



MINUTES OF THE CITY OF MIRAMAR REGULAR COMMISSION MEETING

APRIL 17, 2019

7:00 P.M.

The regular meeting of the Miramar City Commission was called to order by Mayor Messam at 7:00 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 Alexandra P. Davis
Commissioner Winston F. Barnes
Commissioner Maxwell B. Chambers
Commissioner Yvette Colbourne

The following members of staff were present:

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

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

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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Here.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Here.

CITY CLERK GIBBS: City Manager Hargray.

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, we will observe a moment of silence in the community for any condolences. I would like to make a special note of -- former Commissioner Sallie Stephens passed away who served on this Commission. I would like to keep her family in the City of Miramar in our thoughts and in our prayers, a person who served well in our community, and I would like to -- just to recognize, not only her life, but her service to this dais and to this community to help Miramar be who we are today.

COMMISSIONER CHAMBERS: Mr. Mayor, if I may real quick. Ms. Sallie Stephens was one of the first black elected official elected to the City Commission right here in the City of Miramar. Sallie as involved in a lot of civic activity in her community, including the Miramar Civil Service Board, Miramar/Pembroke Pines Chamber of Commerce, River Run Homeowners' Association, Broward County Library Advisory Board, Broward Homebound Consolidated Association, and -- and Miramar, among so many others -- other professional -- professionals. Sallie was a school teacher and an administrator for over 40 years, and also serve as an assistant principal at Miramar High School. A stalwart of our community of Miramar has been lost, but she lived a full and memorable life. My condolences to Ms. Sallie Stephens and her family. Thank you, Mayor.

MAYOR MESSAM: Thank you, Commissioner. Now we'll observe a moment of silence. Thank you.

PRESENTATIONS & PROCLAMATIONS

MAYOR MESSAM: And now we have a few proclamations to present.

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

MAYOR MESSAM: Our first proclamation is in recognition of National Community Development Week, and I'd like to call Director of Economic Development Eric Silva to the dais, please. Good evening -- and team. National Community Development Week, April 22nd through 26th, 2010:

Whereas, the week of April 22 through 26, 2019, has been designated as National Community Development Week by the National Community Development Association to celebrate the Community Development Block Grant (CDBG) Program, and the HOME Investment Partnerships Program; and, Whereas, the CDBG Program provides annual funding and flexibility to local communities to provide decent, safe and sanitary housing, a suitable living environment, and economic opportunities to low and moderate-income people; and, Whereas, the HOME Investment Partnership Program provides funding to local communities to create decent, safe, affordable housing opportunities for low-income persons, where, nationally, over one million units of affordable housing have been completed using HOME funds; and, Whereas, over the past five years, the City of Miramar has received a total of \$3,647,710.00 in CDBG funds, and \$672,248.00 in HOME funds; and, Whereas, the following activities have been funded: residential rehabilitation, commercial rehabilitation, microenterprise, community outreach, parks improvements, and residential utility connections. Now, therefore, I, Wayne Messam, Mayor of the City of Miramar, and on behalf of the City Commission, do hereby proclaim the week of April 22nd through 26, 2019, as National Community Development Week.

Proclamation: Autism Awareness Month (Mayor Wayne M. Messam)

MAYOR MESSAM: I would like to call Autism Speaks Representative Angelica Ramcharan to the dais. How are you? Now this proclamation is in recognition of Autism Awareness Month, April 17th, 2019:

Whereas, Autism Spectrum Disorder (ASD) represents a broad group of disorders that vary widely from mild to severe, impacting the social communication and behavioral skills of those touched by it; and, Whereas, autism affects people regardless of age, religion, socioeconomic status, or geography, and impacts families and communities; and, Whereas, as more healthcare professionals become proficient in diagnosing

autism, more children are being diagnosed on the autism spectrum, resulting in rates across the nation as high as one in 59 children, according the Centers for Disease Control & Prevention; and, Whereas, while there is no cure for autism, it is well documented that if individuals with autism receive early, intensive treatment, they lead significantly improved lives; and, Whereas, individuals with autism often require a lifetime of specialized and community support services to ensure their health and safety, and to support families' resilience, as they manage the psychological and financial burden autism can present; and, Whereas, the National Autism Awareness Month was declared by the Autism Society in April 1970 to provide an opportunity to educate our communities about autism, and the importance of early diagnosis and intervention; and, Whereas, the City of Miramar seeks to show support and help spread awareness, and encourage further education of this disorder. Now, therefore, I, Wayne Messam, -- I, Wayne Messam, Mayor of the City of Miramar do hereby proclaim April 2019 in the City of Miramar Awareness Month.

Proclamation: National Arbor Day (Mayor Wayne M. Messam)

MAYOR MESSAM: And I would like to call Public Works Director and staff forward, Mr. Bernard Buxton-Tetteh; let's keep the beauty. In recognition of Arbor Day. He's a mean soccer player.

Whereas, trees in our City beautify our community, increase property value, soften the appearance of structures and streets, and enhance the economic vitality of our business areas; and, Whereas, trees in the urban forest moderate the temperature, cleans the air, produce life-giving oxygen, and provide habitats for wildlife; and, Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal; and, Whereas, the City will continue its commitment to urban forestry through its updated tree care ordinance, and an annual Arbor Day observance; and, whereas, the City encourages all residents to plant trees to gladden the heart and promote the wellbeing of this and future generations. So, now, therefore, I, Wayne Messam, Mayor of the City of Miramar, and on behalf of the City of Miramar Commission, do pronounce Arbor Day, April 26, 2018.

Presentation: Earth Day Anti-Litter Campaign by Various Broward County Schools (Public Works Director Bernard Buxton-Tetteh)

MAYOR MESSAM: Okay, and now we have special visitors for a presentation, and I would like to announce the Earth Day Anti-Litter Campaign by Various Broward County Schools -- go ahead, it's okay. Go ahead and clap. We -- we are so excited to see what's in store in terms of this presentation. And, at this time -- at this time, we would like to have the presenters present us with their special presentation.

MR. BUXTON-TETTEH: Good evening, Mayor, Vice Mayor, Commissioners, on behalf of the Public Works Department, we're here presenting today before you the City of Miramar's 2019 Anti-Litter Campaign. The Public Works Department (unclear 12:03)

parks, maintain the streets, our parks, our waterways. One of the biggest things we deal with is litter. So, as part of our 2019 initiative, we decided to launch an anti-litter campaign, basically, it involve the community in addressing this issue. All right. Go back. Go back. Go back. All right. Sol, basically, just for -- I was trying to search what is defined as litter. The simplified version is any trash that is thrown where it doesn't belong. So when we finish consuming our -- our burgers, and the wraps and finishing our coffee, and we dispose them in the wrong place, throw them out of our cars, this is what ends up being litter. What -- what you have to realize is that one of the largest factors affecting anybody's decision to litter is the condition of the physical environment. So, basically, if there's litter in a place, it will be easier for me to add more litter, and then it becomes a norm in the community. So what we decided to do as a part of this campaign is to basically bring awareness to the issue, and get everybody involved. So for our goal, we're looking at promoting a long-term litter prevention. We don't want this to be nine-day event, a nine-day wonder, where we do an event and then walk away. The goal is to have this all year long as long as we have the City working. The approach that we're intending to embark on -- four things: one of them is have a consistent and ongoing community cleanup. We currently have an Adopt-A-Street program, and we're going to keep doing that to get communities engaged. We are intending to implement what we're calling neighborhood cleanup days. We're going to invite the various communities to organize cleanups in their neighborhoods. Staff from Public Works will provide whatever they need, the picks and the bags, so we're going to support our communities in cleaning up. We also know that if we have just a cleanup day and we all walk away, it doesn't become long lasting, so as part of these clean up days, we're going to implement what we're calling the Beautification Initiative. That we're going to have opportunities to beautify our medians, and other things that we can do to create a sense of belonging, so that people will be more encouraged to keep the habit going. And also going to be an awareness and motivation campaign of which today is when we're kicking off that campaign. And last but not the least, Florida has a law against littering that requires enforcement, so as we proceed and go and progress through the period, we're going to engage our police department, code enforcement, and we're going to put together some programs that will help address this issue. So we came up with a logo and a tagline, and the reason why we end up with this, if you all remember the City is Beauty & Progress, and every time I know we -- we talk about what's going on in the City, I realize that the focus always been on the progress, you know, how the City is growing, how the City is expanding on the businesses. We just want to bring up the fact that we also call out beauty in our slogan, so we want to make sure that we keep that beauty in the City. So for the campaign, there are various things that we -- we have lined up. We're going to wrap our trash cans throughout the City to have the message out in the neighborhood. We are currently on social media; we're using the hash tag #keepthebeautyinmiramar. We're going to have certain things down on Miramar TV to promote the campaign. We have an education outreach. We've come up with a coloring book for our kids to learn about this, at the same time have some fun. We're going to be present at City events. We're going to engage our community groups, HOAs, businesses. We are looking at implementing what we're calling a clean neighborhood designation, and that means if a neighborhood keeps a certain level of cleanliness, you know, we'll -- we'll -- we'll get in there, put up some signage, and, you

know, get them involved in other -- other activities. And the last but not the least, we're going to be using what we call campaign ambassadors. So we have T-shirts and other things we're going to give our ambassadors. Today, we've provided that to the Commission, so you're going to be our first group of ambassadors. We want you to wear those T-shirts, and then you can talk about what it means to the City. And then on the (unclear 17:00) ambassadors, we had reached out to our schools, elementary schools; we had shared this concept and told them what we intended to do. So, tonight, as you see, they're all here today. They're going to add to the launching of the campaign and, basically, to get the word out there in regards to littering. And I'll call upon Derek to take it from here.

DEREK: Good evening, Mayor, Vice Mayor, Commissioners, Mr. Manager, my name is Derek; I'm with the Department of Public Works, Special Project Coordinator, and at this time, I want to introduce Mr. Ernie Lozano; he's with the Broward County Office of Performance and Accountability. He assisted us in gathering the schools together to put together a skit, so we can kick off this campaign and make it a great event for us. Thank you. Mr. Lozano.

MR. LOZANO: Good evening. On behalf of Broward County Public Schools, we want to thank you for giving us the invite today to highlight some of the best and brightest students in the County, and specifically in Miramar. We appreciate the partnership that we have with you in providing a world class education to our students, and preparing them to take your seats one day. So we appreciate the work you do. We have five wonderful schools here today to present our Anti-Litter. We were going to do a contest, but how competitive our principals are, we're going to do a showcase, so all schools are winners today, and we're going to start with the wonderful Fairway Elementary. Fairway Elementary is under the guidance of Principal Michelle Engram and Dr. Lashawn Tukes, and we'd like to thank music teacher, Ms. Campbell for putting this together. (Performance given)

MAYOR MESSAM: Great job.

STUDENT: I would like to give a special thanks to Ms. Campbell for rewriting this story. I would like to also -- I would like to also thank Ms. McKnight, our wonderful Principal and her assistant, Dr. Tukes. And I would like to give one more thanks to the community of Miramar and the Commissioners for letting us be here for the campaign for anti-littering.

MR. LOZANO: Let's give Fairway another round of applause; great job, Fairway Elementary. So I think if we get this stage cleaned up, we'll have a successful anti-litter campaign. At this time, we'd like to welcome Coral Cove Elementary under the guidance of Principal Stephanie Saban.

MAYOR MESSAM: Is your mic -- is your mic on? Is the button -- is -- is it green -- wait -- is it green?

MR. LOZANO: Yes.

MAYOR MESSAM: Okay. Speak.

MR. LOZANO: Can you hear me?

MAYOR MESSAM: Yeah.

MR. LOZANO: Okay. We'd like to welcome Coral Cove Elementary under the guidance of Principal Stephanie Saban and Assistant Principal LaQuita Lee. The National Elementary Honor Society students from Coral Cove under the guidance of Marie Carazas. (Performance given)

MAYOR MESSAM: Good job, good job.

MR. LOZANO: Great job, Coral Cove Elementary. At this time, we'd like to welcome Dolphin Bay Elementary. Dolphin Bay is under the guidance of Principal Sandy Nelson, and her Assistant Principal, Ms. Deatherage, and leading Dolphin Bay today is the National Elementary Honor Society sponsor, Jackie Namour. (Performance given) Let's give Dolphin Bay a round of applause. At this time, we'd like to welcome Silver Lakes Elementary under Principal Tammy Gilbert, and Assistant Principal Alice Aguilar. Silver Lakes is being led by Alexandra Vergara, National Elementary Honor Society. (Performance given) Great job, Silver Lakes Elementary. Pretty much coming straight out of the Everglades is Sunset Lakes Elementary under the direction of Principal Marc Charpentier, and Assistant Principal Cynthia Slater, and they are led by Racquel Gonzalez. (Performance given) Great job Sunset Lakes Elementary. Let's give them a round of applause. On behalf of all the schools in Miramar, we want to thank you for giving up your time today to let us participate in the kickoff of your campaign, and we wish you a wonderful rest of your evening. Have a wonderful night.

MAYOR MESSAM: Thank you. Let's give another round of applause to all of our Miramar schools. Each school did a very good job of representing the cause that we've embarked upon, and protecting our environment, and keeping our community clean. So I would like to thank everyone, all the parents, all the teachers, all the great thespians that gave us a great treat this evening. So you all have a great evening, and you're more than welcome to stay with us for the remainder of the City Commission meeting to keep us company. Before we go onto Consent Agenda, we'd like to break for public comment. Madam Clerk, do we have the sheet?

