

# City of Miramar, FL

*2300 Civic Center Place, Miramar, FL 33025*



## Meeting Agenda

**Monday, November 5, 2018**

**7:00 PM**

**Commission Chambers**

### **CITY COMMISSION REGULAR MEETING**

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

**City of Miramar**

**Welcome to the City Commission Meeting**

We are pleased that you have demonstrated an interest in the City of Miramar by attending a City Commission meeting. We hope you will attend more of these meetings in the future.

**GENERAL INFORMATION:** The City of Miramar is a municipality chartered by the State of Florida operating under the "City Council - City Manager Plan." The City Commission is comprised of four members and the Mayor selected by the residents of Miramar to serve as the City's governing body. It is responsible for adopting policies of the City, passing ordinances, adopting resolutions and approving budgets. A City Manager is appointed by the City Commission to serve as the administrative head of the municipal government and provides recommendations to the City Commission on policy issues.

The City Commission meeting is a formal meeting of the members of the commission to transact City business. This business is conducted in a manner prescribed by resolution, laws and regulations which require certain formal actions and the following of specific procedures.

The AGENDA is a printed document that lists the order of business for the Commission meeting. The public is encouraged to contact the Mayor or any City Commissioner prior to a Commission meeting to express their views on items appearing on the Agenda.

\* All electronic devices must be turned off prior to entering the Commission Chambers.

The City Commission may consider and act upon such other business as may come before it in the event this agenda must be revised, such revised copies will be available to the public at the City Commission meeting.

**GENERAL RULES AND PROCEDURES FOR PUBLIC PARTICIPATION AT CITY COMMISSION MEETINGS:**

**Who May Speak** - Any individual who wishes to address the City Commission may do so providing it is accomplished in an orderly manner and in accordance with the procedures outlined below.

1. **Speaking on items on the Agenda** - Individuals wishing to speak on matters that appear on the Agenda need only to raise their hand to be recognized by the Mayor. Discussion at Special Meetings is limited to the items referred to on the Agenda for such Special Meetings.
2. **Other Business Items** - These are items placed on the Agenda by the Mayor or a Commissioner and either are requests for the preparation of future legislation or are requests for possible direction to the Administration.
3. **Speaking on items not on the Agenda - Public Participation** - Any individual may speak on any subject pertinent to the City at the second regularly scheduled meeting of each month. Individuals must sign in with the City Clerk prior to the meeting. The Mayor will recognize those persons who signed in, under the agenda item "Public Participation."
4. **Addressing Commission, Manner & Time** - Public discussion during all items is limited to three minutes maximum per person, however, the Mayor at his/her discretion may allow more time. Each person who addresses the Commission shall step up to the speaker's podium and shall give his/her name and address.

The above represents a summarization of the Commission Procedures Resolution. Copies of this resolution are available from the City Clerk's office. Any person requiring auxiliary aids and services at this meeting may call the City Clerk's Office at 954-602-3011 at least two calendar days prior to the meeting.

If a person decides to appeal any decision made by the City Commission with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings and for such purpose may need to insure that a verbatim recording of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

**CALL TO ORDER**

**ROLL CALL/ANNOUNCEMENTS**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

**PRESENTATIONS**

Proclamation: 602-HELP Month. (Mayor Wayne M. Messam)

**CONSENT AGENDA**

Items listed under Consent Agenda are viewed to be routine and the recommendation will be enacted by one motion in the form listed below. If discussion is desired, the item(s) will be removed from the Consent Agenda and will be considered separately. Anyone wishing to comment on any item on the consent agenda should approach the podium now.

1. Minutes from the Regular Commission Meetings of August 22, 2018 and September 17, 2018.

**Attachments:**      [Commission Minutes 082218](#)  
[Commission Minutes 091718](#)

2. Temp. Reso. #R6774 authorizing the purchase of **software and equipment** for the **Police Department** using Law Enforcement Trust Funds in an amount of \$248,704. (*Police Chief Dexter Williams*)

**Attachments:**      [TR 6774 Purchase of Equipment & Software with backup](#)

3. Temp. Reso. #R6827 approving and authorizing the Interim City Manager to execute the **Proposed Traffic Signalization Agreement** between the City of Miramar and Monarch Towne Centre, LTD, for the design and installation of a traffic signal at the east 100' opening on Miramar Parkway for the **Park Plaza Shoppes Plat**. (*City Engineer Bissy Vempala*)

**Attachments:**      [R6827 Traffic Signalization Agreement with Monarch Towne Center, Ltd with ba](#)

4. Temp. Reso. #R6830 authorizing the acceptance of grant funding from the Areawide Council on Aging of Broward County, Inc., in the amount of \$617,140 for the period from January 1, 2019 through December 31, 2019; approving and authorizing the Interim City Manager to execute the funding agreement with the Areawide Council on Aging to provide **senior center services**. *(Social Services Program Officer Katrina Davenport)*

