial bank for her funding requirements, not the City of Miramar. Let's not start this precedent by approving this. Thank you.

MAYOR MESSAM: Thank you, sir. Are there any other members from the public that wish to comment on this item? Are there any other members that wish to comment on this item? Seeing none, back to the dais. Are there any comments or questions? I see a speaker -- Commissioner Riggs, you're recognized.

COMMISSIONER RIGGS: Thank you, Mayor. I guess this is déjà vu. Everyone know I -- I support our businesses, there's no doubt about that. I have an issue with where this money is coming from, so let me -- just for the record, where is this half a million dollars coming from?

MR. SILVA: Eric Silva, Community & Economic Development. It's coming from the General Fund.



COMMISSIONER RIGGS: Right. That's a problem. And I understand that this business doesn't qualify to go through the CDBG. Here we are just had a workshop on economic development fund initiative, so maybe they could go through that -- that modality, but I still have a problem with half a million dollars to do this. Half a million dollars of taxpayer money just to one individual without, really, enough back to the Miramar community. So, again, I would ask my colleagues let's not do this, because we will be opening Pandora's Box. So what happens when another business comes in and asks for half a million dollars of taxpayer money? And here we are asking for an increase in millage. So are we increasing millage to do such a thing? This is not the right way to go about it, and the amount is too excessive, in my opinion. So a definite no for me on this, and we've already been down this road. And this started since 2014. Is this -- the \$150,000.00 from 2014 still there, or did it revolve back into the General Fund? How does that work? Because I was under the impression that if it wasn't used by the end of this fiscal year, that it would roll back into the General Fund.

MS. MCCLARY: Good evening, Mr. Mayor, --

MAYOR MESSAM: Good evening.

MS. MCCLARY: -- Vice Mayor, Commissioners. The first \$150,000.00 was in a CIP project, so -- and that was in 20 --

COMMISSIONER RIGGS: 14.

MS. MCCLARY: -- 15 -- no, 15. They received that in 2015. So it was placed in a CIP project, so that money was able to roll forward to the next year. But when we got the additional amount of money, it was decided that it shouldn't be a part of a CIP, and it was placed in the General Fund.

COMMISSIONER RIGGS: Okay. So it rolled back. Okay. Thank you. This is where I stand on this one.

MAYOR MESSAM: Thank you, Commissioner. Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Thank you, Mr. Mayor. I want to know if we're going to go back and ask these large corporations in Miramar that we gave all these millions of dollars to, are we going to try and get that back from them. This project need to get done. I wish we had 100, \$200 million to spend out there to revitalize the whole neighborhood, but we don't. We got to move forward. \$500,000.00, the budget is what, 280 something million dollars. Okay, what percentage is that, you know? Listen, guys, we -- and I hate to say it, you know, it's a minority business. If the owner was of a different race, would it be a different situation here? We need to just go ahead and get this done. It's been dragging for too long. There's other businesses need the help. We need to help this one and just get it over with. The historic Miramar, everyone complain, people out there

complain all the time, and now that we're trying to do something, they're still complaining. We're never going to please everyone. So, with that said, I'm hoping that when it's done soon, people in a wheelchair will be able to access this business. If someone goes out there and see how high the access is, they just can't get there, so let's keep it moving, guys. Thank you so much.

MAYOR MESSAM: Thank you, Commissioner Chambers. Vice Mayor -- Commissioner Barnes, and then Vice Mayor Colbourne, followed by Commissioner Riggs.

COMMISSIONER BARNES: I think -- I think we should -- we should, very frankly, acknowledge that this is one of those difficult decisions to make, because one wants to assist small businesses, one wants to assist established businesses. The very location of this entity demands assistance. But I think, as responsible guardians of the finances of this City, it is incumbent on us, it is demanded of us, that we be wary and careful of setting precedents we cannot meet. I am really, really scared about setting a precedence -- in fact, one of the meetings we had on a month ago, another small business owner came to the meeting and he said if there was free money being given away -- I'm paraphrasing -- he wanted some of it. And I think that is the kind of precedent that you set if you go ahead with this kind of project. I pray, I wish, I hope there was funding from some other source to take care of this situation, but the reality is half a million dollars is half a million dollars. Regardless of what can be said to qualify, to rationalize that. Is this city in a position financially, philosophically, really, to -- to -- to -- to offer half a million dollars to someone who is in genuine need? I suggest no.

MAYOR MESSAM: Thank you, Commissioner. Vice Mayor Colbourne, you're recognized.

VICE MAYOR COLBOURNE: Thank you. First, I want to say that the funds for this project was approved by this Commission 2014 and 2017. So these are funds that have been set aside for this -- for this project. I think it's -- it's not good that it has taken this long just for the application process, but I am glad that we are where we are with it today. That we are -- we do have an opportunity to move forward with this. The City has -- earlier today, we saw a presentation where the City has many programs. The City has endeavored to -- to support a number of initiatives; this type of initiative is one of them. When the program is fully up to speed, hopefully, this gentleman's wife, if she qualifies for it, she could -- she can also apply, and get the resources that she needs, so that the business can thrive. We have a double standard here. You know, the City has -- the City has given out millions of dollars to companies, directly to their bottom line. This will probably one of the first time that we do something like this on the eastern portion of our city. We've never had any issues with it. This Commission and other commissions, they have approved it, time and time again to the tune of \$8 million, no questions asked. There is a double standard here. I do want to be clear as to what this item is accomplishing, if you can -- if you can clarify that for me, this item today.

MR. SILVA: I can use that last slide, but the City Attorney might want to jump in also. Okay. The last slide talks about -- what we're presenting you today is the design of the façade, so we're looking for approval of that, and also the allocation of the funding, of the \$500,000.00.

VICE MAYOR COLBOURNE: And this item has already been bid, is that correct?

MR. SILVA: Yes, we received bids.

VICE MAYOR COLBOURNE: Okay. So the next step to move this item forward would be what?

MR. SILVA: After tonight, we will talk to the construction bidders, and we are going to try and work with them on the scope of the project, either trying to reduce the scope or take out some items, because the bids came in higher than the \$500,000.00.

VICE MAYOR COLBOURNE: Okay. I'm not sure why -- why it has -- why it has dragged out this long. I'm not sure why we couldn't have done it all at one time, or why this item has to come before us a third time. Is there any way that -- and this is a question for our City Attorney? Is there any way that this Commission can authorize the City Manager to take action without it having to come back before us?

CITY ATTORNEY COLE: The problem is that the bid itself, the construction contract that you're going to have to award, you'll need to approve that contract. Now, theoretically, you could delegate that to your Manager if you had the name of the company, all the details of the contract, had already posted the notice of intent to award, if there were no protests, etc. None of that stuff has happened yet, so we're kind of in a situation that that would be very difficult. That is going to have to come back to the Commission. So, you know, under the circumstances that you sit here today, you're going to have to have that construction contract come back to you. I don't know if you're also going to have an agreement with the property owner, as to any terms and conditions that are going to be set forth for -- for that. A lot of times when you do these types of grants, there are some limitations, such as, you know, how long they have to own the property. If they sell it within, you know, six months, you certainly wouldn't want them to get the benefit of that without giving back the money or something like that. So, usually, you'll have some type of contract or form agreement or something of that sort. I don't know if that has been done; I have not seen it.

VICE MAYOR COLBOURNE: Okay. I appreciate that. Mr. Attorney, you've been an attorney for -- for a number of years here at the City of Miramar, right?

CITY ATTORNEY COLE: I've been here for 19 years, ma'am.

VICE MAYOR COLBOURNE: Okay. So I assume most of this \$8 million that has come before us are items that you have -- that you have reviewed as well?

CITY ATTORNEY COLE: Well, everything that's been approved by the Commission over the last 19 years, I've -- I've certainly seen, yes.

VICE MAYOR COLBOURNE: Thank you very much. Including this item when it came before us in -- in 2014 or -- or in 2016. This is all stuff that you have -- you have reviewed these?

CITY ATTORNEY COLE: Yes. I can't say I remember every single one of them, but yes, I or my office has reviewed every item, yes.

VICE MAYOR COLBOURNE: You have been -- you have been our counsel --

CITY ATTORNEY COLE: And we've approved them all as to legal sufficiency up to this point.

VICE MAYOR COLBOURNE: Thank you very much. I appreciate that. I am ready to move forward on this item when -- when -- once the discussion is complete.

MAYOR MESSAM: Thank you, Vice Mayor Colbourne. Commissioner Riggs, you're recognized.

COMMISSIONER RIGGS: Thank you. Just a couple of clarification. This \$8 million that is being referred to, is that \$8 million of general fund?

MR. SILVA: Eric Silva, Community & Economic Development. The money for the corporations was also General Fund.

COMMISSIONER RIGGS: So the \$8 million my colleagues are referring to for business like NBC 6, that's all General Fund, the \$8 million.

MR. SILVA: That was General Fund also, yes.

COMMISSIONER RIGGS: Don't we have an agreement with the County -- isn't it some type of project with the -- Broward County with the State?

MR. SILVA: We do have an agreement with the County. Those applications all come from the State, but the -- the Miramar portion, that was the amount that was approved. It was around \$8 million that was approved through that program. So, typically, the split is 80 percent at the State, and then 20 percent, either we cover the full 20, or the County takes ten, and we take ten. But that eight million was the total over the last, you know, 20 years, basically.

COMMISSIONER RIGGS: So over 20 years Miramar's part has been about eight million?

MR. SILVA: Correct.

COMMISSIONER RIGGS: So what are the requirements for those businesses? One example is NBC 6, right? So what are the requirements for those type of funding?

MR. SILVA: The -- the applications are provided by the State. The State has an application that they have to complete. That application has requirements for the number of jobs, and the salaries of those jobs, then the application gets sent down to us, so it's a State application.

COMMISSIONER RIGGS: Okay. So application, number of jobs, so there's a certain number of jobs that they have to create. Are those same requirements, are they the same for this business, for B & M? Do they have a certain number of jobs they're supposed to create?

MR. SILVA: Right now, we don't have that in --

COMMISSIONER RIGGS: So what is the requirement for B & M?

MR. SILVA: The requirement for B & M is to have the -- right now, we're going to have the match that we talked about, the 25 percent match. They're going to have to put their money into it.

COMMISSIONER RIGGS: The other businesses have to do the same, I'm assuming?

MR. SILVA: There was no match for those projects, no.

COMMISSIONER RIGGS: Okay. So the number of job creation was not a stipulation?

MR. SILVA: No, there's no stipulation on the jobs.

COMMISSIONER RIGGS: Okay. How come?

MR. SILVA: That was never brought up in the past about creating a certain number of jobs, so it hasn't. This -- it's a different type of project. Commercial façades, you know, it's not uncommon for a city to have that type of program, and they accomplish something different. Because when you improve the façade of a structure, usually, that creates more activity in the area. It brings out more customers, so it's a different type of project. And it helps other businesses too. Because if the building looks nice, then the leasing gets better, you know, and things can improve for that plaza. The other program through the State, what that does is those companies that applied to the State, there's always a threat that they're going to go to Texas or Tennessee or California. So the way that those agreements are written, -- and when they come before you, you don't know the name of the company, but they say, you know, this company, you know, may leave to go to Texas, something like that, and they may take 100 jobs with them. So there are different goals for those programs.

COMMISSIONER RIGGS: So this business could not have gone through that same modality with going through the State and having the same stipulations as every other business that we've supported? They couldn't have gone that route as well?

MR. SILVA: No, they wouldn't have qualified for the State program, no.

COMMISSIONER RIGGS: Because the -- so what is our solution for other businesses that come and ask for half million dollars? What do we plan on doing? Do we plan on just telling them no, when we say yes to one? What do we -- what are we planning on doing in the future?