Presentation: Certificates of Appreciation for Volunteerism to High School Seniors
(Commissioner Maxwell B. Chambers)

MAYOR MESSAM: Our final presentation will be a presentation by Commissioner Maxwell Chambers; Certificates of Appreciation for Volunteerism to high school seniors. Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Thank you, Mr. Mayor. I'm going to ask my colleagues to please join me here. What a treat we have from all the Miramar elementary school. I felt like I was at the -- got a front row seat to a very nice performing arts theater, and I didn't have to pay for the tickets. With that said, I'm going to donate some funds to each one of these middle school -- I mean elementary school art project. And I must say, on February 8, I hosted a Senior Citizen Award Gala right here at our Miramar Cultural Arts Center, and this was to show our senior citizens how much we love and appreciated them. And this would not complete without having our high school seniors partake. So while I was in the planning phase, I thought about -- what about having the seniors serve the senior. So I reach out to Miramar High School and Everglade High School, and they obliged; 18 students from both school took up the challenge to be waiter and waitress. And tonight they are here with us, and I just want to show my appreciation them by presenting a certificate of appreciation to them. So my certificate read: As a high school senior who has shown dedication to -- to our senior citizen in our community, in acknowledgement of your commitment to serving others in your community, this award is being presented on this 17th Day of April 2019, for your outstanding volunteerism. And this is a -- a -- a initiative of Commissioner Chambers which is -- I put together called Community First. So, with that said, I'm going to ask Mr. Matthew Christy (sp) to come to the podium, and Ms. Isabelle Mangua (sp), and they will announce the name of all their colleague. These two young folks were the leaders of the group. So, Ms. Mangua, please.

MS. MANGUA: So I'm going to first present to the stage the females that we have. We have Alexia Varhem (sp). We also have Kyler Dixon (sp), as well as Jada Goff (sp). We have Fisa Hasheem (sp), Shanice Innis (sp), Arielle Jones (sp), Kazia Mamem (sp), Kalechi Ogbenna (sp), Nekechie Onyenwey (sp), Renice Williams (sp), Diana Woodbine (sp), and myself, Isabelle Mangua.

MR. CHRISTY: I'm going to state the names of the male seniors who also helped to volunteer: Jordan Banks (sp), Brandon Christy (sp), Dave Francois (sp), Leonard Ingram (sp), Brian Williams (sp), and myself, Matthew Christy.

MAYOR MESSAM: There we go. Congratulations again to all of our seniors serving seniors.

COMMISSIONER CHAMBERS: And I must say they did a fantastic job serving, and I would like to thank their parents also for allowing them to partake in the Senior Gala. Thank you, Mayor.

MAYOR MESSAM: Thank you, Commissioner.

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

MAYOR MESSAM: Now onto Public Participation. We have one person that has signed on, Jody Davidson, still here? Jody David -- No? That's it? Okay. All right. That concludes our public participation.

CONSENT AGENDA

MAYOR MESSAM: Now onto Consent Agenda. 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 the Consent Agenda should approach the podium now. Any members from the public to speak on any item on the Consent Agenda? Seeing none, to the dais. Are there any items wish to be pulled? I'll accept a motion.

COMMISSIONER BARNES: Motion to approve.

CD: Sorry. Item number four.

MAYOR MESSAM: All right. Vice Mayor Davis pulled item number four. Are there any other items? If none, I'll take a motion on the balance of the items on the Consent Agenda.

COMMISSIONER BARNES: Motion on the balance.

COMMISSIONER 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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Barnes, seconded by Commissioner Colbourne, to approve Consent Agenda Items 1, 2, 3 and 5, the Commission voted:

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

1. Minutes from the Regular Commission Meeting of March 27, 2019 and the Special and Regular Commission Meetings of April 3, 2019

Approved

2. Temp. Reso. #R6936 approving a Sixth Amendment to **Lease Agreement** with Flamingo Park VIII LLC, for office, warehouse, and storage space in the Flamingo Park of Commerce for the **Fire-Rescue Department's Logistics Division**, commencing May 1, 2019, for a three-year term. *(Fire-Rescue Chief Robert E. Palmer)*

Resolution No. 19-103

3. Temp. Reso. #R6879 awarding Invitation for Bid No. 19-004 entitled, "**Ansin Sports Complex-Shade Structures**", to Legacy Construction Services Group, Inc., for the construction of fabric canopy shade structures for the Ansin Sports Complex in an amount not-to-exceed \$599,500. *(Parks & Recreation Administrator Billy D. Neal and Procurement Director Alicia Ayum)*

Resolution No. 19-104

MAYOR MESSAM: Item number four, please.

4. Temp. Reso. #R6931 approving the rankings and awarding of firms responding to the Request for Qualifications Nos. 19-10-04 and 19-10-05 for the **City's Residential Rehabilitation Projects**; authorizing the City Manager to execute the appropriate Continuing Services Agreements with qualified roofing contractor firms and qualified general contractor firms. *(Community & Economic Development Director Eric Silva)*

CITY ATTORNEY COLE: Item four is a resolution of the City Commission of the City of Miramar, Florida, approving the rankings and awarding of firms responding to the Request for Qualifications Nos. 19-10-04 and 19-10-05 for the City's Residential Rehabilitation

Projects; authorizing the City Manager to execute the appropriate Continuing Services Agreements with qualified roofing contractor firms and qualified general contractor firms, and providing for an effective date.

MAYOR MESSAM: Thank you. Mr. Silva.

MR. SILVA: Good evening, Mr. Mayor, Madam Vice Mayor, Commissioners, Erick Silva, Community & Economic Development. This item is a request for qualifications for roofing contractors and general contractors. The City issued two requests for qualifications, one request to create a pool of roofing contractors, and one with a request to add to our pool or existing pool of general contractors. All the firms from previous pools, Miramar resident firms, and Broward County certified firms were notified. Public notice occurred through a display ad in the Herald, posting on DemandStar, and posting on the City's Sunshine Board. We received nine responses for the general contractors, and eight responses for the roofing contractors. Three firms from each of those pools met the minimum requirement of points. And of those three firms for the general contractors, two of those contractors received disadvantaged business and preference points, and one also received local business preference points. On the roofing contract, one of those three received disadvantage preference points, and the results opening -- results were all publicly noticed. The roofing contract, it's a brand new contract. We haven't had this type of contract before with roofing contract through our grant programs, so the term will be three years, with an option for one-year renewal. The general contractors, we did an RFP a couple years -- an RFQ a couple years ago, so we're adding three contractors to that pool we have, so we'll now have a total of 11 general contractors to choose from, and all these contractors are part of our federal and State grant programs. And staff's recommendation is for approval.

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. Commissioner -- I mean Vice Mayor Davis, you're recognized.

VICE MAYOR DAVIS: Thank you. I just wanted to comment, and I know I spoke with you earlier. One of the things that I've noticed and folks have talked about on these rehabilitation projects, again you only get the problem callers, but there is work that's not done to standard, for example, and our residents complain, I just wanted to ensure that there is a process. And I know you say that they do do walk throughs, and they tick off areas of concern or non-concern. But, overall, I'd like to hopefully see where there is some kind of survey mechanism on the work being done by the contractors, because, you know, people do complain, maybe it's a year or two, three years later, about the work not being done properly, and then there's really not much recourse. I know there's a one-year warranty said on the general contracting work, and five years on the roof. But I think a survey would kind of help residents express, maybe, you know, the community between the contractors, how they felt the work was going, the timeliness of it, and so on and so forth, so that we can kind of gauge how the contractors are actually doing, and how they're working with the public. I think that would be helpful. And I know you did answer some

of the questions I had with regards to minority firms, and DBE certified firms, and so on, that you -- you show that you do have some of them that were awarded here, so that's good. But I just wanted to make that comment, and let our residents know that there are -- you know, there are good work that's being done, but if their work is not satisfactory, that they can certainly contact our department and, hopefully, there's some remedies there. Thank you.

MAYOR MESSAM: Thank you, Vice Mayor. Are there any other comments? Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Thank you, Mayor. I must say this rehabilitation program is very vital and extremely great program. My concern is some of the calls that I've gotten, there's a lot of resident who have modification that have done to the home before they purchase it, and in the process of doing the work, they are discovering that some of these structure may be illegally added. And how do we go about making sure that the process is -- go through we we've encountered those situations. I have a gentleman, he thought he purchase a two bathroom/three bedroom home, and then now that we're helping them, it turned out to be a two bedroom/one bathroom. How can we make sure we handle that correctly, and less painful as possible?

MR. SILVA: Commissioner, one of the goals of this program is to correct any code violations. So before we issue a contract to a general contractor to do the work, we have a separate pool of general inspectors, and they prepare for us a list of what needs to be fixed. So those general inspectors, one of their requirements is to point out any code violations that need to get fixed, and does the code violation get built in through the scope of services the general contractor. So that's something we try to fix first; it has to be fixed first.

COMMISSIONER CHAMBERS: Because some of the calls that I've gotten is that they are going to lose their qualification. What would trigger that situation for them to lose their qualification?

MR. SILVA: By qualification, do you mean like if they've done like an addition, and they'd lose that?

COMMISSIONER CHAMBERS: For the rest of the work to be done.

MR. SILVA: I'm not sure what you mean. Oh, the qualification -- the income guidelines, being qualified to get the money to get the work done?

COMMISSIONER CHAMBERS: Right.

MR. SILVA: Well, that wouldn't impact -- if -- say, for example, they had a carport, for example, that they had enclosed -- the previous owner had enclosed it illegally, and then our general inspector went out there and said, "This was illegal. You need to do certain

things, like raise the floor, put in insulation,” things like that. And then an estimate will be prepared for that cost, and most of the time it gets restored to make it legal. There are occasions where it cost so much to make it legal, that it’s just -- the inspector recommends taking it out and bringing it back to a carport or a garage. But that type of thing should not cause anybody to -- to lose their qualification for receiving funding.

COMMISSIONER CHAMBERS: Okay. Thank you, sir.

MR. SILVA: You’re welcome.

MAYOR MESSAM: Thank you, Commissioner. If there are no other comments, I’ll take a motion.

COMMISSIONER CHAMBERS: Motion to approve.

VICE MAYOR DAVIS: 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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Commissioner Colbourne, to approve Resolution #R6931, the Commission voted:

Commissioner Barnes	Yes
Commissioner Chambers	Yes
Commissioner Colbourne	Yes

Vice Mayor Davis
Mayor Messam

Yes
Yes

Resolution No. 19-105

5. Temp. Reso. #R6935 approving the annual purchase of **corrosion inhibitor** for the **West and East Water Treatment Plants** from Carus Corporation, Inc., utilizing the Pinellas County Bid No. 167-0239-B(LN), in an amount not-to-exceed \$110,000 for Fiscal Year 2019. (*Utilities Director Roy Virgin and Procurement Director Alicia Ayum*)

Resolution No. 19-106

End of Consent Agenda

RESOLUTIONS

MAYOR MESSAM: Onto Resolutions. Item number six, please.

6. Temp. Reso. #R6934 approving an **Economic Development Incentive Offer** to **Project Marshall** in an amount not-to-exceed \$50,000.00 for local hiring as part of the company relocating its expanded facility in the City. (*Community & Economic Development Director Eric Silva*)

CITY ATTORNEY COLE: Item number six is a resolution of the City Commission of the City of Miramar, Florida, approving an Economic Development Incentive Offer to Project Marshall in an amount not-to-exceed \$50,000.00 for local hiring as part of the company relocating its expanded facility in the City; providing for the terms of the incentive offer, authorizing the City Manager to execute an agreement reflecting the terms of the incentive offer, and providing for an effective date.

MAYOR MESSAM: Welcome back, Mr. Silva.

MR. SILVA: Good evening again, excuse me. Eric Silva, Community & Economic Development. This item before you tonight is an economic incentive for Project Marshall. Project Marshall is a State of Florida target industry operating in the professional service sector. The company proposes to retain 338 jobs that are in South Florida now, and add 100 jobs to the facility. And the average salary is estimated about \$58,000.00, and their total capital investment to build out the space is just over \$7 million. And this incentive program is in our code, it's Section 2-201. It authorizes us to award these incentives and, in this case, it's a local hiring incentive, which is \$500.00 per employee that works at the company for five years, and they have to be Miramar residents for five years, and they have to work at the company for five years to receive that \$500.00. This table here shows some other projects where we have made a similar incentive, and this project, Project

Marshall, is shown at the bottom. So the maximum for that 100 employees they could ever receive would be \$50,000, and this table shows the taxes that will be collected, based on the added investment to the property. So, including the ad valorem and the fire assessment, in just over a year, we'd recoup those taxes. And staff recommends approval.

MAYOR MESSAM: Thank you. Are there any members from the public that wish to comment on this item? Any members from the public wishing to comment on this item? Seeing none, to the dais. If there are no questions, I'll take a motion.

CD: I have a question.

MAYOR MESSAM: My machine isn't showing -- wait. Okay. I'm in -- I'm finally in now, okay. Vice Mayor Davis, you're recognized.

VICE MAYOR DAVIS: Thank you. Basically, just a comment. I wanted to see, and I did ask this before. I just want to make it -- in the open. A lot of the time we do give incentives to businesses to hire residents of Miramar. And they come into the City -- a lot of times they do bring their own staff from wherever they're coming from, and in this case, they say they have 100 openings. Are we tracking -- there's a tracking mechanism to see how they're doing with the hiring process? Are they hiring from Miramar? How are the incentives working? And to encourage them to hire from Miramar. I know we have our job fairs; I'm hoping to get one going again this year, and to see if they can have some of those jobs available in the job fair. Because it's nice to tout that we have all these Fortune 500 companies, Miramar is a nice place to live, work, and raise your children, but, really, do we have numbers that show of all the companies that are coming in, how many actually hire from within Miramar, and how many actually stay hired? I know you have some numbers, but can we like work on getting, you know, a real database going?

