



MINUTES OF THE CITY OF MIRAMAR REGULAR COMMISSION MEETING

APRIL 6, 2016

7:00 P.M.

The regular meeting of the Miramar City Commission was called to order by Mayor Messam at 7:04 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 Darline B. Riggs
Commissioner Winston F. Barnes
Commissioner Maxwell B. Chambers
Commissioner Yvette Colbourne

The following members of staff were present:

City Manager Kathleen Woods-Richardson
City Attorney Jamie Cole
City Attorney Alison Smith
City Clerk Denise A. Gibbs

PLEDGE OF ALLEGIANCE

PRESENTATIONS

Proclamation: National Crime Victims' Rights Week (*Mayor Wayne M. Messam*)

Proclamation: Safe Digging Month (*Mayor Wayne M. Messam*)

Proclamation: HHC, 1ST Battalion, 124th Infantry Regiment Day (*Mayor Wayne M. Messam*)

Proclamation: National Child Abuse Prevention Month (*Mayor Wayne M. Messam*)

CONSENT AGENDA

Mayor Messam pulled item two.

Commissioner Barnes pulled item three.

Vice Mayor Riggs pulled item five.

Commissioner Chambers pulled item six.

On a motion by Commissioner Colbourne, seconded by Vice Mayor Riggs, to approve Consent Agenda Items 1, 4 and 7, the Commission voted:

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

1. Minutes from the Regular Commission Meeting of March 23, 2016.

Approved

2. Temp. Reso. #R6006 amending Resolution No. 15-185 to provide for local financial support in the form of cash to be paid to **Project Potential/Strive** in an amount not-to-exceed \$42,600. (*Community and Economic Development Department Director Eric Silva*)

Community and Economic Development Department Director Eric Silva gave a brief presentation on the proposed item, further detailed in the backup. The City Manager recommended approval.

MAYOR MESSAM: Thank you, Mr. Silva. Before I get to my questions, are there any members from the public that have any comments regarding this item? All right, seeing none, back to the Commission. The first question I have, and I think you kind of answered the question, the 142 jobs, is that in addition to the 50 already approved, or it's an additional 92?

MR. SILVA: It's an additional 92.

MAYOR MESSAM: The other item, obviously, we're always excited when we have opportunities to bring companies into our City, especially those that qualify under the QTI program. I just want to share with the public that I am in communication with the

staff in terms of compiling all of our QTI incentive programs, dating back from its inception that are currently still in effect. Because I think it's important, from an economic development standpoint that the City is in a position to provide these financial incentives to create jobs. However, we would like to ensure that our residents have the best opportunity to be at the front of the line for these jobs, for opportunities. Obviously, the agreements aren't tied to hiring Miramar residents, but we want to ensure that our residents: 1) have access to the information; 2) know where to apply; and 3) know where these opportunities are for the companies, once they make their transitions. Because right now, the companies, they're under code name, but once it becomes official, once they do it, once they make their transition, we want to ensure. So I'll continue to work with our staff, because from the Mayor's Office, we'll be launching a Mayor's jobs incentive, with these projects, as well as others, so that our residents can be informed about these opportunities, because I think it's really important that our residents have an opportunity to take advantage of these jobs. And these are, on average, \$50,000 to \$60,000 in many cases, so these are well-paying jobs, and we're just happy to continue this momentum in the City of Miramar, so thanks so much for the great presentation, and keep on bringing in these businesses. Are there any other questions from the dais? If not, I'll entertain a motion for approval.

On a motion by Vice Mayor Riggs, seconded by Commissioner Barnes, to approve Resolution #R6006, the Commission voted:

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

Resolution No. 16-86

3. Temp. Reso. #R6009 approving the Fiscal Year 2015 Interlocal Agreement between Broward County and the City of Miramar for the disbursement of \$124,204 in **Home Investment Partnership Program funds** for expenditures on eligible rehabilitation activities. *(Community and Economic Development Director Eric Silva)*

MAYOR MESSAM: Commissioner Barnes, do you need a presentation?