MR. SILVA: We're -- as we discussed in the workshop, we're moving forward with the Economic Development Fund, and the criteria that we talked about earlier in the workshop, so what we'll have -- and we're applying some of that criteria to this project. We're -- we're setting up a process to move forward.

COMMISSIONER RIGGS: Okay. So moving forward, we plan on having other businesses that come and ask for this large amount of money go through the Economic Development Fund initiative, that we just had the workshop on?

MR. SILVA: Correct.

COMMISSIONER RIGGS: So why can't we do the same thing for this one?

MR. SILVA: This project, we are taking those criteria, and we're applying them to this project. So the requirements that I mentioned at the end, about the match, about the 15 years, those all came from the presentation that we saw earlier, so we are considering those criteria and applying them here.

COMMISSIONER RIGGS: It might -- it might be best to wait and go through that process, because, again, we're opening Pandora's Box y making an exception, and that's the precedent we don't want to -- to set. We don't want for someone to say, "Well, you did it for this store, why can't you do it for me?" And what do we say? They would be absolutely correct. We took half a million dollars of taxpayer funds to just give it to them when they didn't have to go through the State, they didn't have to go through the agreement we have with the -- with the County, none of that. Then why would we say -- well, we would have to say no to other businesses, because we don't have half a million dollars to just give to every business that comes and asks for it. This -- this is presenting a problem, and I still have a problem with half a million dollars, and here we are asking to increase millage.

MAYOR MESSAM: That concludes your questions, Commissioner?

COMMISSIONER RIGGS: Yeah. Thank you.

MAYOR MESSAM: Alright. We have a couple more -- but, I haven't spoken yet. I'm going to interject at this point, and provide at least my thought process. I supported this item when it came up -- it came up in two iterations: one in 2014 as in a presentation, and there was a 350 request during the budget process. The City of Miramar has a commercial rehabilitation program, currently, that is funded through Community Development Block Grants received from the federal government. That program, before the Miramar Economic Fund Initiative that was discussed earlier today, was the only program, the only vehicle, the only mechanism to assist commercial rehabilitation in the City of Miramar. CDBG grant dollars comes with whatever program criteria restrictions, enabling proviso language to get that funding. The City of Miramar, through choice, and through inaction, did not have a solution to assist commercial property owners who wish to seek funding for properties that fall outside of the geographical boundaries that would qualify for the federal funding. The subject property at hand falls outside of the geographical boundaries to qualify for the CDBG program. Yet, right across the street, same zip code, same area of town, property owner across the street, qualifies because of whatever theory or process was used to draw the federal boundaries. That's not good -- that's not good or bad, it's not right or wrong, it's just what the requirements are to qualify for the funding. Now, as a Commission, as a City, we have a choice to provide solutions to the initiatives and challenges in our city that we seek. I supported this item, in part, because the City of Miramar is growing leaps and bounds. The City of Miramar has a historic side of town, known more commonly as east Miramar, that has had no major infrastructure improvement since the founding of this city, except for what you see right now in some other phases of work that have taken place, probably within the last six or seven years with some water -- storm water, drainage, and water improvement projects. So the City of Miramar, we are spending over \$100 million in total in all types of infrastructure, parks and recs improvements in the east, yet we have these pockets, these barren areas in east Miramar that cannot take advantage of a lot of the opportunities to provide assistance based on the funding source is coming from. That didn't ever preclude the City of Miramar for coming up with our own solutions. So I supported this item in principle, that funding should be available to an entire area, not cherry pick based on the limitations of where these funding sources are coming from, this up -- upon the City. It depends upon the City of Miramar and this Commission to provide the resources that may fall outside of the State, that may fall outside of the federal government. And if you go back in the minutes, I think I recall saying that by awarding this, obviously, we would have to put some processes, some procedure, some administrative procedure, some policies to ensure that we protect the taxpayers' interest in this. We have plenty examples that we could use, namely the CDBG program, which is another grant program. We could treat this funding similar to that program. It's just that the funding is coming from Miramar, as opposed to the federal government. We can put whatever covenants, deed restrictions, limitations, when the property can be sold. We can vet the contractors; we can vet the design consultants. We can vet that process to protect the interest of the taxpayer. The fundamental question is, are we one Miramar, or are we a divided Miramar? Because a city is as strong as its weakest area. I live in the west. I'm not complicated by some of the challenges that come with aging infrastructure, as our neighbors and friends in the east. But because I live in the west, does that mean that I

do not represent those in the east, like our small businesses who don't have all the resources that some other businesses may have? And if the City is spending tens and hundreds of millions of dollars in a geographic area to improve an area of the City to catch it up with the rest of the City, and we have pockets that can't take advantage of all of the resources because of the funding source, it's a -- our responsibility as a Commission to come up with those solutions. So I wanted to make sure that if we are going to award this money to this project, that we put processes in place to protect it. We have a Miramar Economic Development Fund initiative that now enable the City to not just address issues on the east, central and west, but for all businesses, and it has the mechanism to take funding sources from the federal government, from the State, from our funds, which may come from an enterprise fund, which come from private developments, foreign direct investment. It can come from the General Fund; it can come from many funding sources. But we are all one Miramar. These initiatives are set to solve various problems. It's set to solve some economic development problem. We recruit a business to the City of Miramar, we pay dollars to assist them in hiring people. That's corporate welfare, period, no matter who it is; it's corporate welfare. If we grant funding to improve someone's façade, that's corporate welfare. But that welfare is in the hopes of generating economic activity for the benefit of all of Miramar. So the fundamental question is, who are we as a City? Are we in this together? Pandora's Box. The Economic Development Fund creates a standard for any applicant that wishes to seek assistance from the City to get assistance. That's who we will address the next company that comes forward. In fact, we invite them to bring their challenges to us to see how we can become innovative, to come up with solutions, to get partners, to spark economic development. We must stop the divisiveness, in terms of who's getting what, who's getting this. If it makes sense for the City, as a whole, we should look at every opportunity. The City does not have a CRA. We lost that opportunity when it came before the City to take advantage of tax increment to be able to put investment into our deprived areas. But that doesn't mean that we can't come up with solutions to help businesses that need help. So I come at this from a different perspective. We are one Miramar. Regardless if you live on the east, central or west, we are all in this together. And this city will only be as strong as all of our communities, as all of our communities. As far as I'm concerned, our monies have to be protected, contractors have to be vetted, the property owner must come up with his percentage. If he doesn't, he doesn't get it. And whoever needs or wishes to apply, moving forward, they have that right and option also. So I'm in support of this option, because the provisions have been put in place to protect the public's interest. I support this initiative, because we have a Miramar Economic Development Fund that has been adopted that will create opportunities, not just in façade improvement, but we're going to have different designations of place, innovation zones, art districts, all types of opportunities to spark economic development in the City, and that excites me. We have Commissioner Chambers, followed by Commissioner Barnes, then followed by Commissioner Riggs.

COMMISSIONER CHAMBERS: Thank you, Mayor. My previous resident Silver Shores community to the west off Dykes Road. They've recently -- it's a private community, not too long ago got a wall from the City of Miramar built. To the west of Dykes or west of



Silver Shores, Harbour Lake, they got a wall, courtesy of the City of Miramar. Those two pass with flying color. Sherman Circle or Miramar Boulevard, whatever it is, there's a wall coming there -- approved; it was a fight, but it got approved, a wall. Right now I'm fighting for Country Club Ranch. Those resident don't have City drinking water, despite that's where our newest water plant is. And we could pick five or maybe ten residents there who can pay for that project, but the City of Miramar is going to do that project, maybe five, \$10 million to ensure that those resident is made whole at that part of the City of Miramar. So I can say any businesses or resident of the City of Miramar, if you come before this Commission asking for assistance, monetary, I'm going to be on record to say my vote will be a yes vote. The problem is you got to get two more or maybe three more. So this is a public proceeding. Everything here is done in the public, nothing illegal. And -- and at the end of the day, it's got to get approved right here. You get three vote, it pass. If you don't, it fails. So, with that said, I think some time we have to just move on and say less. So, Mr. Mayor, any time I can make a motion, please, I'm willing to make a motion to move on. Thank you.

MAYOR MESSAM: Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: First of all, let it be understood this straight up. I'm not going to be shamed into being accused of creating division. For the record, I live in central Miramar. Talk has been made a whole lot about \$8 million. Can I ask of staff over what time period was that money dispersed, how many businesses were assisted with that \$8 million?

MR. SILVA: Eric Silva, Community & Economic Development. We had this discussion last year at the budget hearing. The \$8 million was probably over the last -- I don't have the table in front of me right now, but over the last 20 years or so, and the \$8 million was the amount that was approved by the Commission, and then as projects met the requirements, money was disbursed every year.

COMMISSIONER BARNES: Okay. So to give the impression that we're making a comparison between a half a million dollars and \$8 million is disingenuous, because \$8 million or \$8 million, but it's stretched over a time period shorter than the 2014 to now time. There has to be a certain level of regard and respect for differing positions taken by differing people on this Commission. And to posit into making it seem as if we are creating division, and siding with one area of the City against another kind of inaccurate to say the least. So -- so please allow us to hold onto differing positions that come from differing understandings of the same thing, maybe even different interpretations of the reality. I said it before, and I'm saying it again, I am absolutely uncomfortable with giving any one entity a half a million dollars. As was stated earlier, there are situations that other business owners find themselves in, and they go a different route. Should we not help? Yes. Are we, though, prepared to create a precedent that a year from now, just to be arbitrary, just to be contrary, another business owner comes to us and say, "I want half a million dollars?" Or, "I want a three quarter million dollars." What do we do at that time? Those are the reasons why I have major reservations about going forward on this.

MAYOR MESSAM: Thank you, Commissioner. Commissioner Riggs, you're recognized.

COMMISSIONER RIGGS: Thank you, Mayor. Okay. So the term is responsible guardians, right? We are responsible guardians. Number one, this \$8 million stretched out over 20 years, you're talking \$400,000.00 a year, so for us to consider giving more than that within -- to just one individual is absurd. You talking \$400,000.00 a year if we're looking at this \$8 million in 20 years. It's not a comparison to me; that's number one. Number two, to say you will approve everybody who comes in front of this Commission for -- is absurd. Where is this money supposed to come from? This is taxpayer money that we're supposed to be responsible for. It's every resident who lives in the City that pays tax, that's their money. And all of the examples that were just given earlier are probably the reasons why we need to increase millage. Because previous commission - - commissioners, mayors, whoever have not been responsible in the past, so we need to be responsible. We -- we can't just take half a million dollars like that and give it to one individual. Imagine if we did 50,000, 100,000, even the 150,000 that was initially awarded, we can help three, four, five, six individuals versus one individual. So I have an issue with the amount, absolutely, and I have an issue with not having any type of stipulation with job creations, with what has been put on other companies where we -- when we partner with the County or with the State, so I have an issue with that as well. I don't have an issue with this going through the economic development initiative that we just created, but if I'd like to clarify from that perspective, is there any fund in this account right now, the Economic Development Fund initiative? Is there any money in there at this moment?

MR. MOORE: Commissioner, Michael Moore. That's the very fund that we came before the Commission to create.

COMMISSIONER RIGGS: Right. So there's no money in it?

MR. MOORE: No. We're -- we're in the process of creating it.

COMMISSIONER RIGGS: Exactly. There's no money in there. Right. So here we are taking taxpayer dollars to -- to do this, when we're creating an initiative where we don't even have the funds for yet. So this is premature, and this is irresponsible. We cannot do this. Again, if we do it this route without going through the Economic Development Fund that we're trying to accomplish, it opens Pandora's Box, because, again, another business will come and say, "Well you did it for this business, why can't you do it for me?" So this individual may have to wait until we get some funds the proper way into this account, and then we help in that modality. And, again, we may not be able to do half a million dollars, because that's a lot. Here we are asking for an increase in millage, and then we're doing things like this. It doesn't make sense to me. We're not in a position to do this.