MR. SILVA: Yes. We do contact the companies. Sometimes it is hard to get the information, and we can, you know, work to cooperate and, you know, contact them more often and try and gather that for those companies. Regarding the job fair, part of this agreement, they are required to participate in our job fair.

VICE MAYOR DAVIS: Okay. Good. Perfect. Thank you.

MR. SILVA: You're welcome.

MAYOR MESSAM: Thank you, Vice Mayor. One note I would add is that, in terms of these incentive programs and how it's structured, what I like about them is that it protects the taxpayer, our bosses, because it's performance based. It's a performance based contract. It's not like these cities -- come to the City of Miramar and they're cut a \$50,000.00 check or \$200,000.00 check. They are required to document the -- that they have achieved the incentive requirements, and then they are then compensated. And I appreciate the chart that shows the return on how long, bases on the year of that

investment and when it's paid back to the City of Miramar. So -- but I think that over the years that this has evolved, in terms of the extra incentive for the Miramar residents, it's a -- just an added incentive to consider, you know, our resident. And, obviously, when any business comes to our City of Miramar, there is beyond just hires, there's -- there's - - there's a tremendous economic impact to the City in terms of their direct investment in the City, the taxes that they pay, their employees that patronize our local businesses, restaurants. And many of them actually end up being -- you know, some of them end up moving to the City. So I like these incentives from the standpoint that its performance based, and they have to produce first before they qualify for the -- for the incentives. But I would also agree that -- in terms of the -- I'm not sure if it's a live database in terms of that, but I think the information is available, but a central place where it can be easily tracked would be great. So good consideration, Vice Mayor. Commissioner Cham -- Commissioner Colbourne.

COMMISSIONER COLBOURNE: Thank you. I just had a question. We're coming up on about -- is it five years or more that we've had this program? They do have to retain the employees for five years, right?

MR. SILVA: Correct.

COMMISSIONER COLBOURNE: So how long have we had the program?

MR. SILVA: Let me defer to Rick Hughes, he's been here longer than me.

MR. HUGHES: Good evening. Six year; it started in 2012.

COMMISSIONER COLBOURNE: Six years? So we should have, maybe, one year of -- since we've been paying out, to know whether or not we have paid out.

MR. HUGHES: You would think, except I should tell you that there's been seven companies whose QTIs have been cancelled or rescinded for various reasons, so there's been no hiring. And so because of the local hiring that's tied to the QTI commitments for hiring, that went away when the QTI went away. So there's been several examples or several situations, I should say, where the company didn't perform under the QTI. So since the hiring was tied to the -- the local hiring incentive was tied to the QTI, that went away, because they never did the hiring.

COMMISSIONER COLBOURNE: Okay.

MR. HUGHES: So, in all, there's about six active programs in the QTI, currently, two of which have not -- according to the DEO, which is the State agency that regulates it, have yet to submit paperwork showing that they've made any QTI hires, so there's nothing to track yet for them. We would only track it if we get documentation from the State saying they've hit their marks on hiring, and we would contact the company and say, "Okay, we need those hires in local residents." So that's kind of how that goes. The other four,

we've been busy trying to get confirmation on their hires, and we still do. We've got a few of them, like JL Audio, for example, has hired ten people locally. I'm waiting on a couple others to confirm, so that's kind of a bigger picture, a more full picture of how the program's gone.

COMMISSIONER COLBOURNE: Okay.

MR. HUGHES: I don't know if that helps.

COMMISSIONER COLBOURNE: There haven't been any payout as of yet, basically?

MR. HUGHES: No, because of the retention requirement.

COMMISSIONER COLBOURNE: Okay.

MR. HUGHES: Now one suggestion I might make here on that is, because the tracking becomes complicated for both sides on the five-year retention, is to consider a shorter retention period; just something I'll put out there.

VICE MAYOR DAVIS: Yeah. That might be -- sorry, that might be helpful.

COMMISSIONER COLBOURNE: Yeah.

VICE MAYOR DAVIS: Because, you know, people move, they move on, they get promotions elsewhere, and then we don't know, you know, what's happening, if they're hiring, and if they're retaining anybody. So -- sorry.

COMMISSIONER COLBOURNE: Thank you.

MAYOR MESSAM: Yeah. So it doesn't mean that they're not hiring, it's just that the tracking of it is difficult.

COMMISSIONER COLBOURNE: Right.

MAYOR MESSAM: But, at the end of the day, you get businesses coming into the City on the -- I won't say pretense, but with the -- under the qualification of the incentive program, and -- but they've made all of their investments. And as I was stating earlier, they've made the investments, now they have to perform. So if there's no performance, then they've come to the City of Miramar, which is a positive benefit. They've invested in the City of Miramar, that's a positive benefit. And the City of Miramar didn't even have to pay anything for that, you know. So -- so that's one way to look at it as well. So good observations by everybody. Are there any comments or questions? If not, I'll entertain a motion.

VICE MAYOR DAVIS: Motion to approve.

COMMISSIONER 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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Vice Mayor Davis, seconded by Commissioner Colbourne, to approve Resolution #R6934, the Commission voted:

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

Resolution No. 19-107

MAYOR MESSAM: Item number seven, please.

7. Temp. Reso. #R6928 authorizing the City Manager to execute Federally-Funded Sub award and Grant Agreements between the State of Florida, Division of Emergency Management and the City of Miramar, to accept a **grant to reimburse** the City for **eligible expenses resulting from Hurricane Irma**. (*Assistant Finance Director Ian J. Thomas*)

CITY ATTORNEY COLE: Item seven is a resolution of the City Commission of the City of Miramar, Florida, authorizing the City Manager to execute Federally-Funded Sub award and Grant Agreements between the State of Florida, Division of Emergency Management and the City of Miramar, to accept a grant to reimburse the City for eligible expenses resulting from Hurricane Irma, and providing for an effective date.

MAYOR MESSAM: Good evening, sir.

MR. THOMAS: Good evening everyone. Mayor, Vice Mayor, Commissioners, City Manager, Ian Thomas, the City's Assistant Director of Finance Services. The item before you this evening gives the authority, with your approval, for the City Manager to sign on some documents. The issue is that the City Commission is required to authorize the City Manager to execute each of the various, necessary agreements that will be between the City of Miramar, FEMA, and State of Florida for the reimbursement of Hurricane Irma expenses. This approval by the City Commission will expedite the reimbursement process and remittances to the City. I'll give you a quick background on how we got to this agreement -- these agreements. In 2017, the City incurred expenses for the preparation, recovery, and some repairs related to Hurricane Irma. The City utilized 8.4 million of its reserves, as authorized in budget amendment and ordinances to cover the expenses with the expectation of reimbursements. As a result of this disaster, the public assistance funding for eligible disaster recovery efforts were authorized in the Presidential Declaration No. 4337DR, covering the State of Florida. As a result of this declaration, the City of Miramar, as a sub grantee of the State of Florida, is eligible for the reimbursements related to Hurricane Irma, both from FEMA and from the State of Florida Department of Emergency Management in the amount of 7.6 million of the 8.4 that we expended. After the reimbursements, it's expected that the City's out-of-pocket cost would be about \$800,000.00 from -- total, which is about 13 percent of the total expenditure. There's no set schedule, at this time, as to when the City will get all these reimbursements. However, your approval will help to expedite this item. Your approval is recommended.

MAYOR MESSAM: Thank you so much, Mr. Thomas. 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. I have one speaker. Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: Thanks. A question. Bring us up to date, if you would, are we talking about funding that we've been basically struggling with to collect after our expenditure to move garbage from one place to the other, pay for -- pay contractors and so on? Is this the money we're talking about?

MR. THOMAS: Well, this was the -- we're not struggling with that at this point. This was filed, and we had paid it. This is just getting the reimbursement from FEMA as a result from the cleanup.

COMMISSIONER BARNES: But it -- it hasn't been a smooth road. Didn't we have a number of challenges, where, basically, FEMA was not responding favorably?

MR. THOMAS: I'm not aware of that. Was there -- I think there was an -- there was as -- I'll allow my subject expert to -- to provide a better update, but I don't -- I didn't --

MAYOR MESSAM: Maybe in previous years.

MR. THOMAS: I don't -- in getting anything back from FEMA. It's just a lengthy process.

MAYOR MESSAM: Good evening.

MS. CAPOTE: Good evening. Yenevin Capote from Finance Department. Not necessarily struggling, but it's a long process, and there is a lot of communication between FEMA and the City, and several items require documentation that they may ask through the process, and it is quite an intense process that takes a year, to a year and a half, sometimes more. But I don't -- there has been just the normal challenges that goes with the process.

COMMISSIONER BARNES: Thanks. And -- and -- and -- and Mr. Thomas, in other words, when we're -- when we finally collect this funding, we'll have spent only \$800,000.00, --

MR. THOMAS: Net, --

COMMISSIONER BARNES: -- and not the 8.4 that we had to put out?

MR. THOMAS: Correct, yes. Because there's a portion that comes from FEMA, a portion that comes from the State, and there's about 13 percent, which we'll cover out of pocket of the net, because we don't get 100 percent back of everything.

COMMISSIONER BARNES: Thanks.

MAYOR MESSAM: If there are no other questions, take a motion, please.

COMMISSIONER BARNES: Motion to approve.

VICE MAYOR DAVIS: 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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Barnes, seconded by Commissioner Colbourne, to approve Resolution #R6928, the Commission voted:

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

Resolution No. 19-108

MAYOR MESSAM: Item number eight, please.

8. Temp. Reso. #R6940 approving the renewal of the **Solid Waste and Recycling Collection Franchise Agreement** with Waste Pro of Florida, Inc., for the second optional three-year renewal period, commencing May 1, 2019. (*Public Works Director Bernard Buxton-Tetteh*)

CITY ATTORNEY COLE: Item number eight is being withdrawn by staff. So I'll go onto item number nine.

Withdrawn

ORDINANCES

9. **FIRST READING** of Temp. Ord. #O1722 **amending the City Code** of Ordinances by amending Chapter 15, "Pensions," Article III **"Firefighters' Pension Plan and Trust Fund,"** at Sections 15-79 **"Contributions"** and 15-93 "Chapter 175 Share Account," to allow for a **one-time allocation of some chapter 175 money** to offset the City's contribution to the Plan; providing for conflicts; providing for

severability; providing for Codification; providing for an effective date. (*Human Resources Director Randy Cross*)

CITY ATTORNEY COLE: Item nine is an ordinance of the City Commission of the City of Miramar, Florida, amending the City Code of Ordinances by amending Chapter 15, "Pensions," Article III "Firefighters' Pension Plan and Trust Fund," at Sections 15-79 "Contributions" and 15-93 "Chapter 175 Share Account," to allow for a one-time allocation of some chapter 175 money to offset the City's contribution to the Plan; providing for conflicts; providing for severability; providing for Codification; providing for an effective date.

MAYOR MESSAM: Hello, sir.

MR. CROSS: Good evening, Mr. Mayor, Madam Vice Mayor, Members of the Commission. Randy Cross, Human Resources Director. So this is the first reading of this item. This item is a result of the collective bargaining agreement that was approved last November. In that agreement, one of the requirements was that the City would pay \$900,000.00 in to a fund that would be established by the membership of the firefighters' union to be used for them to purchase health insurance for their members. In order to do that, logistically, we have to move some money around, and we have to amend the ordinance, the pension ordinance that governs the Firefighters' Pension, in order to take money that comes from the State 175 money, hold that money in reserve, stop the payments for the pension contributions for about three pay cycles to equal \$900,000.00. So that we can then take \$900,000.00 out of the General Fund, and seed that health insurance trust fund that they've established. It ends up being net zero impact to the budget. So this item is to amend the ordinance to allow us to hold back the pension contributions for the amount of time it takes to pay out the \$900,000.00, which is about a month, month and a half. Said all that. Everything was in the budget's -- it was in lines and expense lines that were in the approved budget. Approval is recommended.

MAYOR MESSAM: Thank you, sir. 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. Are there any questions, comments? If not, I'll entertain a motion.

COMMISSIONER BARNES: Motion to approve.

VICE MAYOR DAVIS: Second.

MAYOR MESSAM: Record the votes, please.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Barnes, seconded by Commissioner Colbourne, to approve Ordinance #O1722, the Commission voted:

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

Passed 1st Reading

SECOND READING SCHEDULED for May 1, 2019

MAYOR MESSAM: Item number ten, please.

- 10. FIRST READING** of Temp. Ord. #O1723 relating to **signs**; making findings; revising Section 1002 Definitions; revising Code references in Sections 1004.2 and 1005 relating to **sign variances, design guidelines, and sign location standards**; revising Permanent Sign Zoning District references and standards and specifications in Section 1007; Revising Temporary Sign Zoning District references, standards, and specifications in Section 1008; revising the list of Prohibited Signs in Section 1009; providing for severability and interpretation; providing for inclusion in the Code; providing that officials are authorized to take action; and providing for an effective date. (*Community & Economic Development Director Eric Silva*)

CITY ATTORNEY COLE: Item number ten is an ordinance of the City Commission of the City of Miramar, Florida, relating to signs; making findings; revising Section 1002 Definitions; revising Code references in Sections 1004.2 and 1005 relating to sign variances, design guidelines, and sign location standards; revising Permanent Sign Zoning District references and standards and specifications in Section 1007; Revising

Temporary Sign Zoning District references, standards, and specifications in Section 1008; revising the list of Prohibited Signs in Section 1009; providing for severability and interpretation; providing for inclusion in the Code; providing that officials are authorized to take action; and providing for an effective date.