COMMISSIONER BARNES: No, just a couple questions. Does this figure represent an increase from the last time we looked at this?

MR. SILVA: I think it is an increase. Let me double check with Debbie. Debbie, is this an increase from last year?

MS. STEVENS: Good evening, Debbie Stevens, Client Services Manager. It's about a couple hundred dollars more, not much.

COMMISSIONER BARNES: Just for our residents' sake, remind us who are eligible to apply for these funds, and under what circumstances they apply.

MS. STEVENS: At the last Commission Meeting a couple weeks ago, we changed the requirements, and what we're saying that we're now having minor home repair for low-income individuals. And just to give you an idea of what is considered a low-income individual. It's based on household size and income, so if it's one person in a household, the maximum they can make \$38,750, versus, if they're four persons in the household, they can make \$55,300 to qualify for minor home repair.

COMMISSIONER BARNES: And when we say minor house repairs, give us an idea about that?

MS. STEVENS: That entails code violations, health hazards, items such as weatherization, windows or doors that might be impacted due to the weather. Also, others such as roof repairs, plumbing, flooring, things of that nature. It's a repair program, not a remodeling program.

COMMISSIONER BARNES: Keep looking for some money, please.

MS. STEVENS: Well, we just received our allocation or notice of allocation from SHIP, and it has increased approximately \$270,000 this year, so that's quite an achievement for us.

COMMISSIONER BARNES: Okay, thanks.

MS. STEVENS: So we will be publishing a notice of fundability shortly.

MAYOR MESSAM: At this time, are there any members from the public who would like to comment on this item? Seeing and hearing none, back to the Commission. Are there any questions or comments? I'll entertain a motion.

On a motion by Commissioner Chambers, seconded by Commissioner Barnes, to approve Resolution #R6009, the Commission voted:

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

Resolution No. 16-87

4. Temp. Reso. #R5995 approving the **reappointment** of Dahlia A. Walker-Huntington, Esq., Vincent T. Brown, Esq. and Michelle Austin Pamies, Esq. as **Code Compliance Special Magistrates** for a term of one year commencing July 3, 2016 and ending July 2, 2017; authorizing the City Manager to execute Special Magistrate Services Agreements with the three appointees. (*Chief of Police Dexter Williams*)

Resolution No. 16-88

5. Temp. Reso. #R6001 approving the award of Request For Proposals No. 16-12-10, for **Security Guard Services** at the **Miramar Cultural Center Artspark, Wastewater Reclamation Facility** and the **Multi-Service Complex** to Regions Security Services, Inc; authorizing the City Manager to execute a Security Guard Services Agreement with Regions Security Services, Inc. for an initial three-year term, with the option to renew for two additional one-year terms, in an annual amount not-to-exceed \$196,000 for monthly scheduled services and \$19,065 for additional hours, as needed. (*Procurement Director Randy Cross*)

MAYOR MESSAM: Vice Mayor Riggs, do you need a presentation or have questions?

VICE MAYOR RIGGS: Presentation. Go ahead.

Procurement Director Randy Cross reviewed the subject resolution as set forth in the backup. The City Manager recommended approval.

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

VICE MAYOR RIGGS: As far as the background check, how many years do you go back?

MR. CROSS: For this RFP, we asked for all proposals to provide five years background, to provide any litigation or other issues that may have arisen, and to provide that information in their proposals, so five years.

VICE MAYOR RIGGS: The rest of my questions would be for Mr. Carlos Rivero. You are Mr. Carlos Rivero?

MAYOR MESSAM: Please state your name and address for the record?

MR. RIVERO: Carlos Rivero, Jr., President and CEO of Regions Security. We're located at 7925 NW 12th Street, Ste. 306, Doral, Florida 33126.

MAYOR MESSAM: Welcome.

MR. RIVERO: Thank you very much.

VICE MAYOR RIGGS: Welcome. My question is can you clarify for the Commission and also for our Miramar residents in the community the report from the OIG in reference to Sereca's relationship with SMI, your tenure with those two companies, and Regions?