MAYOR MESSAM: Alright. Staff, this property, it's a what, commercial property, correct?

MR. SILVA: Eric Silva again; commercial property, correct.

MAYOR MESSAM: How many units?

MR. SILVA: They have a barbershop --

MAYOR MESSAM: So at least four or five, correct?

MR. SILVA: At least four or five, yeah. There's (unclear 1:38:00) in the back --

MAYOR MESSAM: Four or five small businesses can then occupy this property, right?

MR. SILVA: At least four or five.

MAYOR MESSAM: Okay. Alright. So what type of businesses are typically in these retail establishments?

MR. SILVA: There's a takeout restaurant, there's a hair salon, a barber shop, --

MAYOR MESSAM: That's who's there now, right?

MR. SILVA: -- a church, --

MAYOR MESSAM: So it's a retail -- so retail, typical retail can be there, correct?

MR. SILVA: -- clothing store.

MAYOR MESSAM: Small businesses that probably would employ anywhere, on average, about four to five individuals, right?

MR. SILVA: Correct.

MAYOR MESSAM: So, possibly, 20 to 30 employed individuals who probably live in the City, correct? Depending on the business? I know it's not absolute. These are more rhetorical questions, Alright. So to paint this picture that this one person is getting a slush fund. This is a property owner that has a commercial property that's trying to improve his property. The City benefits, because, potentially, now, perhaps, 100 percent occupancy, or increased occupancy, because there's a better curb appeal, rent from this establishment, because it looks nicer, it has ADA compliant, it has parking, it has better lighting. Okay. Now these 30, 40 individuals, they have jobs. They can pay their rent. They can patronize other City businesses, pay their mortgages, pay their property taxes, that they own a property. That's economic activity. This is not a primary residence, it's a façade improvement. Just like the businesses that come to this community, they get paid an incentive to hire employees, which by the way don't even have to be a Miramar resident, unless they want the Miramar extra incentive that we give. And we haven't even talked about extra incentive that's available for them, not the one that's tied to Florida, enterprise Florida incentive in the Greater Fort Lauderdale Alliance. It's economic activity

in an area that we are using taxpayer dollars to improve infrastructure. We just did -- redone Shirley Branca Park. We're doing streetscapes and complete streets on Miramar Parkway on the historic side, downtown, Historic Miramar. It makes sense to complete redevelopment in an area, to improve the area. When the area looks better, it's safer. When it's safer, it's cleaner. When it's cleaner, property values go up. When property values go up, positive things happen. So when I say divisive, I say when it's good for the -- the sexy NBC 6, the sexy Royal Caribbean, the sexy Fortune 500 Company that moves to Miramar, we all get excited about. It's sexy for the mom and pop to be successful. It's sexy for those five small businesses that may now occupy those units and be successful, that can hire the unemployed person to help ends meet. When the tide rise, all boats rise -- rise with it. So just as we are enthusiastic about recruiting the so many wonderful companies that are here in the City, we should be just as excited, we should exhaust all options to find solutions to help the small guy, the small girl. It's not a slush fund. It's no different than what the federal government does by providing a CDBG, because the federal government realizes that it has to inject resources into impoverished areas to stimulate economic activity. The Miramar Economic Development Fund provides the mechanism for us to have a policy around how it is administered. Does it have money? The money has been committed. It's in General Fund. We created the Economic Development Fund, so we can transfer funds into the fund to administer these incentives. I respect the opinion of every colleague on this dais, whether I agree with them or not. I respect your opinions. So when the questions were -- was asked about Pandora's Box, how do we protect the money, my response was we need to come up with a fund, we need to come up with an initiative, we need to come up with a plan that Miramar can have to solve our issues that's independent of federal resources, State resources. It's what we do here in Miramar, and what we put -- the administrative procedures and the policies around to solve our challenges. Because it hasn't been done before, and we're coming up with ideas doesn't make it wrong. For us not to do anything is insanity. For us not to start to work and advocate for those who get up every day to make a living, to chase the American dream, and for us not to do anything -- this is our city. Because we disagree, doesn't mean that it's wrong. For us to do nothing, I think is wrong. For us not to come up with innovative ways to solve our challenges, I think is wrong. I think we've exhausted this. We can go on. I'll entertain a motion at this time.

COMMISSIONER CHAMBERS: Mr. Mayor.

MAYOR MESSAM: Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Thank you. I think I'm ready to get off this. I'll make a motion and get a bathroom break.

MAYOR MESSAM: Okay.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: No.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: No.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Colbourne, to approve Resolution #R6798, the Commission voted:

Commissioner Barnes	No
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	No
Mayor Messam	Yes

**Resolution No. 18-181**

MAYOR MESSAM: We'll have a five-minute bio break.

**Recess/Reconvene**

MAYOR MESSAM: Welcome back. Item number nine, please.

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)*

CITY ATTORNEY COLE: Item 28 is a resolution of the City Commission of the City of Miramar, Florida, approving a Transportation System Surtax Inter-Local Agreement with Broward County and the Metropolitan Planning Organization (MPO), and providing for an effective date.

MR. SILVA: Good evening. Eric Silva, Community & Economic Development. This is for the transportation surtax inter-local agreement. On June 5<sup>th</sup> of this year, the County Commission voted to place on the November 6<sup>th</sup>, 2018, ballot a proposed transportation sales surtax, levy of one percent for a period of 30 years starting on January 2<sup>nd</sup>, 2019. The County estimates that the total proceeds from the 30-year period be approximately \$15.6 billion. The proposed inter-local agreement between the County, municipalities, Metropolitan Planning Organization, MPO, outline some aspects of the process that will be used for allocating funds to municipal projects. The agreement becomes effective only if the following conditions: the MPO and the municipalities representing the majority of the population of the County formally approve, execute and return the executed inter-local agreement to the County on or before September 30<sup>th</sup>. Any municipality may join after it becomes effective. To be eligible for funding next year, you have to join by September 30<sup>th</sup>. Prior to them deciding to place this on the ballot, the County asked for all the cities to send in projects; we did, and they received a total of 709 projects. And, now, once the inter-local agreement is executed, the MPO is going to be responsible for ranking those projects. Once they're ranked, there'll be more agreements and criteria and methodologies that have to be reviewed and entered into. So the County and the MPO and the municipalities are going to all have to enter into a separate agreement once the projects are ranked. And approval is recommended.

MAYOR MESSAM: Thank you. Are there any members from the public that wish to comment on this item? Seeing none, back to the dais. Are there any comments? Motion? Vice Mayor.

VICE MAYOR COLBOURNE: Thank you. I thought we had someone in the audience from Broward County who's prepared to speak on it. Okay. As MPO representative for City of Miramar, we met at the MPO last week on this item. The MPO did approve the item. It is not ideal. There were many -- many concerns about the items, and -- but the only way that the City of Miramar can get any funding would be if the City of Miramar approved the item. One of the things that we discussed, I presented at MPO was the fact that in the criteria for the eligibility for the funds, it does not mention new roadways, and it does not mention road widening. These -- this is one of the areas that the Broward County -- Broward County Commissioners have -- at least those at the MPO, have stated that they will take it back to the full board and amend the item. I guess once it's amended, it will have to come back to us. While I don't agree with -- necessarily agree with everything in the item, in order for us to get the funding, I would -- I would suggest that we approve it. And I think our City Attorney can speak on it as well.

CITY ATTORNEY COLE: Certainly. I -- I've been very involved in the -- the issue, on behalf of various -- of -- on behalf of Miramar and -- and other cities. As you recall, two years ago, there was an item on the ballot dealing with the transportation surtax, and also an infrastructure surtax. And there was a -- initially, the plan was just to do a one cent transportation surtax, similar to this one, and the starting point of negotiations was cities were going to get to control 30 percent of the funds, and the County would control 70 percent. This time, -- you know, that -- that almost passed. I mean part of it passed and

part of it didn't. This time, rather than having negotiations with the City, the County, basically, is just putting this on the ballot, and proposed this inter-local agreement, which was given to me and various other city attorneys about two business days before it was approved by the County Commission. It has -- ten percent of the funds are allocated to the City control, and 90 percent is controlled by the County Commission. Now, of that 90 percent, they may use some of the at 90 percent for projects within the various cities, but they control what projects would be done. For the ten percent, unlike what was done to -- what was considered two years ago, the ten percent is not done based on population. It was -- last time, the idea was the percentage would be -- go to each city based on population, then pro rata, and then -- like the City of Miramar would get a certain amount of money each year. You could decide which projects you wanted to do. They had to be transportation projects, obviously, and they have to meet the criteria and go before the oversight board. You're not going to get it under this inter-local. Under this inter-local, the ten percent for municipal projects goes to the MPO, so the MPO would then prioritize all the projects that are submitted by all the cities, they would decide which is the number one priority, number two, number three, etc. And then those projects would be funded each year until ten percent of the funds are used. Also deleted from the ten percent is the money that's used for the community bus service. So anyone -- any community bus services, that also comes out of the ten percent. We did request to change that and make it based on population, and that has not been agreed to. So, right now, it's still based on MPO approval. The second issue that we talked to them about was the language on eligibility. The 90 percent of the funds can be used by the County Commission for any projects for transportation that meet the criteria of the Florida State Statutes. That would include road -- new roads, road widening, various other things. Under the inter-local agreement, the way it was worded is a little bit unclear, and there's a concern that if the City of Miramar wants to build a new road or widen a road, and wants to propose to the MPO that project, it may not fit under the language under section three of the inter-local agreement. I asked the County Attorney's Office about that, and got an opinion initially that new roads and road widening is not allowed under the inter-local agreement. Then, after the County Administrator was consulted, that changed, and now the view is that the language does include new roads and road widening, even though it doesn't have those words. To protect us over the next 30 years, and to make sure the oversight board does not say a project's not allowed, because that's -- of this language, I propose, and various people propose that this agreement be amended. So one of the things that the Commission may want to do is -- is suggest to the County Commission that those amendments be made. Now you do need -- if you do not pass this now, before September 30<sup>th</sup>, however, as is, you will be excluded from any funding or any potential funding during 2019, out of the ten percent. So it would be my recommendation to approve it as it is, but maybe when you send it to the County Commission, you can send it with a cover letter that says: although we've approved it as it is, we would like you to consider amending it to, first of all, make it clear that the new roads and road widening is allowed under this. And, second, to change from the -- for the ten percent, instead of having MPO prioritization, do a pro rata based on population. Whether or not those will have any impact, I don't know. The other option is not to approve it, but, you know, then you're risking the money, I don't think you want to do that. The third option is just to approve it

and don't worry about new roads and road widening and population, which you, obviously, could do as well. As of right now, it doesn't seem like there's much leadership on this issue among cities, so most cities are either just passing it, or just waiting to see what else happens. So that's basically where this -- this stands.

MAYOR MESSAM: Thank you, Mr. Attorney. Are there any other comments from the Commission? Alright. Can I then have a motion? We need a motion as is, or make a motion with the amendment of the suggested language in a cover letter, requesting the - - requesting the -- the inclusion or the amendment -- the amendment to the agreement to express the inclusion of road widening and new roads, as well as the provision regarding the allocation based pro rata, by population.

COMMISSIONER BARNES: Motion to approve with the amendment suggested by our attorney.

COMMISSIONER CHAMBERS: Second.

VICE MAYOR COLBOURNE: Just to -- just to clarify that. We're not amending -- we're not amending what's before us.

CITY ATTORNEY COLE: That's right. The -- the -- right. The proposed amendments are in a cover letter that will accompany this. You will be approving it as is, so you will qualify for the money, but when it goes to the County Commission, there will be a letter, either from the Mayor or the Manager or myself, you know, from someone from the City.

MAYOR MESSAM: Yes.

CITY ATTORNEY COLE: There'll be a cover letter that goes with it, suggesting those two things.