MAYOR MESSAM: Welcome back, Mr. Silva.

MR. SILVA: Good evening, Mr. Mayor, Madam Vice Mayor, Commissioners. Eric Silva, Community & Economic Development. This is for an amendment to our sign code. The changes that we're making here -- in the definition section, we're adding a few definitions, we're updating some references to other sections of the code, we're making sure that we don't place signs where the fire protection equipment is. But the two main things that we're doing here is we're going to take two types of signs; one is a bus bench sign, and one are the signs in parks. We're going to allow those two types of signs in the City, so you can have the signs on the bus benches, and you can have signs on the interior parks on the fences, where there's ball fields, or where there's tracks and things like that. And these changes to the sign code were endorsed by the Economic Advisory Board earlier this month, and the Planning & Zoning Board also recommended approval. And this is - approval is recommended for first reading.

MAYOR MESSAM: Thank you. Are there any members from the public that wish to comment on this item? Any members from the public? Back to the dais. I have a question -- Vice Mayor Davis, you're recognized.

VICE MAYOR DAVIS: Thank you. I'm glad to see that this is going forward, in terms of making sure that we can get some revenue based on advertising. I mean you go over to Pembroke Pines and, you know, their bus benches and -- benches have advertising, and -- and we spoke earlier that a lot of times it's the Miramar businesses that are advertising over there, so Pembroke Pines is getting those dollars. I'd like to make a comment though, with A-frames, and I know you talked about sizing and all the different things that are going on, and I do see now that businesses are able to put the A-frames in front of their business during the hours that they're open. But in terms of the City advertising events, I would love to see that there's some areas identified on our public right of way; for example, the median on -- on Miramar Parkway, where we could advertise some events, because too often I hear folks say they didn't know this was happening, or they didn't see anything going on. And I know, again, in Pembroke Pines, they have no problem putting A-frames out, so that the community knows that, maybe, there's a flea market going on, or -- or there's some other community event. And so, in lieu of, say, even those flashing signs that deal with road works, if we could identify areas from east to west where we can place these signs, not just during election time, you know what I mean. So it's -- it's an area where I think we're lacking, because we just assume everybody's on email, everybody is signed up for the eBlast. A lot of people have signed up for eBlast, but if you're looking at the numbers, there's a 140,000 residents, and maybe you 15,000 on eBlast, so the other folk -- there needs to be other areas of communication, so they know what's going on. So if we could, through the City Manager, if it's the pleasure

of the dais, to identify some areas where we can start putting A-frames out, not just at City facilities, because some people never come to a City facility. But that information can go out into the public right of way at some point where it's safe, and they will know what's happening in the community.

MAYOR MESSAM: Are there any comments on this item? It's its first reading, so this item will be coming back. Are there any other comments from the Commission? If none, I'll entertain a motion.

COMMISSIONER COLBOURNE: Motion to approve.

VICE MAYOR DAVIS: Second.

MAYOR MESSAM: Record the votes, please.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Colbourne, seconded by Vice Mayor Davis, to approve Ordinance #O1723, the Commission voted:

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

Passed 1st Reading

SECOND READING SCHEDULED for May 15, 2019

MAYOR MESSAM: Item number 11.

VICE MAYOR DAVIS: But, Mayor, before you go on, I'm not sure how that would work, when I -- I asked about the areas to be identified through the City Manager. I mean is there something that needs to happen after that request?

MAYOR MESSAM: Well, this is first reading, so what I would recommend, you know, meet with the Manager to talk about those items, and I would gather that staff and the Community & Economic Development Department, I would -- would probably come up with proposed standards, in terms of the site locations, where they can go. And, also, what I would also, perhaps, bring up is, based on those sites, they are going to have to be, perhaps, rules, in terms of, you know, if it's City -- promoting a City event, those that are, maybe, official City events, that are part of the City's calendar, if it's Commission initiative, there may be situations -- I'm just thinking out loud now, as I think through the process, you know. If everybody has an event, everyone wants an A-frame at a certain location, then how does that work out? So I just think that needs to be fleshed out, so that the procedures in terms of, you know, if there are more events than available sites for these signs, let's say at the medians that -- that all of that get worked out. But I think between now and the second reading, that that can be worked out or fleshed out, so -- for discussion at the second reading.

VICE MAYOR DAVIS: Okay. Thank you, very much, Mr. Mayor.

MAYOR MESSAM: No problem, Vice Mayor. Item number 11, please.

- 11. FIRST READING** of Temp. Ord. #O1706 amending the City's Code of Ordinances Chapter 9 "Fire Prevention and Protection," by creating Article IX "**Automated External Defibrillators and Stop the Bleed Kits**"; and providing for an effective date. *(Requested by Commissioner Maxwell B. Chambers) (Fire-Rescue Chief Robert Palmer)*

CITY ATTORNEY COLE: Item number 11 is an ordinance of the City Commission of the City of Miramar, Florida, amending the City's Code of Ordinances Chapter 9 "Fire Prevention and Protection," by creating Article IX "Automated External Defibrillators and Stop the Bleed Kits"; and providing for an effective date.

MAYOR MESSAM: Hello, sir.

DEPUTY FIRE CHIEF DODGE: Good evening, Mayor, Vice Mayor, Commission, Mr. Manager. This is our presentation on the AED ordinance. On September 17th, 2018, by request of the Commission, we -- the consensus to draft this -- the attorney to draft an ordinance to place AEDs in certain city facilities. An ord -- ordinance was drafted by the

City Attorney, presented at a Commission Workshop, and no consensus was reached at that time. Then a request was made on Thursday, April 11th to place the item on the agenda for consideration. Some background. Cardiac arrest is the -- is the leading cause of death in the United States; over 250,000 Americans die from sudden cardiac arrest each year. The American Heart Association noted that 20,000 lives could be saved annually with prompt use of AEDs. It is important for companies and organizations to implement AED programs, so employees are prepared to respond to cardiac arrest emergencies. Public access AEDs and employees trained to use them can mean the difference between life and death. This is the American Heart Association's chain of survival. First one is the recognition and activation of 911 emergency respond system; then if we have people ready to perform CPR, this improves outcomes; the next one is rapid defibrillation, this is where the AED comes in. If we're -- if the bystanders and residents are able to perform rapid defibrillation, then this increases chances of survival. And then the basic and advance emergency medical services, that's where we come in, that's when we respond and take patient care over, and then advance life support post the rest care, which is also between us and the hospital. We just showed you some examples of pictures that -- this -- this is what a typical AED looks like. They -- they -- they look different, but they all have a similar look to them, and then this is the Stop the Bleed Kit, which we're going to get into next. The Stop the Bleed Program also saves lives. It's immediate response to bleeding; you're trained to recognize life threatening bleeding, and take appropriate ways to stop the bleeding before we arrive, so people don't bleed out due to traumatic injuries; the help given by an immediate responder between life and death, even before professional rescuers arrive. All 50 states and the District of Columbia, included in the use of AEDs as part of their Good Samaritan Laws. That means that if you utilize one, you cannot be sued. The Cardiac Arrest Survival Act of 2000 encourage the placement of AEDs in federal buildings, and ensures federal liability for those who acquire or use AEDs to help save lives. All persons who use an AED are encouraged to attain appropriate training to include completion of a course in CPR, and demonstrate proficiency in the use of the AED. And any person or entity in possession of an AED is encouraged to register the AED with the local fire department. They must properly maintain and test the AED on a regular basis. Any person that uses an AED shall activate 911 as soon as possible, and Florida Statute provides Good Samaritan protection for the use of AEDs, and establish guidelines for AED programs. The City of Miramar Building Department, per this ordinance, will ensure that all AEDs will be registered with the City. The Miramar Fire Rescue Department will inspect for compliance initially, and then on an annual basis. This required training on CPR, AEDs and Stop the Bleed Kits will be available from many organizations and agencies, including we are able to train personnel on this. This is the -- this would be the initial costs. An AED varies, depending on the type you buy, between \$1,000.00 and \$3,000.00. The cabinet that's required to store the AEDs, anywhere between \$100.00 and \$350.00. Battery replacement is \$100.00 to \$300.00; that would be an initial startup, because a battery would come with it, but that would be maintenance. Replacement pads and cables is \$50.00 to \$200.00. Sign -- signage for the markings, per the ordinance, would be \$10.00 to \$75.00. The Stop the Bleed Kit is relatively cheap; it's \$25.00 to \$75.00, and the CPR and AED training is approximately \$50.00 to \$60.00 per person. So, initial

startup costs, at the low end, will be from \$1,200.00 to \$1,400.00 to meet the minimum requirements. And then there will be the recurring costs with training every two years, and AED maintenance would be -- which would be the battery replacement, and then pads and cables. This is -- the businesses this ordinance would affect would be gyms, fitness and athletic clubs and indoor recreation center, assembly occupancies with an occupant load of 100 or greater, including places of worship, all hotels, motels, apartments, condominiums with capacity of 100 or greater, office buildings with interior corridors and a square footage greater than 20,000 square feet. All medical facilities to include assisted living facilities, as defined by Florida Statute, as amended, nursing homes, ambulatory healthcare facilities, dentists' offices, urgent care medical centers, doctors' offices, and adult daycare facilities, and commercial and retail spaces with a square footage greater than 30,000 square feet. This is for your consideration, and prior to -- I spoke with the City Manager. There's one part of the ordinance that says it's a 12-month, one-year phase in period, and we would recommend a 36-month, three-year phase in period.

MAYOR MESSAM: Thank you so much for the presentation. At this time, are there any members from the public that wish to comment on this item? Yes.

MR. PETAK: Jeff Petak, I reside in Plantation. I work with One Beat CPR & AED. Mr. Mayor, Ms. Vice Mayor, Members of the Commission. I applaud you for taking this on, and hearing us out in this -- considering this. Pembroke Pines, Weston, Parkland, and Coral Springs -- I know this is a very proactive city, and many other cities in South Florida have now put this ordinance in place to equip their facilities similar to what you're looking to do. And these -- these items do save lives, as Chief Dodge mentioned with the bleeding control kit; getting to the scene from fire rescue, their responds times are great, but if there's a lay rescuer there, or someone who's trained in that facility who can apply the tourniquet and the bleeding control agents, that could save that person's life, along with the AED doing the same thing. The chance of survival with just CPR alone is just ten percent, but by using CPR in combination with the AED, the chance of survival could be upward of 90 percent. So our company, alone this week, had three calls of AEDs placed throughout the country that have saved lives. One of them was an assistant baseball coach of a visiting team; the athletic trainer used the AED to save a life. One was in an aquatic center, there was a teenager in the pool went into cardiac arrest, so sometimes we think there's a stereotypical type of person who can go into cardiac arrest, but it really could happen to anyone, any place, any time. So taking these steps to making sure that your restaurants, places of worship of a certain size, businesses, business facilities are equipped, it just -- it allows lay rescuers and the people there to -- to save a life. You mentioned before people come into your city, your restaurants and so forth, this will show that the City of Miramar is equipped to handle those events in case there's a cardiac emergency or a bleeding event. 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? Seeing none, back to the

dais. Any comments, questions? I don't see any speakers. I think Commissioner Chambers is trying -- Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Thank you, Mayor. I'd like to thank Chief Palmer and Chief Dodge for a wonderful presentation. You guys and staff, they did a fantastic job putting together. About ten years ago I have family member here in Miramar out on Canal Road in the Knolls. He was at a place of business and had a massive heart attack, and I believe, had they had this piece of equipment, it might have saved him, it might. I'm in support of this item. I'm going to suggest, maybe, two-year phase in, and I'm going to also suggest that we take a look at the model that Pembroke Pines use -- to use this as a teaching tool to -- over the two years, to go to the different businesses and do a training to show them how it work. So that's my suggestion. The way Pines did it was excellent, so I hope we can take a look at what they did, and kind of phase it in over a two-year period starting this year. So that's my hope, and I hope that my colleague can support this item. Thank you.

MAYOR MESSAM: Thank you, Commissioner. Commissioner Barnes, you're recognized, followed by Vice Mayor Davis.

COMMISSIONER BARNES: Thanks. A question. Do we believe that private entities, businesses, can be encouraged to install these devices on their own, or do we -- do we go ahead and expect that we will be creating that -- that need? Because -- the reason behind the question. You see these -- these devices appearing more so than ever before; more and more business places you go in, they are there. I'm just thinking if it would be appropriate for us, as a city, to maybe not necessarily create but promote a public education program, saying to businesses, this is a great idea. I mean, obviously, the -- the wording is here already, to promote the idea, so that, possibly, the implementation of these devices will take place in a shorter period of time. And the question I probably have for you, is there an indication that businesses, for example, who install these devices, is there a kind -- any kind of implications for insurance for these business? Just thinking?

MR. PETAK: What we always recommend to businesses is that they do go into their insurance carriers and ask them and say, you know, "We are providing this for all the patients who come into our facility, and employees and staff, and are there going to be discounts, with liability, and so forth?" And there absolutely are, it's just -- it's tough to make a blanket statement on that, but there absolutely are discounts with insurance that could be available, depending on the policy, and the type of incident.

COMMISSIONER BARNES: That's exactly what I wanted to know, thank you.

MR. PETAK: Absolutely.

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

VICE MAYOR DAVIS: Thank you. I think it's important that we, you know, do everything we can to save lives in our community. Just one question, though, and I know you have a list, if you could put the list back up, of the folks that would need to get the device, the businesses.

DEPUTY FIRE CHIEF DODGE: I don't know if that's in that presentation. It may be in the backup, but --

VICE MAYOR DAVIS: I thought I saw something.