Attachments: [R6830 - ADRC Funding Agreement with backup](#)

5. Temp. Reso. #R6853 approving the **Commercial Rehabilitation Agreement** and **Construction Agreement** for the commercial property located at **6927 Miramar Parkway in Historic Miramar**. *(Community & Economic Development Director Eric Silva)*

Attachments: [R6853 Commercial Rehabilitation Agreement for B&M Bakery with backup](#)

**End of Consent**

**RESOLUTIONS**

6. Temp. Reso. #R6708 approving the **employment agreement** with **Vernon E. Hargray** to serve as the **City Manager**; authorizing the Mayor to execute the employment agreement. *(Continued from the meeting of 10/17/18) (Mayor Wayne M. Messam)*

Attachments: [R6708 City Manager Employment Agreement with backup](#)

7. Temp. Reso. #R6849 approving a **three-year Collective Bargaining Agreement** between the City of Miramar and **Local 2820, International Association of Firefighters (IAFF)** for the period from October 1, 2018 through September 30, 2021. *(Interim Human Resources Director Randy Cross)*

Attachments: [TR 6849 Fire CBA FY 2018 - 2021 with backup](#)

8. Temp. Reso. #R6847 approving a **three-year Collective Bargaining Agreement** between the City of Miramar and the **General Association of Miramar Employees (GAME)** for the period from October 1, 2018 through September 30, 2021. *(Interim Human Resources Director Randy Cross)*

Attachments: [R6847- GAME FY 2018-21 Contract with backup](#)

9. Temp. Reso. #R6845 approving a **three-year Collective Bargaining Agreement** between the City and the **Police Benevolent Association of Broward County, Florida**, representing City Police Officers and Sergeants, for the period from October 1, 2018 through September 30, 2021. (*Interim Human Resources Director Randy Cross*)

Attachments: [R6845 - POLICE CBA FY 2018 - 2021 with backup](#)

10. Temp. Reso. #R6837 approving a **Comprehensive Pay Plan** for Unrepresented Employees for the period beginning October 1, 2018 through September 30, 2019. (*Interim Human Resources Director Randy Cross*)

Attachments: [R6837-CPP FY2019 Upd 10-17-2018 with backup](#)

11. Temp. Reso. #R6786 awarding Request for Proposals No. 18-09-01, entitled **"Turn-Key" Modified Shipping Containers for the Miramar Regional Park Amphitheater** to CEPODS, LLC, and related expenditure for the provision of design and construction services in an amount not-to-exceed \$729,000, with a contingency of \$25,000 for unforeseen circumstances, for a total amount of \$754,000. (*Support Services Administration Senior Project Manager Daryll Johnson and Procurement Director Alicia Ayum*)

Attachments: [R6786 Turn-Key Modified Assembled Containers MRP with backup](#)

### **ORDINANCES**

12. **FIRST READING** of Temp. Ord. #O1704 **amending the Land Development Code**; making findings; amending Chapter 10 relating to **signage**; amending Sections 1002, 1005, and 1007 (Table 1) pertaining to definitions, design, maintenance, general standards, and permanent signs; providing for associated renumbering and relettering modifications; providing for severability; providing for inclusion in the Code; providing for interpretation; and providing for an effective date. (*Principal Planner Michael Alpert*)

SECOND READING SCHEDULED for November 28, 2018

Attachments: [O1704 1st Reading Digital Menu Board](#)

13. **FIRST READING** of Temp. Ord. #O1707 approving the **end-of-year amendment of the Fiscal Year 2018 Operating and Capital Improvement Program Budget**; and providing for an effective date. *(Management & Budget Director Norman Mason)*

SECOND READING SCHEDULED for November 28, 2018

Attachments: [O1707 - 1st Reading Final Budget Amendment with backup](#)

14. **FIRST READING** of Temp. Ord. #O1715 **amending the City Code Chapter 15 “Pensions”, Article V “City Retirement Plan and Trust Fund”, Division 3 “Benefits”; amending Section 15-312 to provide for a 3.25% multiplier for the first twenty years of credited service and 3% thereafter; amending Section 15-337(a) to provide for a 9.5% employee contribution; providing for severability; providing for codification; providing for an effective date.** *(Interim Human Resources Director Randy Cross)*

SECOND READING SCHEDULED for November 28, 2018

Attachments: [TO 1715 - 1st Reading GE Pension Plan Enhancement with backup](#)