VICE MAYOR COLBOURNE: Right.

CITY ATTORNEY COLE: I'll be happy to draft the letter, and we can discuss who will sign it.

VICE MAYOR COLBOURNE: He's going to include that in the cover letter, but not -- you know, we're approving it the way -- the way it's written, so that we will not lose that funding.

CITY ATTORNEY COLE: That's correct.

MAYOR MESSAM: I think that was the motion by Commissioner --

VICE MAYOR COLBOURNE: Barnes.

MAYOR MESSAM: Correct?



VICE MAYOR COLBOURNE: Second. That's your motion, Commissioner Barnes?

COMMISSIONER BARNES: Mm-hmm.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Barnes, seconded by Vice Mayor Colbourne, to approve Resolution #R6819, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

### **Resolution No. 18-182**

## **PUBLIC HEARINGS**

MAYOR MESSAM: Item number ten, please.

- 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)***

CITY ATTORNEY COLE: Item ten is an ordinance of the City Commission of the City of Miramar, Florida, 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.

MAYOR MESSAM: Yes, Mr. Silva.

MR. SILVA: Good evening again. Eric Silva Community & Economic Development. This is the second reading for this ordinance, and there were no changes from the first reading to second reading.

MAYOR MESSAM: Thank you. Are there any members from the public that wish to comment on this item, on the second reading? Seeing none, back to the dais. If there are no comments or questions, I'll entertain a motion.

COMMISSIONER CHAMBERS: Motion to approve.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Vice Mayor Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Colbourne, to approve Ordinance #O1693, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Ordinance No. 18-14**

MAYOR MESSAM: Item number 11 please

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)*

CITY ATTORNEY COLE: Item 11 is a resolution of the City Commission of the City of Miramar, Florida, 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; and providing for an effective date.

MAYOR MESSAM: Good evening, sir.

MR. BUXTON-TETTEH: Good evening, Mayor -- excuse me. Bernard Buxton-Tetteh, Public Works Director. Sorry for the hoarse voice. The item before you tonight is a franchise agreement between the City of Miramar and FLSC, LLC, doing business as Florida Textile Recycling. The City is piggybacking on the City of Greenacres’ proposal that they recently awarded. For background, textiles are one of the most essential items we use every day: our shoes, our clothing, our towels, gloves, various items you use at home. According to the EPA, on the average, Americans discard about 70 pounds of textile every year, most of which end up in our landfills. Staff identified textile recycling as an avenue to promote waste reduction, as well as the many actions that we're looking

into and implementing in the City. This will reduce our waste generation within the City. It's one of the oldest methods of recycling traditionally used in the manufacturing industry. It became a viable option recently for municipalities also used this to have a clothing and shoes donated, obviously, to reduce waste stream from our residents. How this is going to work. The vendor is proposing to initially place 50 bins at locations that are going to be approved by the City. Non-City locations; that is, if the vendor chooses a location such as a shopping center or any location that is not a public area, he would need permission and approval from whoever owns that property. Residents would then be able to discard their unwanted textiles in any of the bins, and the bins would be emptied on a weekly basis. The vendor is proposing to have staff that would be monitoring these locations on a regular basis. He also has monitors and sensors in the containers that would notify him when they get filled up, so they don't overflow, so that he would proactively empty them before they become a nuisance in a community. Some benefits that this program is going to have for the City. Most importantly, it's going to reinforce our commitment to green practices environmental compliance. Potentially, it would decrease our waste stream. Items would no longer be put into the waste cycle to be thrown away. This will be reused. It would reduce our disposal cost. The vendor is going to be providing the City with recurring revenue. And then also has agreed to participate in City events to promote the program as well. Acceptable items are very numerous, and include all types of clothing: other wear, footwear, undergarment; accessories: accessories, belts; linen: towels and sheets, and other things, such as wallet and some of the old luggage, bags, and stuffed animals. So it covers a broad range of items. To know what would will happen to the clothes and the shoes that we donate. The vendor is going to go through them and sort them out. I was just explaining to someone today, not every item that is disposed of is basically non-usable. We give up clothes just because, maybe, they're too small, too big, so the vendor is going to go through, and then sort out the ones that are reasonable, look at thrift stores, and 45 percent of them, you know, will be exported as second-hand clothing to other places. And then the rest of them will be turned into rags and fibers. So, pretty much, 100 percent of these items will be utilized one -- one form or the other. It's going to go into packaging and stuffed animals and bags and other forms of uses. For the procurement process, staff identified a current contract with the City of Greenacres, between Greenacres and the Vendor that was awarded in May of this year. It's good for five years through May 2023. The Procurement Department has reviewed and approved its use. For the revenue that we -- we expect to receive, we are expecting an initial amount of \$100,000.00 for the 50 locations. For each additional location that the vendor identifies in excess of the 50 locations, there'll be a \$2,000.00 per location. And the revenues will be assigned to the Miramar Economic Development Fund. This just some looks that, you know, we discussed with the vendor. It's not been finalized. It will be finalized before anything is put up, but there are some of the options that we looked at. And approval is recommended.

MAYOR MESSAM: Thank you. Are there any members from the public that wish to comment on this item? Any members from the public? Seeing none, back to the dais. Any comments, questions? Or I'll entertain a motion.

COMMISSIONER BARNES: Comment.

MAYOR MESSAM: Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: Just -- just to -- to applaud this particular vendor in bringing the idea to us. When we spoke, what is now maybe a year and a half ago, my question to them was why was it not happening in Miramar, and I had hoped we would have gotten to this particular stage tonight earlier. But I think one of the things that makes this worthwhile, the recurring revenue is one thing, but I'm sure all of us are faced with a challenge of when a child has outgrown a pair of sneakers, it's probably not going to pass along, what does one do with it. Basically, we don't recycle fabric, we don't recycle canvas, we don't leather, and I think this -- this gives us an opportunity to -- to not only -- to -- to be able to -- to recycle these -- these items, but to also set an example. And I would also suggest, bring information to our residents that not everything goes into the green bin for Tuesday, Wednesday or Thursday and Friday mornings. And I -- I applaud the vendors for coming to us, and we've been hearing about funds this evening, different funds. This is actually going into a fund. Thank you.

MAYOR MESSAM: Thank you, Commissioner. What I would like to point out is, obviously, this is a great opportunity for the City of Miramar, in terms of our stewardship to the environment. You know, it's astounding when you look at the tonnage of textiles that goes to our landfills. And just to do our little part to divert textiles from landfills to put it to the recyclable use is a benefit to the community, it's a benefit to the environment. And we just came off an item, and there was some discussion regarding the Miramar Economic Development Fund, and this just goes to show that this is just one example of how the fund can be funded. Something that takes a non-revenue occurring activity in the City that's doing something positive for the environment, and now it's funding opportunity to help -- you know, seek economic solutions, you know, in our community. It's not a one all, end all, but it's a part of the solution. So when we allow ourselves to be creative, we can come up with many solutions to help address some of the challenges we have, you know, in our city. So I commend our staff and the vendor for providing this opportunity for the City that benefits us, and not just one way, but multiple ways in our community. Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Mr. Mayor, I just want to say this is the kind of stuff that we bring back to our community when we go to these conference, or travel and training. I think it was like two years ago I ran into this vendor, and see what they have to offer. It's just taking a while to get set up, and I know we not even finalizing it yet. It's going to be done tonight, but it's still going to take a while to get the bins out, so. Kudos to the vendor and the Commission. Thank you.

MAYOR MESSAM: If there aren't any other comments, take a motion.

COMMISSIONER CHAMBERS: Motion to approve.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Colbourne, to approve Resolution #R6702, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Resolution No. 18-183**

**QUASI-JUDICIAL PUBLIC HEARING**

MAYOR MESSAM: Onto to quasi-judicial public hearing. Item number 12.

CITY ATTORNEY COLE: Alright, Mayor. I'll read the quasi-judicial rules for items 12 through 14 on this evening's agenda. Florida Courts have determined that if there are certain types of matters, including the following applications, which would be treated differently than other issues considered by the Commission. Most decisions of the Commission are legislative in nature, which means that the Commission is acting like a

polycymaking body. In contrast, in quasi-judicial matters, the Commission is applying existing rules and policies for a factual situation and is, therefore acting like a judge or a jury in a courtroom. In such cases, courts have decided that due process and fundamental fairness require that more formal procedures be followed. The City of Miramar procedures for quasi-judicial hearings are as follows: anyone who wishes to speak on any of these items will be collectively sworn in by the City Clerk. The hearings will be conducted in an informal manner. I will read the title of the item to be considered. City staff will 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 or and in opposition to the application. All witnesses are subject to cross examination by staff, Commission, and the applicant, and a participant may request that the Commission ask questions of a witness. The applicant and staff will make concluding remarks. No further presentations or testimony shall be permitted, and the public hearing will then be closed. 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 part of the agenda will automatically be made a part of the record at the hearing. All approvals will be subject to staff recommended conditions, unless otherwise stated in the motion for approval. At this time, the City Clerk shall collectively swear in all witnesses on these items.

CITY CLERK GIBBS: All of those wishing to provide testimony on the following quasi-judicial items, please stand and raise your right hand. Do you solemnly swear or affirm that the testimony you are about to give is the truth, the whole truth, and nothing but the truth? Please move forward to receive a colored dot.

CITY ATTORNEY COLE: I will now read Item 12.

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*)

CITY ATTORNEY COLE: Item 12 is an ordinance of the City Commission of the City of Miramar, Florida, 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

MAYOR MESSAM: Thank you, Mr. Attorney. Before staff presents this item, pursuant to Florida State Statutes and this Commission's policy, on this item, I will be abstaining from this vote. An entity that I have a private interest in has a professional relationship with the applicant, and has provided professional services to the applicant. So I will be abstaining from item number 12, which is about to be presented at this time, and will return at item 13. Thank you.

VICE MAYOR COLBOURNE: We'll hear from staff. Now we'll hear from staff.

MR. ALPERT: Good evening, Vice Mayor, Commissioners, City Manager, City Attorneys, City Clerks. Michael Alpert, City Planner. This property is located in the -- between University Drive and Douglas Road, north of Miramar Boulevard, and south of Pembroke Road within the University Park community. This is application -- this is the first reading of an application to rezone half an acre from PUD, planned unit development, to residential multifamily 4, RM-4. It is the last undeveloped parcel within the University Park PUD. The applicant is processing this rezoning with other development applications for -- in order to construct a three-story, eight-unit town home development. Staff has found that this application is compatible with the surrounding, existing uses, and is consistent with the density and intensity standards of the Comprehensive Plan. I want to apologize. There is a typo on this slide. Planning & Zoning Board recommended approval on March 13<sup>th</sup>, not April 10<sup>th</sup>. Approval is recommended.

VICE MAYOR COLBOURNE: Thank you. Back to the dais. Does anyone on the dais have any questions for staff? Any comments? Okay. Would the applicant like speak?

MR. KALLER: Good evening, Vice Mayor, Commissioners, City Manager, and City Attorney, for the record, my name is Joseph Kaller. I'm the architect of the project. We're located at 2417 Hollywood Boulevard, Hollywood, Florida. With me tonight are the owners of this .9 -- .59-acre parcel. It's taken quite a long time to get to this level. We're really excited. It's a great product for the City, great townhomes, 1,500 -- under 1,500 square foot, eight of them, matching the adjacent communities. So we'd love to have your vote on the rezoning matter on this item. Thank you.

VICE MAYOR COLBOURNE: Thank you. Any questions for the applicant -- back to the dais. Okay. No questions at this time. Now I open the floor to the public for comments or questions from the public? Okay. No questions? Back to the dais. Any comments? Okay. Then I'll entertain a motion. Well, actually, I would like to make some comments. This is an area that the City has -- has been making a lot of improvements along Sherman Circle, and beautification projects. It's actually an area that -- where I've adopted as Adopt-a-Street, so I certainly am looking forward to any improvements. And this certainly -- this brings new life into the area as well, so I'm looking forward to this. May I entertain a motion?