MAYOR MESSAM: No, it was on -- it was on -- it was on the sheet. The slide that had --

DEPUTY FIRE CHIEF DODGE: Oh, the required businesses, yes.

VICE MAYOR DAVIS: Yes, that.

DEPUTY FIRE CHIEF DODGE: I mean we do have backup that shows it affects 1,689 businesses that it applies to, but we have no way of tracking how many of those businesses, as Commissioner Barnes alluded to, already have them. I mean we -- we can't track that, because they're not registered with us, but I'm sure a good portion of these businesses already do have them.

VICE MAYOR DAVIS: My only question, maybe, would be for the places of worship; generally, I know they are not necessarily for-profit businesses, per say. Are there any kind of assistance programs for them to be able to implement these devices? I mean some churches may have 100, sometimes they have less -- you know, that would be my main concern, that they would have to get it, and maybe their congregations do fluctuate. And so how do you -- you know.

DEPUTY FIRE CHIEF DODGE: I mean I know there are grants out there. The City, itself, the first time we bought AEDs for all the City buildings, we bought them on grants, so there is stuff available to assist, but I don't know off the top of my head what would be available for that.

VICE MAYOR DAVIS: So maybe that's something we can research specifically.

MR. PETAK: Specifically with places of worship, and I know that there are many different ways to generate -- whether it be a bake sale or something -- I know those sound so simple, but even the church I go to, they did a second collection, and they were able to generate the funds that way. And I know they do, oftentimes, second collection for things. And if you have one check, then it goes in the offering basket the first time round, they may miss out on that. But just as a simple suggestion, I know was used in some places of worship.

VICE MAYOR DAVIS: They always have reasons to collect money, but maybe the educational components would help. I do know a lot of times they have the big red bus over there, that they do a lot of blood drives and things like that, so maybe for them -- I know you mentioned two years, but maybe for them a three-year would help for them, because a lot of times they have building fund, they have all -- missionary -- they have a lot of ways to collect, but they're all for different things. So the educational component would be very important for the churches, and then so parishioners see the need of donating for that. But that's just one added thing that -- that I'm looking at.

MAYOR MESSAM: Thanks, Vice Mayor. I think when we first had this presentation, that was one of the concerns I brought up, in terms of the fiscal impact of those marginal businesses that will be on the bottom part of being require. You know, when you talk about 1,600 businesses that would be impacted by this, as was stated, many of them have AEDs in their establishments. And I think I may have even made a light moment during that meeting that, and especially churches, where it can be very emotional at times, as well as -- you know, but -- in all the spirit, may -- they intervene. But in all -- but in all seriousness though, I think that an AED program citywide, obviously, I mean it's -- it's very difficult to debate the necessity of having these devices, because they've proven to save lives. That's not the debate. I think the adoption of this ordinance would need a phase in period. I would also encourage the manufacturing industry that would be selling these lifesaving apparatuses to, perhaps, consider discounts for, let's say, not-for-profits or places of worship who may, at times -- I know we -- bake sales, fish sales, but -- but many churches, especially those at smaller churches, sometimes they struggle to pay their mortgage or their rent, depending on their situation. So I just want to ensure that whether it's a place of worship, or a mom and pop store, that would be required. Because I would imagine, by code, it wouldn't even be based on their congregation size, it probably would be based on the capacity that the -- that the building is approved for, so -- which means that you could have a church, and they only have a membership of 50 parishioners, but their seating capacity is 200 or 150 and, therefore, are required, yet they still are required to have this device. And this, I think, is more so -- it's not just the startup cost, what's the commercial life or certifiable life of a AED once acquired? Four years, five years, or how often would these have to be replaced?

MR. PETAK: The devices, a lot of them do have an eight-year warranty through the manufacturer, so if anything ever happens to the device in that time, or it's not functioning properly, it would be replaced. But, beyond that, it -- we've had devices out there 12, 15 years. So a device lasting a decade or longer, absolutely, should not be a problem within question. Then, as far as the accessories, as Chief Dodge highlighted, you can typically replace the battery every four years for no more than \$150.00, and the pads for the device every two years, which would be less than \$100.00. So the cost of ownership, you'd be looking at every four years of approximately \$250.00, 300.

MAYOR MESSAM: Thank you. So that's industry's response. So what would be fire safety's requirement, in terms of the requirement of these devices? Will it follow the

manufacturer's shelf life or warranty period, or would we -- how would we ensure that these devices are actually operational and active?

DEPUTY FIRE CHIEF DODGE: The ordinance reads as long as it's inspected annually and maintained, there is no shelf life; as long as it's functioning is how it reads.

MAYOR MESSAM: So who annually inspects AEDs, the manufacturer as part of the purchase, or is that an additional service agreement? I know like, for example, in commercial spaces, fire extinguishers should have an annual renewal, and that has to have a tag, or is it when you -- you know, the suppliers of the fire extinguishers actually does that inspection. So what's the certification, the annual certification?

DEPUTY FIRE CHIEF DODGE: We would just -- how it's written, we would just inspect that they have --

MAYOR MESSAM: Turn on?

DEPUTY FIRE CHIEF DODGE: -- have -- that they had it inspected. A certificate from the manufacturer that it was inspected and validated, and that's all we're looking for.

MAYOR MESSAM: So -- well, clearly, there is fiscal impact. I'm more so concerned about those small businesses that qualify will be mandated to do, as well as the places of worship, where it may be more of a hardship. I just want the community to understand what the requirements are of having these lifesaving devices, and -- so that we, perhaps, can get input from them as well, because we'll have -- I would -- I would like to see that phase in process -- so that folks can understand, you know, what this cost is. And you can never put a value on life, you know, you can never put a value on life, because, you know, if someone is in a facility and they have a cardiac event, and the person dies after that event, you know, in retrospect, looking back, you know, the \$2,000.00 investment, you know, obviously, you know, one would say that it's -- it's more than worth the \$2,000.00. But I just want to be able to quantify, so that we can communicate with the impacted 1,600 establishments, and for those who don't currently have these AEDs what the expected cost would be, so that they can have some time to prepare. Commissioner Barnes, Vice Mayor Davis, followed by Commissioner Colbourne.

COMMISSIONER BARNES: The matter of churches. My church in particular, we count upwards of 455 congregants almost every Sunday, so we're talking about a major --

MAYOR MESSAM: I think that was the wrong button. Is that feed coming from the control center? Can we call -- okay. We're done.

COMMISSIONER BARNES: My apologies. I -- most of my radio work is talk; I don't play music, so that's really not me at all. Anyways. In addition, at our church, what we do there is a provision, and it is reminded in our bulletins every Sunday, that there is a

procedure for emergencies. Quite a few of the congregants at church are nurses, so there's this system where we've worked if something goes wrong. But I'm also going to be involved in a prayer breakfast early next month with -- with church leaders across our community, and this is one of those situations where I think I'm going to explain the need -- at least explain the need for church leaders to contemplate stuff like this. And, hopefully, I'll be able to bring information from yourself and elsewhere to that meeting to -- to speak to the churches and say, "Hey, this is something you guys probably need to be looking at."

MAYOR MESSAM: Vice Mayor Davis.

VICE MAYOR DAVIS: Just a question on a payment plan; is there a payment plan for those that cannot afford to purchase it straight off?

MR. PETAK: There's definitely numerous companies out there that offer lease programs or payment plans through financing. That's definitely available, and the -- the companies, places of worship, they're -- they're all going to have the right to go online and go wherever they want to make this purchase. I know Chief Dodge will make sure they're educated in what they're going to need to make sure they're compliant with the ordinance, but definitely they can seek lease programs or financing that's definitely available for these type of devices for sure.

VICE MAYOR DAVIS: Thank you. And as far as the training, is there a cost to the training?

DEPUTY FIRE CHIEF DODGE: Yes. The cost would be -- I think we said it could vary. I think the American Heart Association just raised their price for CPR licenses, but anywhere from \$50.00 to \$65.00, and that includes the AE -- CPR and AED training, and that's good for every two years.

VICE MAYOR DAVIS: And who does the training?

DEPUTY FIRE CHIEF DODGE: Various entities do the training.

VICE MAYOR DAVIS: But not -- not you guys?

DEPUTY FIRE CHIEF DODGE: We can do the training, yes. We're an agent of the American Heart Association, so we train on the American Heart Association curriculum.

VICE MAYOR DAVIS: So if you do the training, is the amount set as that?

DEPUTY FIRE CHIEF DODGE: It's set at the amount that the American Heart Association charges, because they're the ones that charge us to issue the cards. We don't add additional money above what the American Heart Association charge -- charges us to issue the cards.

VICE MAYOR DAVIS: Okay. And could we find out if they also have any kind of, you know, hardship or means of helping folks that maybe want to train -- I mean you've got to train more than one person. I mean, especially a church.

DEPUTY FIRE CHIEF DODGE: Yeah.

VICE MAYOR DAVIS: You may not be at church every Sunday, so --

DEPUTY FIRE CHIEF DODGE: Yeah.

VICE MAYOR DAVIS: -- then the cost could start going up.

DEPUTY FIRE CHIEF DODGE: They would have to train the employees that are at the church.

VICE MAYOR DAVIS: How many?

DEPUTY FIRE CHIEF DODGE: However, many employees they have.

VICE MAYOR DAVIS: So maybe like the ushers?

DEPUTY FIRE CHIEF DODGE: They wouldn't have to train. They wouldn't have to train --

VICE MAYOR DAVIS: They'd have to designate how many.

DEPUTY FIRE CHIEF DODGE: There would have to be a trained employee there.

VICE MAYOR DAVIS: All right. So maybe -- again, for educational purposes, I mean I love it, but we've got to think about the educational component, and don't just assume that everybody has it, you know. And that the church can just do a bake sale, because I go to a lot of the churches and, really and truly, they are struggling. I love the idea, but we have to put measures in place to assist those that need help, whether it's the amount of smaller businesses, you know.

DEPUTY FIRE CHIEF DODGE: And for churches, we could probably offer like a full day -- like an all-day training event, where we send a bunch of instructors out there, and that would probably be cheaper to that extent too, where they're only paying for the card.

VICE MAYOR DAVIS: Okay. Thank you.

MAYOR MESSAM: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Thank you. First of all, I want to thank Commissioner Chambers for bringing this item before us today. I know -- I know you're very passionate

about this, and we really should all be very passionate, because we are talking about our lives, and we never know when an emergency can happen, and it might just be us. It's not always someone else. Sometimes it's -- it's one of us. So I thank you, Commissioner Chambers, for bringing this. I do -- I am concerned about the impact that it will have on small businesses, organizations, such as our churches. I am definitely concerned about our churches. I have received calls not in reference to this, but in the past where churches have asked, and I've forwarded them to the Fire Department as well, where -- where they want to know whether or not there's any type of grant, you know, some sort of assistance from them, and this is without the ordinance. This particular one was from a fairly large church as well, so, certainly, yes, these devices are -- are -- do already exist in many of these places, including places of worship. But even now, they're already -- they know it costs -- it costs a lot to -- to have them, and to maintain them, to replace them, so there is a cost with that, that it's bear -- I don't -- I don't believe that bake sales is the answer to that. But discounts would certainly be -- be a great -- a great answer, you know, some assistance to them. I do -- I do like that. In terms of the phase in, I think it is crucial that we do have a phase in process, a phase in program, and that it starts with education, and encouraging these businesses to do that. I think that needs to be the first thing that we do, not -- not just go in there and immediately enforce this. What is the penalty if they don't have one? What's the penalty for not doing it, once we have this ordinance in place?

DEPUTY FIRE CHIEF DODGE: If they are noncompliant with the ordinance?

COMMISSIONER COLBOURNE: If they're not complying with the ordinance.

DEPUTY FIRE CHIEF DODGE: They're -- I don't know if I have an amount of the penalty, but it is a fine, according to the building code. It wouldn't be the fire code; it would be the building code that it would under.

COMMISSIONER COLBOURNE: Okay. So maybe for the next reading, between now and then, I can get a response, in terms of the penalty for -- but I definitely want to see a phase in that has education and -- and encouraging these businesses to have this in place. And, along with the fines, a process where if they have not been able to put this in place by a certain date, that there may be some sort of an extension, where they can -- they can get this done. So that's -- it's just on the implementation, but I think it's good, and I look forward to knowing that, you know, we can -- we can continue to do things that will -- that will save lives. Thank you.

MAYOR MESSAM: Thank you, Commissioner. Commissioner Chambers.

COMMISSIONER CHAMBERS: Thank you, Mayor. I know we have a number of persons requirement, we have a square foot requirement. I've seen the prices as low as \$800.00, and I think if we're going to have, like I've suggest, a two-year phase in program, most small business shouldn't have a problem coming up with \$800.00, or finance the \$800.00. There's company out there that I've spoken to who do -- do it for free, and like I mentioned before, Pembroke Pines did a fantastic job over there, phasing in with the educational

component. They went out and they just teach everyone how it work and, not to mention, these equipment are very smart. If you don't need it, it won't come on, so that's -- that's -- that's one of the thing that really impress me with this equipment, you know. If -- if there's a situation where you does not need it, it will not shock you. So I -- I think it's a fantastic agenda item. We have to consolidate on the time, whether it's a one year, two year, three year -- one year suggest, but I think two years should be sufficient. And, not to mention that this body, this Commission, can make any changes at any time. We are the City Commission, so if there's something that's not working, if a business come to us and said: look, we might have seat for 500, but we're only having 80 people coming here, we can make that adjustment at any time. We're not going to be punitive to our businesses and residents. So I'm going to suggest that we go ahead and support this item.

MAYOR MESSAM: All right. Thank you, Commissioner. I think the presentation suggested it was a one-year?