### **PUBLIC HEARING**

15. **SECOND READING** of Temp. Ord. #O1709 amending the City Code at Chapter 2 “Administration,” Article III “Boards, Committees and Commissions,” Division 1 “Generally,” Section 2-54 “Procedures for Commission appointment of members to boards, committees, authorities and agencies; procedure supplemental,” to **require City board and committee members to resign from a City board position upon seeking elective political office**; and providing for an effective date. *(Passed 1st Reading 10/17/18) (Vice Mayor Yvette Colbourne)*

Attachments: [O1709 2nd Reading Requiring Resignation from City Board to Run For Office](#)  
[O1709 1st Reading Requiring Resignation from City Board to Run For Office](#)

16. **SECOND READING** of Temp. Ord. #O1711 amending the City Code Chapter 15 "Pensions", Article VI "**Senior Management Pension Plan and Trust Fund**," creating Section 15-355(j) of the Management Plan to permit in-service distributions to the City Manager or Interim City Manager as permitted by the IRS Code and Treasury Regulations; providing for severability; providing for codification; and providing for an effective date. **(Passed 1st Reading 10/17/18)** *(Interim Human Resources Director Randy Cross)*

Attachments: [O1711 2nd Reading Amending Section 15-355\(j\)](#)  
[TO 1711 First Reading Amending Section 15-355\(j\)](#)

### **QUASI-JUDICIAL PUBLIC HEARING**

All who wish to speak shall be collectively sworn in. City Attorney will then read the title of the item to be considered. Staff shall present a brief synopsis of the application and make a recommendation. Next will be a presentation by the applicant. The Commission will then hear from participants in favor of and in opposition to the application. The applicant, staff and or any Commissioner may cross-examine the witnesses, and a participant may request that the board ask questions of a witness. The public hearing will conclude with final remarks by staff and the applicant. No further presentations or testimony shall be permitted. All decisions of the Commission must be based upon competent substantial evidence presented to it at the hearing. All backup materials provided to the City Commission, as a part of the agenda will automatically be made a part of the record of the hearing. All approvals will be subject to staff recommended conditions unless otherwise stated in the motion for approval.

17. **FIRST READING** of Temp. Ord. #O1710 considering **Application No. 1701999, Rezoning** a 4.62-acre parcel, a 4.81-acre parcel, and a 4.81-acre parcel from Rural (RL) to Residential 1 (RS1), located at 14200, 14299 and 14201 Southwest 41st Street, respectively; and providing for an effective date. **(Staff recommends continuance to the meeting of January 16, 2019)** *(Principal Planner Michael Alpert)*

SECOND READING SCHEDULED for February 20, 2019

Attachments: [ITEM CONTINUED](#)

18. **SECOND READING** of Temp. Ord. #O1695 considering **Application No. 1707473, Rezoning** a 0.59-acre parcel from Planned Unit Development (PUD) to Residential Multifamily 4 (RM4), located between University Drive and South Douglas Road, north of Miramar Boulevard and south of Pembroke Road; and providing for effective date. ***(Passed 1st Reading on 09/17/2018) (Continued from the meeting of 10/17/18)*** *(Principal Planner Michael Alpert)*

Attachments: [O1695 2nd Reading Sherman Circle Rezoning wih backup](#)  
[O1695 1st Reading Rezoning at Sherman Circle with backup](#)  
[Miramar ExParte Disclosure](#)

19. Temp. Reso. #R6829 considering **Variance Application No. 1707476** from the Pedestrian Landscape Zones Requirement, considering **Variance Application No. 1707478** from Residential Landscape Data Table Requirement, and considering **Site Plan Application No. 1707472** and **Community Appearance Board Application No. 1707474** for a 11,096 square foot 8-unit **Townhome Development**, located between University Drive and South Douglas Road, north of Miramar Boulevard and south of Pembroke Road. ***(Continued from the meeting of 10/17/18)*** *(Principal Planner Michael Alpert)*

Attachments: [R6829 Sherman Circle Site Plan with backup](#)  
[Miramar ExParte Disclosure](#)

20. Temp. Reso. #R6820 approving a **Conditional Use Permit** for removal of fill from **Snake Creek Residential** and **Miramar Residential Plats**. ***(Continued from the Meeting of 10/17/18)*** *(City Engineer Bissy Vempala)*

Attachments: [R6820 Snake Creek CUP Revised with backup](#)  
[Miramar ExParte Disclosure](#)

### **OTHER BUSINESS**

**Reports and Comments:**

**Commission Reports:**

**City Attorney Reports:**



**City Manager Reports:**

Senior Affordable Housing Unsolicited Proposal Update. (Economic & Community Development Director Eric Silva)

**FUTURE WORKSHOPS**

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

**DATE & TIME TBD Miramar/Pembroke Pines Chamber of Commerce Commission Chambers**

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

**DATE & TIME TBD Sister Cities Update Commission Chambers**

**ADJOURNMENT**

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

**November 28, 2018 at 7:00 P.M.**