COMMISSIONER CHAMBERS: Motion to approve.

COMMISSIONER BARNES: Second.

VICE MAYOR COLBOURNE: Call the -- call the question. I'm sorry.

CITY CLERK GIBBS: Commissioner Barnes.



COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

On a motion by Commissioner Chambers, seconded by Commissioner Barnes, to approve Ordinance #O1695, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Abstain

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

SECOND READING SCHEDULED for October 17, 2018

VICE MAYOR COLBOURNE: Please record the votes. Yes. Okay.

CITY ATTORNEY COLE: We're done with that item. So we'll go onto items 13 and 14. I'm going to combine those items, but I'll read the title while we're waiting for the Mayor to get here.

- 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)*

CITY ATTORNEY COLE: Item 13 is an ordinance of the City Commission of the City of Miramar, Florida, 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. And Item 14 is an ordinance of the City Commission of the City of Miramar, Florida,

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. These two items will be heard together, but we will vote separately on the two resolutions.

MAYOR MESSAM: Welcome back, Mr. Silva.

MR. SILVA: Thank you. Thank you, Mr. Mayor, Madam Vice Mayor, Commissioners, Eric Silva, Community & Economic Development Department. This presentation is for the next two items; they're both first readings for the rezoning for Tuscan Isles. The location of the project; it's at the southwest corner of 172<sup>nd</sup> Avenue and Bass Creek Road shown here in yellow. The other surrounding communities, Silver Lakes, Nautica, Riviera Isles, and Sunset Falls. One more, Sunset Lakes. Back on the project. The applicant is proposing two residential subdivisions. It's going to be a total 385 units. The existing land use currently is rural designation; the proposed land use is a regular 3.21. The land use application was before this board on first reading last June. It went up to the State, it was reviewed by the County regional agencies. Didn't receive any negative comments at all. The City Commission hearing will be on October 3, for the land use amendment. Predominantly, west of I-75, we have similar projects, single-family gated subdivisions. If the future land use amendment is approved on October 3<sup>rd</sup>, then this rezoning request would be consistent. The two pods -- the first pod is 49 acres, and it's going from rural to residential 6, and it's going to be 158 homes. Besides those lots are going to be 65 wide by 120 feet deep. The second pod is 69 acres, and it's also going from rural zoning. This one is going to be single-family residential 8, and the size of those lots are 50 by 110 feet deep, and that's 227 homes. Some background on the other hearings. The Development Review Committee recommended that approval on May 2<sup>nd</sup>. A community meeting was held on July 31<sup>st</sup>. There were members of the public at that meeting, and there were questions asked, and discussion held. The Planning & Zoning Board recommended approval with conditions on September 11<sup>th</sup>. And this map here shows the layout of the projects. On the left side, you got a single family RS6, and on the right side of the small lots, the RS8 zoning, the yellow color. This table here -- it was also in your backup. It just illustrates that the Lennar proposed project is at the bottom, and just to illustrate that the lot sizes are, basically, the same as the other projects in the area. It's not the smallest lots, it's not the largest lots. You can see there's some that are 55 feet wide, going down to as much as 40 feet wide. And the maximum shown to you is one project that's 70 feet wide. Some of the houses are at 70 feet for those lots. So the application before you tonight for the first reading for the two re-zonings. On October 3<sup>rd</sup>, we have several applications that will be before you. The re-zonings will be back, the future land plan amendment, the site plan, the traffic waste plan amendment, the plat application, one variance request, and a Community Appearance Board application. And, for the first reading tonight, staff is recommending approval.

MAYOR MESSAM: Thank you. At this time, are there any questions for staff? Alright. Is the applicant present?

MR. MELE: Good evening. Dennis Mele, 200 E Broward Boulevard, Fort Lauderdale, on behalf of the applicant; I have been sworn. Before I -- I have a few slides to show, but before I get to those, there are -- in both of the reports for this evening, in the staff reports, they go through each of the criteria for a rezoning. At the beginning when the City Attorney was reading the quasi-judicial procedure and instructions, he mentioned that applications such as this are based on substantial, competent evidence, presented at the hearing. And I believe that the staff's review of the nine criteria in your code for a rezoning provide a basis for that substantial, competent evidence. They cover everything from consistency with the goals, policies and objectives of the Comprehensive Plan to compatibility with surrounding properties, and a whole variety of other items. The table that Mr. Silva just showed, I think, demonstrates the compatibility of this property with the surrounding developments. Where we -- our lots are not the smallest, and they're not the largest, they're right in the middle, and they're very consistent with many of our -- our neighbors. If we could go to our first slide, please. And -- judging from the late hour, I'll move through this quickly. Can we go to the next one, please? This is very similar to what Mr. Silva just showed you. Our property is outlined in yellow, and you see the various developments around us. Go to the next slide, please. You already saw this, the site plan. Go to the next one, please. So this are -- these are the zoning districts around us, and you see we are that white rectangle with the blue star, and so you see just south and west of us is RS6, which is one of the two districts that we're seeking. And then when you look to our north, which is PUD, that's Silver Lakes. PUD is no longer in your code, but the Silver Lakes lots are as small as 40 feet wide, whereas, ours are 50 and 65. And then you see to our east and to our northeast, a whole variety of different districts, including not only single-family, but multifamily, where you see the RM16s and some of those, RS7s, RS5s are the single family. And then you even have some commercial uses as you go a little bit further east. Could we go to the next slide, please? We've already seen this one. We go to the next one, please. We were -- we will be building Bass Creek Road from 172<sup>nd</sup> to where it picks up again at the Sunset Falls development. And so there was a question at earlier hearings whether all of this roadwork could be done within the right of way that we would be dedicating, and to verify that it will not, in any way, affect any of the property in Silver Lakes. So this diagram is showing you that all of the road construction will be within the right of way. We will not be touching any area within Silver Lakes, which is to our north. We won't be touching their berm, their wetlands, their lakes, or anything else. It will all be within the right of way we dedicate. That's why we show those right-of-way lines in the red dash lines. We go to the next slide, please. This is the roundabout that is proposed for the corner of 172<sup>nd</sup> and Bass Creek Road. Again, showing you that the entire roundabout will be built within existing road right of way, or right of way will be dedicated. It will not affect the high school property, it will not affect Nautica, it will not affect Silver Lakes. It will be within existing right of way, or right of way that we dedicate. By the way, both of these road improvements I'm showing you have been reviewed by your city engineer, and your outside traffic consultants and been determined to handle the traffic, but also be properly designed. All these will be reviewed by Broward County as well and have been included in the plat application that we've filed with Broward County. If we could go to the next slide, please. There had been a question about the safety and desirability of roundabouts. This is a publication from the Florida

Department of Transportation (FDOT), and just very briefly; talks about how roundabouts are safer with less crashes, not only for cars, but also pedestrians and bicyclists than other types of intersections. Now there was particularly a question about that, because we're near the high school. We met with the School Board safety staff, they reviewed our roundabout plan as well, they recommended where they wanted pedestrian crosses to be done, and we've put those pedestrian crossings exactly where they asked us to put them. I'm mentioning this, because this has come up at many of our earlier meetings. Also, roundabouts are thought to be better environmentally, because there is less time stopped at a stop sign or a light, where your car is running, and your exhaust is generating into the atmosphere. You're moving through these roundabouts without that type of stopping. Also, as you're going into the roundabout, you're slowing down, and so it's -- that contributes to the safety factor as well. Go to the next slide, please. One more, sorry. So when we were here at the first reading for the land use amendment, you had mentioned to us that we should do some additional outreach in the community, which we did. And so we wanted to show you, we've had four community meetings, where normally one for each type of these applications might be required, so normally there'd be a total of two, we had four. You see the first one was way back in October of 2015, and the last one was on July 31<sup>st</sup> of 2018. In addition, we've met with all of our neighboring communities that would allow us to come for a meeting. You see Nautica, you see two times in Sunset Falls, you see Silver Lakes. Unfortunately, both Sunset Lakes and Riviera Isles declined our multiple requests to come and make a presentation. But I do think some of the residents of those communities might have attended some of the community-wide meetings, and I do know that at both Sunset Falls and Nautica, there were people in attendance who didn't live in those communities, but they were allowed to come into the clubhouse for the meetings. So I think we followed your direction, and I think you will see both tonight and on October 3<sup>rd</sup>, there are considerably less people here, expressing concerns because of the number of the things we've done between the last time we were here, and being here tonight. Could we go to the next slide, please? So there's three levels of review that have taken place on the Land Use Plan amendment, and then on the zoning as well, so these are all the members of your City Development Review Committee. And so these are all the various departments on your staff, and you had outside consultants as well that have reviewed these applications, and giving you their recommendation of approval, both on the Land Use Plan amendment that you had last time, and the rezoning that we have tonight. And we have complied with each and every one of their recommendations or requirements in order to reach here tonight. Go to the next slide, please. These are all the agencies that participated in the County review of the Land Use Plan amendment, and you see they are a whole variety of different groups, from the Broward County Planning Council, all the way to the Metropolitan Planning Organization, the County environmental agencies, the County transportation agencies. And, again, they recommended approval of these amendments at the County, and they will also be reviewing the plat, which has already been submitted to the County. If we could to the next slide, please. So there are all the State review agencies, and Mr. Silva mentioned to you that when the City's Land Use Plan amendment went to the State review, there was not a single negative comment from any one of these agencies. The same thing is true when the companion County Land Use Plan amendment went to these

State agencies. The Regional Planning Council, the Water Management District, the Florida DOT, the Florida Department of Environmental Protection, and all of the others on this list, not one negative comment on any aspect of the Land Use amendment. We go to the next slide, please. So, for the Land Use Plan amendment, which, again, you'll have the second reading in October 3<sup>rd</sup>, these are all the hearings we had. Planning & Zoning Board of May of 2017, here in June of 2017, two -- two times at the Broward County Planning Council, two times at the County Commission. As it says, no objections from any of the outside agencies. And then the last hearing that we had was last week at the Planning & Zoning Board, where they recommended approval of this rezoning. They recommended conditions, and we agreed to comply with each and every one of the conditions that the Planning & Zoning Board recommended. The way that -- that will be done is either by making modifications to our site plan to incorporate what they've requested, but we also have a restricted covenant that outlines all of the traffic improvements we've agreed to. So, depending on the nature of the condition, these items will either be added to the site plan, or they will be part of the declaration of restrictive covenants. Could we go to the next slide, please? There was a questions whether we were in an area that is designated as a problem area for a future sea level rise, and we are not. All the areas of -- Broward County has done a lot of work on this. The sea level rise areas are shown in purple, and there are none in Miramar, and none in our area as well. If we could go to the next slide, please? There was a question about how the drainage works; so Silver Lakes drains into Sunset Falls, we also drain into Sunset Falls. There is an existing culvert that was put in place when Sunset Falls was built. We will connect to that culvert, and then, ultimately, the drainage goes to the C9 Canal, which is the dividing line between Dade and Broward Counties. If we go to the next slide, please. Wetland conditions. This site has been reviewed by the Army Corps of Engineers, the South Florida Water Management District, and the Broward County Environmental Protection Department. All three, which have acknowledged that the site is almost all melaleuca. When you look at this aerial photograph, you see the areas that are somewhat clear, those are the areas that were under the old radio towers, and the pathways to get to the radio towers for maintenance, those areas used to be maintained with chemicals to keep the aquatic plants or any other plants from growing. The towers have been gone for about six months now, and the melaleuca is now filling in those areas that are shown on this aerial photo. The reason I keep mentioning melaleuca is it is a noxious plant that you are required to remove as part of the development of the property. And so whether it's built for what we're proposing, or for any other use, all of that melaleuca must be removed. And melaleuca is not a desirable plant, obviously, and this, again, has been inspected onsite with lengthy inspections by the Army Corps of Engineers, South Florida Water Management District, Broward County EPD, and your own staff to confirm what I am describing to you. If we could go to the next slide, please. The traffic improvements. I'd like to very quickly introduce our traffic engineer, who will take us through those improvements quickly. By the way, if you have any questions of any point, we're here to answer them. Joaquin.