DEPUTY FIRE CHIEF DODGE: The presentation, but that's what's in the ordinance right now.

MAYOR MESSAM: Okay. So, Commissioner Chambers, would you accept -- I guess, for the second reading, we're not approving tonight, but when it comes back tonight, then instead of one year -- I just want to be clear for -- so the staff can have direction, that it comes back with the two-year phase in, changing it from one year, as it currently reads, to two -- to two-year phase in, correct?

COMMISSIONER CHAMBERS: Okay. Why don't we do this. For the large businesses, they can afford it; we could do one year, and then we could two or three years -- two years for the medium sized, and two years for the smaller businesses.

MAYOR MESSAM: Okay.

COMMISSIONER CHAMBERS: I think that's -- that should be a compromise.

MAYOR MESSAM: So if -- if staff can -- if staff can just categorize businesses, perhaps, by square footage or occupancy, just pick a -- I don't know how practical that is. I'm -- I'm good with the ordinance as is, and just approve the two years. But I don't know how that -- I mean, how would that --

DEPUTY FIRE CHIEF DODGE: We can identify by square footage or occupancy, but I mean we would have to defer to see if we could do that.

MAYOR MESSAM: Okay. Well, let us -- so can we -- I think we've given enough direction to --

COMMISSIONER CHAMBERS: This is the first reading, so --

MAYOR MESSAM: -- flesh it out for the second reading?

COMMISSIONER CHAMBERS: Right.

MAYOR MESSAM: Yeah. So, Vice Mayor, a comment, and then --

VICE MAYOR DAVIS: Just -- yeah. I thought I heard you say that it's a three-year -- that you're recommending a three-year --

DEPUTY FIRE CHIEF DODGE: After speaking with the -- yeah. After speaking with the -- yeah, I was speaking with the City Manager, we could go to up to three years.

VICE MAYOR DAVIS: So even though, previously, it says one year, you are recommending three -- the City Manager was recommending three?

DEPUTY FIRE CHIEF DODGE: Yes.

VICE MAYOR DAVIS: Okay. Just so I'll be clear on that.

DEPUTY FIRE CHIEF DODGE: Up to -- up to -- up to three, I think is what he said, correct?

VICE MAYOR DAVIS: Up to three. So, again, when it comes back, I -- you know, Commissioner Chambers' suggestion was good; it does include that three-year option, or Commissioner Colbourne, she was saying if people could get an extension, maybe that would be the third year. I don't know. But, somehow, there needs to be a phase in that would help everybody.

COMMISSIONER CHAMBERS: Make sense.

DEPUTY FIRE CHIEF DODGE: Would you be suggesting like they work in a hardship for an extension, or -- to file for a hardship for an extension?

COMMISSIONER COLBOURNE: Yes. Yes, definitely. An extension for hardship.

MAYOR MESSAM: Okay. So what I would recommend is that everyone who has a suggestion meet with staff -- I think we all agree of the implementation of this program. And if -- meet with staff to ensure that some of the desired components of this ordinance that you would like to incorporate, voice those. Staff will hash them out, bring them in the second reading, and then we'll adopt it based on that input, okay? All right, so can I have a motion.

COMMISSIONER CHAMBERS: Motion to approve.

VICE MAYOR DAVIS: Second.

MAYOR MESSAM: Record the votes, please.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Yes.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Davis, to approve Ordinance #O1706, the Commission voted:

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

Passed 1st Reading

SECOND READING SCHEDULED for May 15, 2019

MAYOR MESSAM: Item number 12, please.

- 12. FIRST READING** of Temp. Ord. #O1724 amending Chapter 8 of the City Code of Ordinances entitled “**Elections**”, to include a new Section 8-4 “Swearing in of newly elected Mayor or Commissioners”; and providing for an effective date. *(Requested by Commissioner Yvette Colbourne) (City Attorney Jamie Cole)*

CITY ATTORNEY COLE: Item number 12 is also being withdrawn by staff, so I'll go onto item 13.

Withdrawn

PUBLIC HEARINGS

13. Temp. Reso. #R6930 approving the **Local Housing Assistance Plan** as required by the State Housing Initiatives Partnership Program Act, Subsections 420.907-420.9079, Florida Statutes; and Rule Chapter 67-37, Florida Administrative Code; authorizing and directing the City Manager to execute any necessary documents and certifications needed by the State; authorizing the submission of the Local Housing Assistance Plan for review and approval by the Florida Housing Finance Corporation. (*Community Development Administrator Deborah Stevens*)

CITY ATTORNEY COLE: Item number 13 is a resolution of the City Commission of the City of Miramar, Florida, approving the Local Housing Assistance Plan as required by the State Housing Initiatives Partnership Program Act, Subsections 420.907-420.9079, Florida Statutes; and Rule Chapter 67-37, Florida Administrative Code; authorizing and directing the City Manager to execute any necessary documents and certifications needed by the State; authorizing the submission of the Local Housing Assistance Plan for review and approval by the Florida Housing Finance Corporation; and providing for an effective date.

MS. STEVENS: Good evening, Mr. Mayor.

MAYOR MESSAM: How are you? Welcome.

MS. STEVENS: Madam Vice Mayor, Commissioners, Deborah Stevens, Community Development Administrator. Before I begin the presentation, I want to point out there was one minor change to the resolution on page three, section two. The City Manager -- I'm sorry, the Mayor was replaced by City Manager as the person designated to execute any documents or certification that the Florida Housing Finance Commission might require. So you would have the updated resolution. It's on page three, section two. This item, the State House Initiative Partnership (SHIP) Local Housing Assistance Plan (LHAP) for the years 2019 to 2022. Our SHIP Act requires that any local government adopt a one to three year LHAP, which basically outlines how the funds are to be spent. Our current LHAP will expire this June 30, and the LHAP that we're presenting to you tonight contains all the existing strategies, our strategies are referred to as programs, and these programs are owner-occupied rehabilitation, purchase assistance, emergency repair, acquisition and rehabilitation, security/utility deposits, disaster mitigation, foreclosure prevention, and community land trust. We're also adding one new strategy this year, and that is the rental housing strategy. What this strategy does is allow us to promote acquisition or

construction of affordable housing. We also include approve taking revisions that were made to the existing LHAP from 2016 to 2018. There's also language for the Home Investment Partnership program, which is administered -- which will be administered according to the LHAP. We also include recapture and affordability restrictions, which will be governed by the City's inter local agreement with Broward County. The City is part of the consortium of Broward County for the Home Investment Partnership Program. And, finally, it also includes incentive strategies that are recommended by the 2018 Affordable Housing Advisory Committee that was passed by Resolution 19-116. This LHAP requires citizen participation, and so a notice was placed in the Miami Herald, the Sun Sentinel, and the Caribbean Today, and going forward, we're also going to add one additional local newspaper to advertise for public notices. There was a 30-day public comment period from March 17th to April 16th. A public hearing is tonight. We have not received any comments to date, but if we do receive comments, they will be noted when the LHAP is sent to the Florida Housing Finance Corporation. 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? Back to the dais. Are there any - I don't see any speakers. I have a motion?

COMMISSIONER CHAMBERS: Motion to approve.

VICE MAYOR DAVIS: 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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Commissioner Chambers, seconded by Vice Mayor Davis, to approve Resolution #R6930, the Commission voted:

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

Resolution No. 19-109

OTHER BUSINESS

Reports and Comments:

Commissioner Reports:

MAYOR MESSAM: Item number 14, please.

- 14. Temp. Reso. #R6654 requesting Broward League of Cities Board of Director Appointments.** *(Mayor Wayne M. Messam)*

CITY ATTORNEY COLE: Item number 14 is a resolution of the City Commission of the City of Miramar, Florida, requesting Broward League of Cities Board of Director Appointments; and providing for an effective date.

MAYOR MESSAM: All right. This is our annual appointment to the Broward League of Cities Board of Director appointments for the annual meeting, which will take place, I think, next month. Currently, right now, I serve as the chair. Commissioner Colbourne serves as the -- not the chair, but the rep -- the Board member, and Commissioner Colbourne serves as the -- the -- I'm not sure of the formal title. Is it the alternate Board member?

COMMISSIONER COLBOURNE: Alternate, I believe.

MAYOR MESSAM: Yeah, alternate Board member. So is there any desire to move forward? Are you -- I'm still in a position to serve, so are you still willing to serve?

COMMISSIONER COLBOURNE: I am. There is a second alternate as well, isn't there?

MAYOR MESSAM: Yes. A second alternate, and Commissioner Chambers.

COMMISSIONER COLBOURNE: Yes.

MAYOR MESSAM: Yeah. So everyone still in a position to -- okay. All right. Okay. So on that note, I'll take a motion.

VICE MAYOR DAVIS: Motion to approve.

COMMISSIONER CHAMBERS: 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: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: Yes.

On a motion by Vice Mayor Davis, seconded by Commissioner Chambers, to approve Resolution #R6654, the Commission voted:

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

Resolution No. 19-110

MAYOR MESSAM: Item number 15, please.

15. Temp. Reso. #R6949 amending the **City Commission Procedures** to require advance notice to be provided to the Commission when the Mayor will be absent

from the tri-county area for twenty-four hours or more. *(Requested by Vice Mayor Alexandra P. Davis) (City Attorney Jamie Cole)*

CITY ATTORNEY COLE: Item number 15 is a resolution of the City Commission of the City of Miramar, Florida, amending the City Commission Procedures to require advance notice to be provided to the Commission when the Mayor will be absent from the tri-county area for twenty-four hours or more; and providing for an effective date.

MAYOR MESSAM: This item was brought -- was requested by Vice Mayor Davis. You're recognized.

VICE MAYOR DAVIS: Thank you. Yes. This was brought up at the previous Commission meeting. I'm pleased to see that the City Attorney has worked on it, and I'm hoping that its approved today, so that we can move forward. What it is is -- I think it was twofold? It was to ensure that if the Mayor is -- is absent for 24 hours or more outside of the tri-county area, that the Commission is notified 48 hours in advance. I would suggest -- I'm trying to figure out how that would be done, if it's best to do that through the City Manager's Office to let us know, so that he would get the information from your office, the Mayor's Office, and then, maybe, notify us. I'm not sure if that would -- that would work best, because I think the City Manager would need to know what's going on in case of an emergency in the City, and know who to call. And if the Mayor is not here, and there needs to be a spokesperson, then the City Manager would have to go ahead and notify the Vice Mayor in that -- in that instance.

MAYOR MESSAM: Are there any members from the public that wish to comment on this item? Any members from the public that wish to comment on this item? Seeing none, back to the dais. What my response is no different than what I stated before from the last meeting. Mr. Attorney, by Charter, what are the required -- what are the required duties of the Mayor, in terms of physical presence in -- in -- in -- in the City of Miramar?

CITY ATTORNEY COLE: Well, the Mayor is required to be a resident of the City --

MAYOR MESSAM: No, in terms of executing of the duties of mayor.

CITY ATTORNEY COLE: Other than -- other than being the presiding officer at the City Commission meetings, and doing ceremonial functions within the City, there's no specific requirement that the Mayor be -- or any of the Commissioners be within the City at any given time.

MAYOR MESSAM: Okay. So presiding over City meetings, how many meetings do we have per month?

CITY ATTORNEY COLE: We have 22 a year, approximately; two a month, except for the breaks.

MAYOR MESSAM: Okay. So two a month, 22 per year, all right, and also there may be - there may be an instance where there's provisions in the charter, where members from the Commission can call a special meeting, or the City Manager, correct?

CITY ATTORNEY COLE: Yes. Either the Mayor, the Manager, or three Commissioners can schedule a special meeting.

MAYOR MESSAM: Okay. And what is the notice period for that?

CITY ATTORNEY COLE: Unless -- for emergency meetings it may be different, but normally we need to have at least 48 hours.

MAYOR MESSAM: So -- personally, I think that -- now if we're saying every Commissioner, if they're leave out of the tri-county area should notify the City, then it's okay, one for all, okay. My private life, my private business, I'm -- I'm oftentimes out of the tri-county area, my private business life, right. And, currently, right now, if there is an emergency that needs -- where the City Manager would need to contact the Mayor, I'm available by phone. And if there's a situation where there requires to be an emergency meeting, there is no reason why an emergency meeting -- the emergency meeting would be called -- the likelihood of an emergency meeting being called the same day of that meeting is very unlikely. Perhaps, it would be an emergency meeting the next day to allow for anyone who could be anywhere to be able to attend the meeting. So if the issue is being able to attend an emergency meeting, which can take place, but since being in office 2011, not one has ever been called -- in fact, not even -- I can't even recall a special meeting. So I'm just trying to understand what is the, first, a concern or the issue of the Mayor attending a meeting? I've been in office since 2011 and have not missed one Commission meeting, not one workshop. So I'm just trying to understand what is that requirement. And, if by chance, there is a provision by Charter that if the mayor is not here, the Charter already provides for the vice mayor to preside in the absence of the mayor, that's by Charter. I lean on the Charter. You can decide what you want to decide tonight, but I won't be babysat to attend meetings I never miss, and have yet to miss. Even in duties when serving on boards representing the City, if I'm unable to attend, my office notifies the alternate. That's just general, professional courtesy. So if you want to list the mayor, the vice mayor, and all commissioners report when you're out of the tri-county area, I mean that's -- if the issue is being able to reach the Mayor, I'm available by my phone that the City pays for. If I can't physically be there, then the Manager will contact the vice mayor at the time and say, "The Mayor is not in a position to attend this emergency situation." As vice mayor, you are the presiding officer. Those provisions are in the Charter. So I think it's an overreach. I think it's unnecessary. I'm not questioning whatever concerns there are, but the record of participation, service is solid. Perfect attendance. Perfect. So whatever sentiments are on this dais, you can vote as you choose, but as I said before, my professional life takes me out of this county, and I've never missed a meeting. I'm not going to be babysat for no particular reason, and that's what I -- that's my position. So decide as you choose. I will stand on the Charter, and I'll lean on the Charter, which makes the provision when the mayor is not available, the vice

mayor presides, period. Commissioner Barnes -- Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: I'm -- I'm -- I'm a little troubled by this proposal as well, because, very frankly, I see it as what I'm calling reactionary legislation to occurrences that are unusual, once in a lifetime, and to -- to repeat your choice of words, an overreach. Absolutely no need whatsoever for this insertion. As you have said, and as all of here understand, the Charter is very, very clear on these things. In addition, I speak from the perspective of being a commissioner who has missed two meetings since -- and I've been here for 15 years. In fact, one of the meetings that I missed needed a super majority for an item to pass, and I was able to vote on that agenda item from out of country, all accounted for in our Charter. The need for this, in my opinion, doesn't even exist.