MR. VARGAS: Thank you, Dennis. Mayor, Vice Mayor, Commissioners, Joaquin Vargas, Traf Tech Engineering, I have been sworn in. This -- this slide shows the improvements

are being done by the government agencies. We know I-75 improvements, the express lanes, the Pembroke Road overpass, which was opened approximately two years ago, and all of the ramps of the Miramar Parkway I-75 interchange. Next slide shows improvements that are being proposed by this development. Bass Creek Road, the connection from 172<sup>nd</sup> to the west 184<sup>th</sup>, which will provide another alternative for east/west mobility within this area. We have the roundabout that Dennis showed the graphics on. We also have a -- turn lanes at the intersection of Miramar Parkway and Dykes Road. I have some graphics that will show this in a little bit more detail; widening of 172<sup>nd</sup> just north of Bass Creek Road to match the existing four-lane section. And the point is that all of these improvements far exceed the impacts created by this development. The next slide shows, again, these are the government agency improvements. You see the location of our site. We have improvements to the north, Pembroke Road overpass, all of I-75 improvements, and the interchange at Miramar Parkway and I-75. The next slide shows a blow up of our site. That dash red line shows the new construction of Bass Creek Road as a two-lane road from 172<sup>nd</sup> on the east to 184<sup>th</sup> Avenue on the west. You see a little circle on the northeast corner of our site, that is the traffic circle. You can also see a little red line just north of the circle. 172<sup>nd</sup> Avenue is a four-lane roadway, but then it transitions to a two-lane roadway, just north of where we're proposing the circle. And we're going to match that four-lane section, so the traffic operates better at that location. We also have -- we have agreed with the City of Miramar to construct an additional southbound to westbound right-turn lane right there at the circle as well. The next slide shows a little bit more -- more area. You see that little right arrow at 160<sup>th</sup> Avenue and Miramar Parkway, we have what we call a substandard condition there, where we have today dual right-turn lanes, but those turn lanes are very narrow, and that was achieved within the existing pavement with -- the through lanes have also been narrowed. We are proposing to make all that a standard section, which is going to improve flow through that section. You'll see the -- you'll see also the improvements there in the immediate vicinity of our site. The next slide is very important. You see a series of graphs. What these graphs show is the comparison of our project impact, which is that green bar, and the -- the red shows the capacity of each one of these improvements. So when we're talking about Bass Creek Road, you see that the -- the -- our -- our impacts at that location is approximately 354 vehicles during the highest hour, and that two-lane roadway that we're going to be building is providing almost 1,200 vehicles. So that's the comparison of that graph. So that -- that improvement alone mitigates our entire project impacts. The next graph, the one to the -- to the right of that, shows the traffic circle. Again, the 354 trips that we're adding to that system, and the traffic circle adds about 450 vehicles of capacity to that location. So, again, the -- the benefits provided by the roundabout far exceeds the impact from this development. And then the last graph, the one at the top, is that the -- making that -- that dual right-turn lanes to meet standards. We're adding about 249 trips at that location, and that section will add a little bit more than that, 293. If you see at the top of this slide, that is the summary of it. So we're -- we're -- our impacts shows 354 vehicles. In all of these improvements, which we are committed to implementing adds almost five times more benefit. So the bottom line is that once this project is built, all the impacts around the roadway system, including all the improvements that we have committed to implementing, the road conditions will be better

from a traffic standpoint, than without this project, and without these improvements. The next slide real quick. I-75, this is an aerial, I know you can't see it very well; southbound lanes before all of this construction, we had four southbound through lanes, and one additional lane that came from the -- the ramp on Miramar Parkway, so we had a five-lane section. The next slide, this is taken from the -- the State plans. What we have is that those five lanes become eight lanes, so we're almost doubling the number of lanes, and I'm sure that you all have experience how things are moving a lot easier through this section. And the interchange at Miramar Parkway and I-75, traffic is flowing better, which is making overall traffic conditions better in this area. Next slide, I'm going to turn it back to Dennis, who's going to talk about the timing of these improvements.

MR. MELE: So, as Joaquin just explained to you, the road improvements we're making far exceed the impact on the road system we're having. Not only as a total, but each individual improvement adds more capacity to the road system than we use. And when Joaquin told you how many trips we have, that is in the highest hour of the day, generally in the afternoon and rush hour. Whereas, these improvements that have much capacity than we're using, have that capacity 24 hours a day. This slide is designed to show you that every one of the improvements that's being made by government will be finished before the first CO, or before the first person moves into the first home. And then, by definition, all of the improvements we're making are required to be done before we have the first CO. So not only do these improvements make the road system better than it is today, but they will all be finished before the first car travels out of our site, from the first occupant of the first home. If we could go to the next slide, please. There's a question about how we handle dust and dirt, and that sort of stuff when you're working on the site. This is a requirement. The -- the acronym is the SWPP Plan. This is something that was started by the EPA at the federal level, as part of the Clean Water Act, but it is also enforced by the Florida Department of Environmental Protection, the South Florida Water Management District, and the Broward County Environmental Protection Department. And we had a number of questions about how do we make sure we're not generating dust and dirt, and how we're handling everything else that we do on the site. And it is a requirement of these governmental agencies that we do it, so it's not that we're being nice guys, we're just following the rules. We go to the next slide, please. This is another way of showing the comparison with the surrounding properties. So you see our property in the blue square, we're right in the middle of this area in western Miramar, between I-75 and US 27. And on this slide, the lower the number -- so, for example, when you look at Riviera Isles in the lower right, and it says 5,811 square feet average, that's -- the lower the number, the higher the density of the property. So Silver Shores has more homes per acre than we do. Silver Isles has more, Nautica has more, Riviera Isles has more, Silver Lakes has more units per acre than we do. We're right in the middle, and then Sunset Falls is a little lower density than us. Harbour Lakes is lower density than us, and Sunset Lakes is lower density than us. So not only are we in the center geographically, but we're in the center when you look at the compatibility with all the properties around us. Go to the next slide, please. So one of the communities that had us in for multiple meetings was Sunset Falls. And keep in mind that Sunset Falls is our closest neighbor. They have -- they border us on the west and the south. There are no roads in between

us and them, there are no canals between us and them. They're right up next to us. So they had numerous meetings with us, and we were able to obtain a letter of support from the Sunset Falls Homeowners Association. There's multiple copies in here, because in the first one, they didn't sign it, and I said, you know, "We'd like to it signed." And they also spelled Mr. Silva's name wrong in the first one. But if you go to the next slide, please, you'll see that they resent the letter, signed by Tim Lawler, vice president of the board of directors. And then if you'll go to the final slide right after that, again, just reiterating, and let me read it: The Sunset Fall Homeowners Association has had multiple meetings with Lennar Homes during the past years. Lennar has attended board meetings, provided presentations and answered questions from our members. After careful review and consideration by our board, the Sunset Falls Board of Directors has agreed to give its full support to the land use, zoning and site plan approvals for the proposed community. Signed by Tim Lawler, vice president, Sunset Falls HOA Board of Directors, also Leslie Kirkland is the president of that association. In the two meetings that we attended, they were very well attended. We had a lot of questions. We provided answers, we showed pretty much the same information that we showed you this evening, so we were very pleased that our closest neighbors are in support of what we're doing here. Having said that, if you have any questions, I'll be happy to answer them, and at the end of the public comment period, I'd like the opportunity to respond as appropriate. Thank you.

MAYOR MESSAM: Thank you. Are there any questions for the applicant? Seeing none from the dais, at this time, are there any members from the public that wish to comment on this item? Yes, you're recognized, ma'am. If you come to the mike. If you could just state your name and address for the record again, appreciate it. Good evening.

MS. NIELSEN: Good evening. Jytte Nielsen, 17428 SW 36 Street. And I live just across that property, and we've lived there for about eight years now. I want to just state one thing first. Mr. Mele said that there's less people showing up tonight; that means that less people are against this. This is not true at all. I know for a fact that a lot of people out there in the west who lives around that property are against this development, this rezoning. Okay. They've stated at multiple meetings they're just not able to come here and, in fact, I don't think everybody knew there was a meeting tonight. Okay. So we have a petition that's been open for a few years now, and I know it's been disregarded. It's been claimed to not be, you know, doing -- having the right comments, or having the right statements and whatever we hear all the time. The fact is that about 2,500 people from Miramar has signed that petition, and almost just as many have made their comments why they support the petition and are against this development, and this area -- they want to keep the area, they want to keep the environment we have out there. They don't want more traffic. Okay. It's school safety -- is everything we've heard before. I know we've spoken to you all before. It's not the first time. Some of the concerns I have is that, you know, it's just too much construction traffic, and traffic in general after the construction. Flooding, we -- I -- we're all concerned about flooding. I'm really concerned about flooding out in our area, and right now that area represents what we call like a little sponge bar, so it absorbs a lot of rain water that comes out there. In Houston, builders said that their homes were out of a flood zone, and then Harvey came, and they flooded.



And this proves that even when developers and planners follow the rules to the letter, the result can be disastrous still. FEMA flood maps have long been considered highly inaccurate, okay. And we know that as well. We've seen Carolinas as well, it's horrible. So we must study this impact. We can't just approve and move forward with this rezoning without knowing what's going on. The flood maps are outdated completely. Okay. And I just -- I'm asking you all to please reconsider, and please say no to this rezoning.

MAYOR MESSAM: Thank you, ma'am. Any other members from the public? Yes. Good evening.

MR. MORGAN: Mark Morgan, 17428 SW 36<sup>th</sup> Street here in Miramar. And another reason that a lot of the citizens that opposed this did not show is because we received a notice to the public that said that the first reading of the ordinance only, that no public discussion would be heard. And so I think there's a lot of -- a lot of miscommunication, a lot of confusion on behalf of the community. Also, just last week, we had the Planning & Zoning Board meeting, and there was a lot of public participation there, but for some reason, we don't have the minutes. There's a lot of conflicting information, a lot of misunderstanding between the public and the -- the applicant about what the actual impact is, and what some of the questions are. And we've identified that this -- that this is a wetland. Now the wetlands, according to their won ecological preliminary report says it's three feet of muck that has to be hauled out or moved out and -- and what's going to happen with that muck? Well, they say that we're just going to preserve it here. Well, Broward County says, well, for every -- there's not going to be an issue with odor or having this muck sit over here during the four years of this project. I think there is going to be one, and I'm sure if Sunset Falls knew that that was what the expectation was, I think that they would have a different opinion. Also, how much truck traffic is going to be brought into our community. That's -- all these great, supposedly traffic improvements are after - - are going to be imposed after this development is completed. What about during? How about all the extra fill it's going to take to elevate this -- this flood zone and AH area with flooding up to three feet, and up to -- to bring that up to the standards of -- that's safe from flooding? And it's going to be just thousands of yards, if not millions of yards of fill that has to be brought in. And what about the truck traffic. And then you look at that traffic circle, you see where the locations of the crosswalks are. It's right where these people are going to be merging. And the -- the -- where are the reports from the School Board that says: oh, this is going to be safe. If you take a look at that -- that diagram, that's going to be far from anywhere from safe, especially when you school buses, you've got 15, 16-year-old kids trying to manipulate that -- that -- that -- that roundabout. This is just not safe. And as responsible guardians, we talked about that today, stewardships of the environment, well, let's not destroy our wetlands. Let's -- let's vote no on this. Thank you.

MAYOR MESSAM: Thank you, sir.

MS. SCIALABBA: Debra Scialabba, 6490 SW 26<sup>th</sup> Street. Obviously, with three minutes, I can't say what I said at Planning & Zoning. First of all, I followed the 11,000 so-called

internet petition from the time it started, it was signatures from other states, country, counties, all of which cannot be verified if they are registered voters or not. Even the 2,500 Miramar residents. I'm in favor of this. Planning & Zoning were in favor of this to replace the melaleuca trees with healthy trees and healthy shrubs, that's paramount. They're going to follow Broward County NatureScape, as far as that goes, and also, too, they're going to have a bird sanctuary, which was recommended from Planning & Zoning. Like Aventine on Red Road has a bird sanctuary, they're going to have that, as well, it's going to be, I'm hoping also, a nature trail. Let's see. I would like to recommend a deed restriction, that if in the future if it's sold, the bird sanctuary and whatever is over there remains the same, and that should supersede anything else in our land development, that they cannot touch that in any way, shape or form. The way it is now, with all the building out west, we have all these ibis, egret birds coming over to the historic side. They need a bird sanctuary there for them to stay there, the natural inhabitants. So I'm in support of this, Planning & Zoning was in support of this, and, as I have said, I cannot just go and say what he said there. Thank you.

MAYOR MESSAM: Thank you. Are there any other members from the public that wish to comment on this item? Any other members from the public that wish to comment on this item? Hearing none, closing statements?

MR. MELE: Thank you. Dennis Mele, again on behalf of the applicant, briefly. When I made the comment about fewer people, I didn't mean just tonight. I think you remember this room was packed in July -- in June of last year. When we had our most recent community meeting on July 31<sup>st</sup>, we had 24 people. When we had a Planning & Zoning Board meeting scheduled in August, unfortunately, we did not have a quorum, but all of the public and ourselves were here, there were five people. At the P&Z Board meeting last week, there were seven people, and the five people represented three households, and the seven people at P&Z represented five households. Flooding; our elevations for our parking, our roads, our homes will be the same as all of our neighbors around us, because we're all in the same South Broward Drainage District, drainage basin. So there's no reason to believe that our property will flood when the neighbors around us are not flooding, because we will be at the same elevation as they are. Now the County redid the flood maps effect in July 1<sup>st</sup> of 2017, so those flood maps are very receiving and very accurate. As for the petition, a petition is only good as the heading describing what it is you're signing onto, and that petition claimed that this was the last pristine wetland in Broward County. Well, that's not true. It's covered with melaleuca. That's opposite of pristine. As for the notice tonight, I think you know this is the first time that you've had a hearing on the first reading of the rezoning, and I don't know, Mr. Cole said he's been here 19 years, so I'd say it's at least 19 years, and I do know that a notice went out letting people know it was a full hearing. We had to post new signs on the property, letting people know that this was a full hearing tonight, so I don't think that's accurate. There's no misleading information. All this has been studied by all those agencies I showed you and signed off on by every one of them. As for the wetlands, on a zero to one scale, which is one of the scales used by the various environmental agencies, the County says that we're a .33. The Water Management District says we're a .36. If you're a .29 or less,

you're not even a wetland, so this is an extremely degraded wetland covered with melaleuca, and all of the agencies agreed to that. One of the residents sent out a material that said we would be adding eight million cubic yards of fill to this property. If we put eight million cubic yards of fill on this property, the property would be 46 feet higher than the road next to it. Clearly, that's not something that one would ever do. Finally, where does the School Board say that the crosswalks are safe? At the July -- or, I'm sorry, at the January 25<sup>th</sup>, 2018, School Board meeting, which was our -- I'm sorry. January 25<sup>th</sup>, 2018, Broward County Planning Council meeting, which was our second hearing there, Patty Goode, who's the School Board member on that board, and also your School Board member for your geographic area, has asked the question at the first hearing, and asked us to follow up with the School Board safety staff. So at that January 25<sup>th</sup> hearing, she asked the School Board staff that was in attendance, did we have that meeting, and did the School Board safety staff confirm that as long as we put the crosswalk where they told us, that the roundabout was safe. And Ms. Lisa White, who works for the School Board responded that we had done so, we had the meeting, they told us where they wanted the crosswalks, we put them where they said, and the School Board safety staff said the crosswalks would be safe. If you have any questions, I'll be happy to answer them. Thank you very much.

MAYOR MESSAM: Thank you, sir. Are there any questions, comments? Commissioner Barnes.

COMMISSIONER BARNES: Mr. Mele, in our various meetings, we talked about the novelty of roundabouts, and the fear some people have that it might not be as efficient as your usual cross shaped intersection. Can you explain if it's possible, in precise terms, what makes the roundabout a different and, sometimes, safer intersection?

MR. MELE: I'll go back to what I was showing you early from the Florida Department of Transportation, and I know the print on that was probably small to read, but let me go over it. So they're saying that roundabouts have a variety of benefits. First, as to safety, they result in fewer crashes, approximately 90 percent fewer fatalities, and 75 percent fewer injuries than a traditional cross-shaped intersection. They also have fewer severe crashes, because, as you're coming into the roundabout, you have to slow down, because you're yielding to the cars that are already in the roundabout, so you're traveling at a low rate of speed. Roundabouts result in ten percent to 40 percent fewer pedestrian and bicycle crashes than traditional intersections. Roundabouts are safer for beginner and elderly drivers, according to the Florida Department of Transportation, and they can be used at multiple different types of road intersections. Now they also determine that there are time savings involved in roundabouts, because you're not stopped at a stop sign or a traffic light. So there's -- an intersection can carry about 30 to 50 percent more traffic than a traditional intersection, because there's less delays waiting at stop signs and signals. Now they also said the roundabouts are environmentally and reduces pollution from cars not waiting at traffic signals or stop signs. It reduces noise, and reduces fuel consumption. And then roundabouts can be landscaped better, because you have that area in the middle, where you can put in plants. And roundabouts, generally, take less

land than a traditional intersection, because they don't require turn lanes, although I will point out that, at the recommendation of your engineers, we did add, in addition to our roundabout, the right-turn lane that Mr. Vargas described earlier. So those were the findings by the Florida Department of Transportation that is part of our PowerPoint presentation, which we've provided to staff. It's on your computer system, and part of the evidence for the hearing tonight, and we'll leave that here for your perusal at your convenience.

COMMISSIONER BARNES: On the matter of melaleuca trees, what makes them so undesirable? And, in this particular case, what will replace them?

MR. MELE: The melaleuca trees set off seeds that go through the air, and then propagate on other properties, and melaleuca will choke out good, native plants. So we will be removing all of the melaleuca on this site, and planting with plants that meet your landscape code, which are predominantly native plants, all the different varieties that you're used to: oak trees, palm trees, proper shrubs. So the melaleuca will all be gone. Also, your Planning & Zoning Board recommended that we utilize the NatureScape Broward Program, which is also not only the native plants, but plants that provide food sources for birds and small animals. So, for example, if there is a tree that has a berry on it, versus one that doesn't, we plant the one with the berry, so the birds will come and eat the berries, and so on. So it will be a development that will comply completely with your Miramar landscape code, as opposed to one that has undesirable plants that choke out good plants on surrounding properties.

COMMISSIONER BARNES: And just a word, Mr. Mele. My daughter actually goes to school at Everglades, which means I'll be watching you guys a little closer than usual where traffic is concerned.

MR. MELE: Understood. And we'll -- and we'll meet your expectations.

MAYOR MESSAM: Are there any other questions or comments? Any further questions or comments? Are there any other questions or comments for staff? Hearing and seeing none, do I have a motion?

COMMISSIONER BARNES: Motion to approve.

COMMISSIONER CHAMBERS: Second.

CITY ATTORNEY COLE: This is on item 13.

MAYOR MESSAM: On item number 13, yes. Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Barnes, seconded by Commissioner Chambers, to approve Ordinance #O1700, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

SECOND READING SCHEDULED for October 3, 2018

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

MAYOR MESSAM: Item number 14, May I have a motion.

COMMISSIONER CHAMBERS: Motion to approve.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Colbourne, to approve Ordinance #O1701, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

SECOND READING SCHEDULED for October 3, 2018

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

MAYOR MESSAM: Item number 15.

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)***

CITY ATTORNEY COLE: Item 15 is a resolution of the City Commission of the City of Miramar, Florida, 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 is requesting a continuance of this item to the meeting on October 3<sup>rd</sup>.

MAYOR MESSAM: May I have a motion for continuance to the meeting of October 3<sup>rd</sup>.

COMMISSIONER CHAMBERS: Motion to continue to October 3<sup>rd</sup>.

COMMISSIONER BARNES: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Commissioner Barnes, to continue Resolution #R6817 to the October 3, 2018, City Commission meeting, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes

Commissioner Riggs  
Mayor Messam

Yes  
Yes

**Cont'd. to 10/03/18**

MAYOR MESSAM: Item number 16, please.

- 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)***

CITY ATTORNEY COLE: Item 16 is a resolution of the City Commission of the City of Miramar, Florida, approving Application No. 1806627, vacation of certain easements for Park Plaza Shoppes, located west of Flamingo Road and north of Miramar Parkway. Staff is requesting a continuance to the meeting of October 3<sup>rd</sup>, 2018.

MAYOR MESSAM: May I have motion to continue until October 3<sup>rd</sup>?

COMMISSIONER CHAMBERS: Motion to continue until October 3<sup>rd</sup>.

VMC RIGGS: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.



On a motion by Commissioner Chambers, seconded by Vice Mayor Colbourne, to continue Resolution #R6796 to the October 3, 2018, City Commission meeting, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Cont'd. to 10/03/18**

MAYOR MESSAM: Other business. Item number 17

### **OTHER BUSINESS**

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 COLE: Item 17 is a resolution of the City Commission of the City of Miramar, Florida, in support of the passage of Amendment to Article VI, Section 4, of the Florida Constitution - Voting Rights Restoration for Felons Initiative, and providing for an effective date.

MAYOR MESSAM: Colleagues, this item is an item that's been going on for some years regarding the Voting Rights Restoration for Felons Initiative. This item -- this issue -- this ballot issue, Florida Constitution ballot issue has received the appropriate number of signatures to qualified to be placed on the November ballot. And this Constitution amendment would restore the voting rights of felons who have paid their debt to society, and would then allow them to become voting members of society once their sentencing has been satisfied. So I'm seeking Commission support for the passage of this resolution to support the passage of this for the Constitution amendment.

COMMISSIONER BARNES: Do you need a comment?

VICE MAYOR COLBOURNE: You have my support.

MAYOR MESSAM: Well, I'll entertain a motion.

COMMISSIONER RIGGS: Motion to approve.

VICE MAYOR COLBOURNE: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Vice Mayor Colbourne.

VICE MAYOR COLBOURNE: Yes.

CITY CLERK GIBBS: Commissioner Riggs?