MAYOR MESSAM: Vice Mayor Davis, followed by Commissioner Chambers. Vice Mayor, you're recognized.

VICE MAYOR DAVIS: Thank you. I did not bring this item just because of attending meetings twice a month. That is not the reason. And it's not about any particular person who is mayor at this time. It's about the general issue of a mayor and a vice mayor. The general courtesies that should exist that don't -- are nonexistent. As far as I know, the mayor is the one who signs off on proclamations. You don't need to be in at a commission meeting for that. The mayor is the one that signs on MOUs. Not a commission meeting for that. There are other issues that come about that a mayor has to be present to do. So much so that even just today somebody called me and said, "You know what, I've asked for a proclamation to be done. I don't believe the Mayor is going to be able to deliver. He's basically running here, there, the other -- That's the -- that was the concern. And wanted me to know that they do want this proclamation to be done and ready for a certain timeframe. And so, whereas we can talk about just attending meetings, and make it more personal, this is not personally about you, Mayor Messam. This is, basically, just a common courtesy that I think is just lacking to let a deputy or vice mayor know that you're not going to be available, or the mayor, whomever they are, is not going to be available. And in the spirit of what I wanted to achieve, again, it's not about your record of attending meetings. That's not what I'm concerned about. And to just think that your position of mayor is limited to showing up at meetings twice a month, that is not at all the extent of the duties from what I see. I can't sit around here and sign proclamations and do MOUs. And that is part of your duty. And so that is where this is coming from.

MAYOR MESSAM: Well, I'll respond to that. Everyone to your right has served as vice mayor. And I can honestly say that each and every one of them has been extended the professional courtesy, as it relates to my unavailability to be mayor, in which it would require them to serve as mayor in their capacity as vice mayor. And if not -- if that's not the case, speak up now. This is your first full meeting after being selected as vice mayor. Not one incident has come before me that you have presented or should have been presented to you, where you would serve in the capacity as mayor in my absence, where you could make a claim that there was not professional courtesy. So the basis is fully on

assumption on what might happen, when the precedent and common courtesy to the vice mayor that has served in the years I've been mayor, since 2015, is not consistent with that assumption. Someone calling with a concern of "if" the Mayor would be available for -- to produce a proclamation -- I will remind you, perhaps you are not aware, there are procedures for requests for proclamations. And, again, our colleagues to your right have made several proclamation requests that I have delivered, even when they were short of the required period of notice for the proclamation. As soon as, perhaps, "I need a proclamation for tomorrow. Can you please do it, Mr. Mayor." So, as I stated before, and this will be my last comment, and anyone else can comment, and I will have no further comment. Vote as you choose, but I will not comply, because I stand on the Charter. Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Thank you, Mayor. I think we're spending way too much time on this item. I'm looking at staff. They been here all morning, from this morning, they need to go home. I don't think this is a overreach, but I'm not going to support this item tonight. I'm going to table it. I'm going to come back and look at it. From what I'm seeing, this and the Mayor own statement, this will not apply to him, because he never miss a meeting, so I don't think he have to worry about this. But if we continue with this, I'm going home, bottom line. Staff need to go home. Should be wrap this up. Table this item, we come back, we deal with it later.

MAYOR MESSAM: Commissioner, it does apply to me, because it's saying if I -- if I go to Orlando on a private business activity, that does not conflict with my duties as Mayor of the City of Miramar. I have the right to do so. And, as I said, I was not elected -- the residents of this city did not elect me to be babysat. They elected me based on the Charter of this city. And, as I said before, I will not comply.

COMMISSIONER CHAMBERS: I have all confidence in our Mayor, that he will not miss a meeting. I haven't seen him miss one yet, so I don't know what the issue is. If you're in Orlando on business, you're not going to miss a meeting, because I'm sure you're going to be back here for the meeting.

MAYOR MESSAM: Commissioner Colbourne, you're recognized.

COMMISSIONER COLBOURNE: Thank you. In listening to the conversation here this evening, it seems to me that the issue is more closely related to proclamations than meetings. Vice Mayor Davis, may I suggest that we, perhaps, we take a look at the procedures -- perhaps you take a look at the procedures as it relates to proclamations, and -- and maybe the attorney can make some changes to that -- that may solve the -- solve the issue or the perceived issue that -- that -- you know, the issues that could exist. If -- if proper notification is not given, rather than going this route, would that be -- would that be okay with you.

VICE MAYOR DAVIS: We could look at the procedures for proclamations, as well as MOUs and any other administrative duties that have to be performed, and that may be

needed to be performed when the Mayor is absent. So I'm willing to take a look at that, because it's -- again, my concern is not so much about the meetings. It's what happens when there is no meetings, and there's some administrative stuff that needs to be taken care of in the absence of the mayor.

MAYOR MESSAM: A proclamation requires seven days' notice. Because we are all colleagues representing nearly 150,000 residents in this city, for the record, 90 percent of all proclamation requests are typically less than three days in which the event is to take place. And our procedures state that requests should be in at least a week in advance to allow the office to present. I have yet to deny a proclamation, even when it's been requested a day before. And we just had a recent situation where we had a proclamation request a day before a wake that was taking place out of the country, and I honored it. When I get a request from any of the Commission's offices, I don't see that request coming from the Vice Mayor, or any of the Commissioners, I see the request coming from our resident, and that is why I don't abide by that procedure. So am I a violator of the procedure? Yes. Can I deny the request, can I think of my assistant who has to put together the request to produce the proclamation, even on Fridays when they're not in the office, requests come in for Saturday? Have I yet come to this dais and complained? No. We're colleagues. I'm a professional. I take this position seriously. And I know each of you take these positions seriously as well, and we all try to serve as best as we can. And I have yet to see an MOU be presented to my office that needed signed that day. Without question, our calamity is going to fall upon the City of Miramar. It just doesn't work that way. Memorandums of understanding typically are events that are planned that all the Commission attends, or it's something that takes place at this meeting, a memorandum of understanding. A memorandum of understanding would be an act of this Commission. So I just want to put this into perspective. Commissioner Barnes, you're recognized, sir.

COMMISSIONER BARNES: I think it is disingenuous to even suggest, imply that it has anything to do with proclamations. Discussions in our last Commission meeting point directly to the fact that the Mayor has sought to run for the president of this country. That is where this is. I have no fear whatsoever of contradiction. Mr. Mayor, you disappoint me. You said you were not going to speak about it anymore. I beg this Commission to vote on this and go forward.

COMMISSIONER CHAMBERS: My motion is to table this item.

VICE MAYOR DAVIS: I have a request.

MAYOR MESSAM: Vice Mayor Davis, my apologies. You're recognized.

VICE MAYOR DAVIS: In -- when I brought this item up, I made mention of previous administrations that were not forthcoming when they were out, in terms of the duties. I made mention of the fact that -- in terms of these items, like proclamations and so on, I made mention of many things. This is not about Mayor Messam, it's about the process

of getting things done in the absence, whether you're running for president or not. That's not the issue here. This has gone on before. I mentioned that I was vice mayor before, and what I had experienced. And so for someone to sit there and say what was going on in my headspace when I brought up this item is just not correct, and that's all I'll be saying on the item. It -- it can be denied. I have no problem. You can make a motion. Somebody has mentioned to table it, but in the form that it is, I'm -- I'm agreeing to looking at the proclamation procedures, the MOU procedures, because in the Mayor's own words, he doesn't deny someone who wants a proclamation in a day. But if you're not here, then what? It gets denied.

MAYOR MESSAM: But we have procedures that says seven days.

VICE MAYOR DAVIS: I get you. But your practice has been doing it even if it's a day.

MAYOR MESSAM: But I would be in compliance with our procedures, Madam Vice Mayor.

VICE MAYOR DAVIS: And so if the idea is that it's done in a day, and for some reason, that particular time you can't do it in a day, and it's an expectation, even though there are procedures, which you -- you say you -- you --

MAYOR MESSAM: I said I have. It shouldn't be common practice, out of professional courtesy.

VICE MAYOR DAVIS: Right. And -- and I get you. And you -- you know, you've had your time. I'm just relating what I'm saying here, as to the reason why I really pushed for the item. But, again, I'm okay with looking at the procedures for proclamations and MOUs, and such the likes, some of the administration procedures, which I think is fair enough to look at.

MAYOR MESSAM: Do I have a motion? Commissioner Chambers?

COMMISSIONER CHAMBERS: Mr. Mayor, yeah, we need to close it down. I'm a yes on the item, but I'm not voting yes tonight. I'm tabling the item, because I have things I want to add to it. So can we -- my motion is to table the item.

VICE MAYOR DAVIS: Second.

MAYOR MESSAM: Record the votes.

CITY CLERK GIBBS: Commissioner Barnes.

COMMISSIONER BARNES: Are we voting to table the item, or are we voting --

MAYOR MESSAM: That's the motion on the floor, to table the item.

COMMISSIONER BARNES: No.

CITY CLERK GIBBS: Commissioner Chambers.

COMMISSIONER CHAMBERS: Yes.

CITY CLERK GIBBS: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes.

CITY CLERK GIBBS: Vice Mayor Davis.

VICE MAYOR DAVIS: Yes.

CITY CLERK GIBBS: Mayor Messam.

MAYOR MESSAM: No.

On a motion by Commissioner Chambers, seconded by Vice Mayor Davis, to table Resolution #R6949, the Commission voted:

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

Approved

MAYOR MESSAM: On to Commissioner reports. I'll start this week. Last evening City of Miramar, we hosted the Eighth Biannual Jamaica Diaspora Conference Miami Launch, where we were -- had the honor of hosting and receiving keynote address from Prime -- Minister of Foreign Affairs & Foreign Trade Senator, the Honorable Kamina Johnson Smith, encouraging the diaspora to attend the Eight Biannual Jamaica Diaspora Conference in Kingston, Jamaica, June 16th through 20th this summer. Haitian Heritage Cultural Celebration, a partnership with the Haitian-American Chamber of Commerce will take place on Sunday, May 5th at 6:30 p.m. with Joel and Mushy Widmaier Jazz Concert. It will be taking place right here at the Miramar Cultural Center. For information, you can dial 954-602 -- or you can visit miramarculturalcenter.org. And that is in recognition of Haitian Heritage Month, which takes place next month in May. I'll have my first Conversations with the Mayor at Cool Runnings restaurant on Wednesday, May 15th from 11:30 a.m. to 1:30 p.m. This series is the annual series for residents to meet and discuss with me your concerns or adoration of the City. I do this at this time of the year, so that information can be compiled as we prepare for our upcoming budget season, so that

residents' priorities can be suggested with the prospects of consideration for the upcoming fiscal year. I am proud to announce the second, annual Mayor's Summer Technology Boot Camp that will take place June 17 through June 28. This boot camp is actually first come, first serve basis. It's for Miramar students grades 10th through 12th grade. This is a very important technical boot camp. I encourage parents to get your kids enrolled in this program. We are entering into a society that has already entered into the gig economy where automation, virtualization and artificial intelligence is, basically, redefining the definition of work, and displacing people at a significant rate. And our future generation needs to be exposed to the technologies and the work skills that will not only have them as valuable individuals to participate in this new economy, but my goal is to make sure that they become innovators and producers of the next solutions that will power our nation moving forward. So contact my office at 954-602-3198. This technical boot camp is free to Miramar high school students, grades 10 through 12, and you must register by May 24th, but don't wait until that date, because the seats will fill up. And, currently, right now, the Miramar Youth Advisory Council we are accepting applications. You must be a current freshman or sophomore for application for this wonderful program that allows -- we select the best and the brightest from our Miramar high schools, including Miramar High School, Everglades High School, as well as Somerset Academy. Every year it continues to impress me the caliber of students that it's a very tough process to select from, and we just have some amazing students in the City of Miramar, and they always represent us well, and remain as the gold standard youth advisory council in the country. And a reminder that we are well on the way in the Wyland National Mayor's Water Conservation Challenge, and it ends on April 30th, so make sure to take the pledge in conserving water for the month of April. And the web address to register is www.mywaterpledge.com. So let's get in the splash and save water. And, finally, I know the Commission has decided to table item 15, and I'll just state again that I will be as professional and courteous in fulfilling the duties of mayor, and I will always be available to assist my colleagues in my various requests, in terms of proclamations, and being available to serve my duties. And -- and if whatever exercise arises out of item number 15, it's fine. And, as I said, I will not be complying with anything that will require me to notify anyone for that -- I always -- the Manager always knows when I'm out of town, and how he can reach me, and if I need to be in the City of Miramar to fulfill any duty, I'm here. And that's where I stand. I respect the right of my colleagues to go through whatever exercise they choose, in terms of deciding what our Commission procedures may be, but, for the record, I feel that it is overreach, and I feel that the Charter outlines what those duties are. And I will faithfully uphold those duties, as I swore under my oath when I assumed this office. I would like to wish everyone a blessed Holy First Friday -- Good Friday, and I would also wish you and your families a Holy Easter and Resurrection Day on Sunday. God bless you. I'll start from Vice Mayor, and move down towards Commissioner Barnes. Vice Mayor, you're recognized.