COMMISSIONER RIGGS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Riggs, seconded by Vice Mayor Colbourne, to approve Resolution #R6818, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Vice Mayor Colbourne	Yes
Commissioner Riggs	Yes
Mayor Messam	Yes

**Resolution No. 18-184**

**Reports and Comments:**

**Commissioner Reports:**

MAYOR MESSAM: Are there any reports? Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: I've never indulged like this, but I'm going to this evening, but it won't last long. I've worked very hard in my PowerPoint last evening under the direction of my daughter, who thought it was too bland, too boring, but it's my first one. I had the -- the privilege of attending the Congressional Black Caucus meeting in Washington, D.C., Thursday through Saturday. My immediate involvement began on Thursday evening with the reception hosted by Congress persons Debbie Wasserman-

Schultz and Alcee Hastings at the Florida House in the northeast area on Capitol Hill. The highlight for me, though, was the introduction of a group of what has to be called Euro-African legislators, diplomats, others who represented countries from Britain -- in fact, I was introduced to a young man -- I'm not so sure what he said, but he did use the word Poland. He works at the Polish embassy in Washington. He is Polish. Among the attendees at the reception was former University of Miami head, Donna Shalala, who is running for congress in November. Seen in this graphic with Congressman Hastings. Friday morning, there was a special panel discussion on Haitians' immigration in the time of the current administration. The discussion was hosted by Congressman Hastings, who has been a champion for Haitian rights for as long as he's held office, but as was pointed out, an advocate for all immigrants. Oncologist, Dr. Pierre, was the initiator of the idea for the discussion. The panelist included our own Dahlia Walker-Huntington, along with Corrine Jean Pierre, and Attorney and -- and Attorney -- and also Attorney Jose Magana Salgado. An issue which received much discussion was the call for the abolition of ICE, something we've heard in these environs over time. In my opinion, an unreasonable request. There has, in my opinion, to be an agency which deals with immigration matters. For those calling for the abolition of ICE, I plead with you to share along with that notion of the abolition of ICE, to whoever will listen, that the real request here is for ICE to be reorganized, so it is not just an enforcement agency. There is going to be an agency that deals with immigration. ICE has become an enforcement agency. I also came away from the conference proud that our City was represented at the conference, but that our voice was heard, on behalf of Haitian Americans, both in our community and across the U.S. I personally came away from the conference impressed with how the Haitian-American community is organized to make its voice heard in the current debate over matters like TPS, DACA and DAPA. And, in conclusion, I thank Congressman Alcee Hastings for his unceasing work on behalf of immigrants to this community, this country and, fortunate for us, in our own South Florida community. It is one of those events that you ask yourself why would you have missed it? And not only was this my first congressional black caucus attendance, but there's a certain pride that comes with attending these events, and I also try very hard not to attend any of these incidents, events, occurrences unless I bring home some good news, and I think I brought some. Thank you for your indulgence.

MAYOR MESSAM: Thank you, Commissioner Barnes. Yes, that's a great conference with a lot of -- lot of content and information, and ideas. I think -- I think most of us have attended in years in the past. I've personally gone to about five or six of them, and it's a great, great conference. And thanks for sharing the information, and it was also enlightening to see one of our local attorneys, Dahlia Walker in one of your -- in a couple of your photos of Miramar residents --

COMMISSIONER BARNES: Yes. She --

MAYOR MESSAM: -- that was there, so --

COMMISSIONER BARNES: Yes.

MAYOR MESSAM: -- nice to --

COMMISSIONER BARNES: A magistrate here, a resident, and an advocate.

MAYOR MESSAM: Yes.

COMMISSIONER BARNES: And advocate for immigration.

MAYOR MESSAM: Are there any other reports? Commissioner Chambers.

COMMISSIONER CHAMBERS: Thank you, Commissioner Barnes, and I think that kind of goes back to our travel and training fund. I just want to remind everyone here tonight, and watching at home, that 500 years from now, the City of Miramar still going to be here. And, guess what, we all going to be dead by then. Okay. Even if you have a child this year, that child will be dead also. That's just the reality. I'm saying that because of tonight, there are a couple of things that we were, you know, about -- I think I want to move on from here. I would like to have the -- our City Attorney draft an ordinance for the automated external defibrillator. And while the City Attorney Jaime Cole read it, I'm going to pass around copies to everyone. Mr. Cole?

CITY ATTORNEY COLE: Over the last couple of years, several cities have adopted ordinances dealing with AEDs. Basically, and AED is something that, if someone's having a heart attack, it's like something on the wall. You can go and give them little shocks. And, apparently, it's very easy to use, although I cannot speak to that. I think the proposal is that the City should consider an ordinance along that -- along those lights that would require AEDs in certain types of facilities of a certain size, and also in public facilities. And if there's a consensus on the Commission, I could certainly draft that.

COMMISSIONER CHAMBERS: So this -- I'm just asking for consensus.

CITY ATTORNEY COLE: Yeah. We would need a consensus this evening, --

COMMISSIONER CHAMBERS: Then you will draft --

CITY ATTORNEY COLE: -- and if there's three Commissioners that want to do it.

COMMISSIONER CHAMBERS: Okay.

MAYOR MESSAM: I don't have an issue.

COMMISSIONER RIGGS: I don't have an issue either. And, I for one, know how important that is. That's a great cause, great initiative.

COMMISSIONER CHAMBERS: Okay. Thank you.

CITY ATTORNEY COLE: I will prepare it and get it on future agenda.

COMMISSIONER CHAMBERS: Other business. Just recently, we celebrate September 11<sup>th</sup>. We honor those who have lost their lives in 9/11. A big thanks to the Everglade -- Everglades -- Miramar High School and Everglades High School for their performance here. It was fabulous. And thanks to our very own men and women of the Miramar Police Department, and also the Fire Department here for -- we are grateful for their finest display of providing service for the City of Miramar. I would like to also thank all the businesses that provide the food that we had. It was so much food that we had here to eat and drink and celebrate. On September 13, we had our very first information here in regards to iguana. It was a workshop. It was very informative from the Florida Fish and Wildlife. So I want to thank them to provide that information to our resident. This last Saturday, we kick off our first session of college application workshop. It was well attended. The feedback was very positive, and all who attended are looking forward to the future workshop. They will be held on September 23<sup>rd</sup> this coming weekend, and also September 29, and October 13<sup>th</sup>, and it's from 10:00 a.m. to 11:00 a.m. It's only one hour. High school seniors will make their college application account, including how to prepare a file or application from forms, preparing for admission tests, requesting recommendation letter, writing their application essay, and more. Parents and guardians are welcome to join, okay. It's going to be here at the Miramar Civic Center, 2300 Civic Center Place, and you could sign up with -- I call her Ms. Betts Hall, 954-546-1171, or my office, 954-602-3154, okay. Also, September month is Sickle Month, and we are hosting an event, September 29<sup>th</sup>. We're asking for blood donation. We have a family, one of their daughters do blood transfusion every three weeks, so we're asking for those of you who can come out and do blood donation that day, September 29 at River Run Park, 9400 Miramar Boulevard. The contact, her number is 954-358-7660 or my office 954-602-3157. Also, looking forward to Ms. Miami Carnival will be held here September 22<sup>nd</sup> this coming weekend. And it's right here at the Civic Center Place. For more information, call Ms. Yolanda at 786-356-0869 for details. Also, I have Active Parenting Class are held at the Miramar Branch Library every Saturday, and that's 22 -- 20 -- 2050 Civic Center Place, Miramar. Next class is this coming September 22<sup>nd</sup> and 29 from 4:00 to 6:00 p.m. For those active parents, parenting will give you the skill to achieve a fuller, more satisfying family life and healthier children achieve great happiness and success. Please call Tamika Williams at 954-272-6108, 954-272-6018 for details, or you can call my office, 954-602-3154. I just want to ask the dais and management for the Commissioners' Chamber -- I try to rent -- use this facility for the college workshop this past week, and only were to be told that I have to go through Parks & Rec. Now this Chamber has been under the City Clerk for umpteen when. I'm not sure why we need to move it under Park & Rec. Okay. So I'm asking to be moved back to the City Clerk. The young lady that in charge, she's more than capable. She's been running this facility for a long time, and I don't see any reason why she is not -- should be continue to -- she's not to be continue to operate this facility when one of the elected official need to use it. So I'm asking for the Chamber to be under the City Clerk, like it always have been. I was to be charged 400 and something dollars, just to have a one-hour college workshop. Not good. I don't mind paying for staff, but it's not good. Also, my suggestion, since we are at the top here,

we are here to make policies and procedures. The Commission Chamber, the outside, the grass, also Shirley Branca, I think any elected official should be using -- should be able to use one of those facility to do a community event free of charge. We can pay for staff, that's a given. But I don't see no reason why we should be able to pay for this Chamber, the -- the yard out front, and Shirley Branca. So, Mr. Interim City Manager, we need to work on this to make sure this is happening. That's all we are asking for, to make those three facilities available to us just about any time. Thank you.

MAYOR MESSAM: Commissioner Riggs, you have a report?

COMMISSIONER RIGGS: No, but I like that idea. No comments.

MAYOR MESSAM: Let's follow up, because of the hour, in terms of that. In terms of just establishing just procedures on the use of facilities, so I'll reserve comments or feedback. I just think it should be thoroughly vetted, fiscal impact to the community or the City operation should be covered, and there be some strict, you know, policies around it. So if it's truly elected official event or cosponsored events, all those type of scenarios have to be vetted out, so I think, because of the hour -- so I'm sure through dialog with the Commission and the Interim Manager, we can decide what course of action to take. See, Vice Mayor -- I just have a couple of just quick announcements just to get out. I did want to recognize a community project that was done with our General Employees. St. Stephens Catholic Church in our community reached out to my office with some needs of their church, and one of the -- one of the needs we identified was the -- their parking lot over the years had lost the visibility of striping on -- in their park, and -- and the General Employees, in their efforts to work with the community, saw this as a project they would - - that they wanted to participate in. So I would like to recognize our General Employees, as well as our Assistant City Manager Whittingham Gordon, as well as the support of our Operations Manager, Kelvin Baker, who supported the project as well. Where they donated their time, resources, to provide paint, rollers, and to help paint a good portion of the parking lot that improved the visibility of the striping and the -- on that property. So it just feels good to work with the community to do those types of events. And when you look at our employees who work so hard for the City to take a Saturday morning voluntarily to -- to work in the community, is noble, in my opinion. And I'd just like to thank General Employees, as well as those who had a part in participating, including my assistant, Edna LaRoche, who also -- she didn't pick up a roller, but she was very instrumental in helping get some of the supplies, so thank you for your assistance in that. And, finally, at last week's 9/11 memorial, I brought up a -- an issue regarding the City of Miramar reviving the efforts to -- to construct our 9/11 memorial. We have a couple of pieces of steel high beams that came from one of the Trade Centers' towers here in our possession. There had been some initial planning for that, and there's been leadership from Fire that is really motivated and enthusiastic about making this a community-wide event to get the funding, as well as the final completion of this memorial. And one particular location that was brought forward is there is an unused area in -- in -- at -- at Regional Park. It's boulders, and it used to have the Miramar M. It sits right off the picnic -- right off the lake, just south of the amphitheater, across the lake from the amphitheater. That had been identified as

a -- as a potential location where this memorial can be erected, in addition to, perhaps, a wall that could memorialize City employees that may either -- that may either die in service or, perhaps, that we want to recognize. A lot of options. But it can be a community event, where it can raise the funds with the community, as well as come up with some ideas and concepts from the community and Fire and Police, and then stakeholders in the community. And I think it will be a great project that we all can work together on, and in terms of bringing this to light, so that we can not only remember what happened on September 11<sup>th</sup>, but also be able to remember our fallen employees who may either die in service, or who the City would like to recognize for their service to the community. So -- so I would look forward to getting the support of the Commission, as well as to see how we can come up with some thoughts and some ideas. Obviously, it doesn't have to be solved tonight, but it -- to me, I think it's a travesty for us to have this asset in our possession, and we don't do anything with it. We have to get it out of storage, and properly put in a place where it can be recognized and enhance the City, as well as remember those who lost their lives during that tragic event. That concludes my report.

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

MAYOR MESSAM: Any report from attorneys?

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

MAYOR MESSAM: Mr. Manager? Alright.

#### **FUTURE WORKSHOP**

<b>Date</b>	<b>Time</b>	<b>Subject</b>	<b>Location</b>
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
10/18/2018	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
TBD	TBD	Miramar Cultural Center	Commission Chambers

## **ADJOURNMENT**

MAYOR MESSAM: On that note, this meeting is adjourned.

The meeting was adjourned at 10:35 p.m.

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Denise A. Gibbs, CMC  
City Clerk  
DG/cp