VICE MAYOR DAVIS: Thank you, Mayor. There are a couple of items, and I do believe we have some video, which will speak for itself. Sunday, of course, is Easter Sunday. Myself, along with Commissioner Maxwell Chambers, and the COOL Church, will be

celebrating with a major egg drop here on the grounds of City Hall, and so we're encouraging folks to come out and bring their kids to enjoy the Easter celebration.

MAYOR MESSAM: Thank you, Vice Mayor.

VICE MAYOR DAVIS: No, I'm not done.

MAYOR MESSAM: Okay, sorry.

VICE MAYOR DAVIS: Do we have the video? (Video shown) Thank you so much, and hope to see residents bring their children out for that fantastic event here, right here at the plaza on this Sunday. In addition, we have Haitian cultural celebration, of course; the month of May is Haitian-American Month, it's designated that way, and we celebrate here in the City of Miramar. Along with Community Access Center, which is a nonprofit organization helping our community here in the City, we are collaborating on this event. We'll have live performances, and a guest speaker, who is former Senator Daphne Campbell will be in attendance to speak to the community. And so we also again have a quick video here. (Video shown) Thank you so much. That's all I have this evening.

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

COMMISSIONER COLBOURNE: Thank you very much. I have a few things I'd like to share. First of all, my condolences to the Stephens family and filled with gratitude for the service of Sallie Stephens while she was on this Commission, and throughout her career here in the City of Miramar. Also, my heart -- prayers goes out to -- to the -- to the people of France, Catholics around the world, and all those who feel a sense of loss for the fire of the Notre Dame Cathedral. A couple of other things that I wanted to mention. On Friday, April 26, I will be hosting a special event on cervical cancer awareness with Dr. Nasar Ahmed of FIU, from 6:00 to 8:00 p.m. This event will be held at the Ansin Sports Complex Community Hall. Dr. Nasar is seeking participants to join a focus group to discuss cervical cancer, and how it can be detected in early stages and not advanced stages. Study shows that women of Caribbean and/or African-American descent between the ages of 22 and 65 are prone to this type of cancer. We're asking participants within these demographics -- we're seeking participants within these demographics. Participants will receive a gift card for their participation. And, basically, they will be host -- they will be having a discussion as to how -- you know, how can we -- how can we get women to -- to do that early screening, what is it -- you know, what is it has to be done, so that we can make sure that we get that screening and early detection. I attended -- anymore information that's needed, you can contact my office, 954-602-3143, on this event as well. I did attend earlier this week -- I attended a census event that was held by Congresswoman Debbie Wasserman Schultz to -- to educate the community -- well, I should say the leadership in the community. There in attendance were Commissioners from different areas, different municipalities, as well as many community individuals. And the purpose was really to educate us on -- on the Census. The Census is coming. It is

something that we all need to be aware, and we all need to be aware that -- that we -- we need to encourage residents to participate in the Census. So I just want -- to, first of all, you know, bring the awareness to -- to my Commissioners, my colleagues here, and to get more involved, and definitely find out -- make sure -- find out more about it, make sure you're aware of what's going on with it. One of the things that we were asked to do was to set up a complete count committee, and since -- since have discussion with both the City Manager and the City Attorney. I suggest look into that, get some more information on it, and see what is it that -- that we -- we would need to do, and then bring something back to the Commission on that. So that's -- that is forthcoming. The other thing I wanted to -- to bring to your attention -- I have one more. I think that -- that's it for today. Just Happy Easter to everyone. This is -- this is Holy Week, and I know it's a time of prayer, so, you know, I do -- I do pray for -- for everyone, and ask that those that observing Holy Week, that they have the strength to continue to go through their sacrifices during Lent season. Happy Easter to everyone, thank you.

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

COMMISSIONER CHAMBERS: Thank you, Mayor. I'd like to give another special condolences to Marilyn Stephens, Sallie Stephens daughter. And she is just like her mother, always doing a lot of great work in our -- in our community for as long as I known her. As Commissioner Colbourne spoke of the Census, she is always front and center of the Census here in South Florida, so I have no doubt she will be out here again working hard, putting teams together, getting us galvanized to makes sure everyone is counted, so we can get our share of funding from the federal government to come back to Miramar. So I want to thank her for all the years of service doing the Census. I remember in the last Commission meeting, we had recognition, employees' recognition, and I -- we were caught up in workshop, so we missed some of the employees, so I want to give another shout out to those employees who made 20 years or more. And especially Mr. Reggie Taylor. He's someone who works at various facility throughout the City over the years, and did a fantastic job. Not only that, from my understanding is that there was a mayor that was here to support him, Oliver Gilbert from Miami Garden, so that should speak volume to Mr. Taylor character. So, once again, thank him so much for maintaining Ansin Sports Complex well. Also, when he was at Vizcaya, he did a fantastic job. And, from what I heard, when he was also at the facility in Historic Miramar. So, to him and all those employees that I missed, and even the ones that I saw when -- when I came down. Thank you, and congratulation. Once again, we have our college workshop coming up this weekend. We teach high school student how to apply and receive free money for colleges, so this coming Saturday, April 20th is our next workshop. We want to encourage everyone to spread the word for these student to come out and get this free information. It's a two-hour workshop from 12:00 to 2:00, and they get hours, double hours for high school. Also, once again, April is Financial Literacy Month. We kicked off this past weekend, it was fantastic. Thanks to all the City employees who came out, but we need more support. This is vital information. The class was very good. Thanks to Mrs. Susan Gooding. And this weekend again, it's another workshop at 7000 Miramar Parkway,

which is the Youth Enrichment Center. I could do some incentive for those of you, if you bring four people for this workshop, I'll make sure you get two tickets to my Mother's Day Eve event. Just got to bring four, and I will give you two tickets to our workshop -- not workshop, to the Mother's Day Eve gala -- event. So this estate planning will be from 11:30 to 1:30 p.m., so please come on out and support. Also, May 11th will be my Mother's Day event. It's a reception, award, and a play, and this is a real inspirational play, "I got a Man", and it's very inspirational; everyone going to love it. It's a two-hour -- hour play, 17-member cast. It's very economical; \$20.00 per ticket, and 25. And what I'm trying to do is give back a proceed to women veterans who are homeless in Broward County. So I'm going to ask that anyone that comes, they could bring a \$1.00 donation, and I will add to that and give back to all these women veterans that are homeless right here in Broward County. I just want to say, earlier we have our elementary schools here in Miramar did a fantastic presentation. It was very enjoyable. But I think that when we put these things together, we have to keep in mind these students need to prepare for school the next day, so maybe we can break it into two Commission meeting, and have them two different -- come twice -- like one set of student come one meeting, and the next student come. If not, we have our Cultural Arts Center and a amphitheater. We could do a big event, and have these kids showcase their talent. Art is a big thing, and lack of funding, we need to create awareness, and get the resident involved, and we can raise money to support these schools, to make sure our children can continue to do art in the school. And that's just my suggestion. I want to wish everyone a Happy Easter, and I see you back here tomorrow, next week, next month, next year, thank you.

MAYOR MESSAM: Thanks, Commissioner. Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: Just to add my sentiments regarding Commissioner Sallie Stephens. I've missed her for a while. We call to each other across the lake in our backyard. I've missed her for quite a while, because she's not been outdoors in quite a while. We send our prayers to her family. Thanks going out to staff members for facilitating the

CITY ATTORNEY COLE: Yes. Thank you, Mayor. Two things. I'd like to announce some executive sessions. Pursuant to Section 2860118A gov -- Florida Statutes governing public meetings, I, as the attorney for the City of Miramar, wish to advise the City during this public meeting that I desire advice concerning the Citizenship Drive we had a couple of Saturdays ago. I -- I -- I'm indebted to staff for the incredible work they do. We were going to run the session from 9:00 a.m. until one o'clock. Staff was with us until 4:00. We were able to process 70 applicants who have now been able, hopefully, to mail off their applications to Immigration & Customs Enforcement. And I also thank staff for the placing of the sign at Island Drive, indicating that the work is going to begin in landscaping the area that was decimated following Hurricane Irma in 2017.

MAYOR MESSAM: Thanks -- thanks, Commissioner Barnes. Vice Mayor, you omitted an event?

VICE MAYOR DAVIS: Yes, I did omit something that is very significant. This past Monday, we did have the media launch for the Reggae Girls World Cup sendoff celebration here in Miramar. I'd like to thank staff who participated to make it possible. From the Parks Department, we have Liz Valera; from Marketing, we have Regina squared, the two Reginas there, of course, our ACMS, and our City Manager, who were in attendance. We certainly appreciate that, and my colleagues who attended, Commissioner Colbourne and Commissioner Chambers. We had a really good event. It brought out the press, and made awareness of the Reggae Girls being the first Caribbean nation to qualify for the World Cup in France, no less, and we are very proud of their accomplishments. They will be in the City of Miramar. They will stop in South Florida. They -- they're going to stop here in Miramar on their road to France, and that period will be from May 20th to the 24th. And during that time, we'll have a sports summit here at the banquet hall. We'll have some of -- the captain from the team, one of their coaches also in that summit. There's also going to be a reception for the girls. The Reggae Girls Foundation is looking for funds, actually, to assist the girls in their road to France. And then they're going to culminate on the 23rd with two matches: one is a celebrity soccer game, and the other one with the Reggae Girls, so you'll get more information as we have things confirmed. And we'd just like, again, to congratulate those -- this is under the auspices of Consul General of Jamaica Oliver Mair, and Jamaica Tourist Board, and others, and we hope that we'll be good hosts to the Reggae Girls before they make it off to France. Thank you.

MAYOR MESSAM: Thank you, Vice Mayor.

City Manager Reports:

MAYOR MESSAM: Mr. Manager, you have any reports? Okay.

City Attorney Reports:

MAYOR MESSAM: I know our City Attorney has two very important issues that we have to quickly get some direction on. Thank you. You're recognized, sir.

CITY ATTORNEY COLE: Thank you, Mayor. The first item is just announcing an executive session. Pursuant to Section 2860118A, governing public meetings, I, as the attorney for the City of Miramar wish to advise the City during this public meeting that I desire advice concerning the litigation of Alejandra Tazza, as the mother and next friend of A.E.R., a minor vs. the City of Miramar. It's Case No. CACE19348108. I ask that we hold an executive session on May 1st, 2019, at 6:30 p.m. Attending the session will be the Mayor, the Commissioners, City Manager, myself, Alison Smith, Sam Zeskind, and Joe Natiello from my office. The second item is a -- is kind of an update regarding the oil drilling in the Everglades. As you'll recall, the owner of the property won -- applied for a permit to do oil drilling just five miles west of the City of Miramar in the Everglades. The permit was denied. They -- they appealed that. Ultimately, the First District Court of Appeals ruled that the FDEP has to issue the permit. That was over the objection of the

DEP, as well as the City of Miramar and Broward County. We moved for a rehearing, asking the court to reconsider their decision, and the court denied that motion. The next step would be to appeal to or try to appeal to Florida Supreme Court. Appeals to the Florida Supreme Court are not automatic. For example, in Circuit Court, if you lose, you can always appeal to the District Court of Appeals. However, once you lose at a District Court of Appeals, to appeal to the Florida Supreme Court, you have to ask their permission, and they have to decide whether to accept jurisdiction. And there's very limited circumstances to accept jurisdiction. We think that we can fit into some of those categories. We would like to try to appeal to the Florida Supreme Court. I've been working very closely with the attorneys from Broward County. They also would like to try. Tomorrow is the deadline to file a notice with the Supreme Court, asking for permission to invoke jurisdiction. We're not sure whether DEP is going to do so, but I do know Broward County wants to, and we'd like -- we've been talking about doing it jointly, as we've done every other step up to this point. So it's -- unless the Commission advises to the contrary, based on the prior resolution of the Commission, it was my intent to work with Broward County and file the notice, and ask the Supreme Court to take jurisdiction of the appeal. But since we had a meeting tonight, it was something I wanted to bring up and make sure everyone is okay with that course of conduct.

MAYOR MESSAM: All right. Thank you, Mr. Attorney. I think our residents have been clear in terms of the importance of this, and outrage of this, and we have pushed this to this point, and I think for the City of Miramar, who -- we have been the lead, in terms of fighting this, and -- and -- and we know that Broward County is ready to take that next step to petition the Supreme Court to rule on our favor, so we have to continue to show a united front, as Broward County, but, more importantly, our city, and all of South Florida. Because, basically, eight million South Floridians are at risk if this process moves forward, in terms of just the outrageous thought of oil drilling in the Everglades, piercing through our water supply. So I'm in support of us joining along with -- continuing our joint effort to fight this. And, if there's not any objection, or if -- I recommend that we move forward with that direction. Everyone says agree.

CITY ATTORNEY COLE: Thank you very much.

MAYOR MESSAM: No other reports, Mr. Attorney?

FUTURE WORKSHOP

NONE

ADJOURNMENT

MAYOR MESSAM: All right, meeting's adjourned.

The meeting was adjourned at 10:31 p.m.

Denise A. Gibbs, CMC
City Clerk
DG/cp