MR. RIVERO: Yes, during the OIG report, I'm not too familiar with the content or the information, I was employed during that time as an Operations Manager, managing the employees out in the work field, no decision making. I was not an officer or a Director of the company.

VICE MAYOR RIGGS: That was with Sereca or SMI?

MR. RIVERO: With both Sereca Security and SMI Security.

VICE MAYOR RIGGS: During 2006 and 2007?

MR. RIVERO: 2006 all the way through 2009, I worked with Sereca, and in 2009, I worked with SMI Security.

VICE MAYOR RIGGS: In reference to your organizational chart, can you tell me the relationship of some of your colleagues at Regions, and their relationship in reference to Sereca and SMI?

MR. RIVERO: Yes, absolutely. Jose Rubio, he is our current Regional Operations Manager of Regions Security. He worked with me in Sereca, I believe, in 2007 through 2009, and with SMI in 2009. Alejandro Gonzalez, he's our South Florida operations manager, currently employed with Regions Security. He worked with Sereca, I believe, 2008 through 2009 and with SMI in 2009. As far as anyone else, they're all new employees with Regions Security, and those two individuals, I brought them aboard when I started my own company in 2010.

VICE MAYOR RIGGS: Which is Regions, right?

MR. RIVERO: Regions Security.

VICE MAYOR RIGGS: Any of those individuals you mentioned had any decision making at Sereca or SMI?

MR. RIVERO: No, ma'am, no, Vice Mayor.

VICE MAYOR RIGGS: So can you clarify for us, I'm sure you know what the report was from the OIG?

MR. RIVERO: I don't know the content of that information. It was basically above my pay grade during my tenure at those companies.

VICE MAYOR RIGGS: Just for the record, though, the OIG report stated that the investigation concluded that SMI Security Management underpaid the Miami-Dade County Aviation Department a total of \$96,000 and opportunity fees from the period of 2006 to 2007, which is about the time that you and your colleagues were employed with SMI. And, supposedly, the OIG investigated revealed SMI's disturbingly close association with Sereca Security, a company also investigated by the OIG, and who recently had its permit to conduct business at Miami International Airport revoked. So both companies ended up under reporting.

MR. RIVERO: Correct. Again, I didn't have any financial management with the company, I just was in charge of the operations out in the field, so I had no ownership decision making, or any financial decision making with those companies. I just ran the operations out in the field, and that's where my service stopped. I can tell you that Region Security has been providing services since 2010 for the past six years. We do have federal and municipal contracts. A federal contract with United States Department of Agriculture. We have municipal contracts with the City of Hollywood, City of North Miami Beach, Town of Palm Beach Marina, and we also have over 80 contracts in South Florida with hotels, commercial properties, developers, and residential communities. We have some contracts here in Miramar. We are in good standing with the Department of Revenue, the State of Florida, with the Division of Licensing. We haven't had any violations, any issues whatsoever. We don't have any criminal background. We provide a good service. That's, basically, all the information I can tell you. We're also recognized as the 2015 Small Business of the Year by the South Florida Business Journal, by the Doral Business Council, and were also recognized by our Governor, Mr. Rick Scott, we are a great company. You can do the background. I believe your Procurement Department did their due diligence during the process, but if you need more information, I can certainly provide all that information to you. And, by the way, I am a U.S. Army, lucky to be here standing before you, U.S. Army veteran.

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

COMMISSIONER CHAMBERS: Good evening, sir.

MR. RIVERO: Good evening, Commissioner.

COMMISSIONER CHAMBERS: Do you understand the Vice Mayor's concerns? I want to ask you, during the report, in the process; I'm not seeing anything where you spoke about the employees. Are they robots or are they human beings?

MR. RIVERO: Human beings, sir. Right after the army, my first job was as a security officer almost 15 years ago, and basically, I went through every position you can think of in the security industry, so all of our employees are human beings, and we treat them

like human beings. We have employee of the month, employee of the year, and certain recognition programs in the company, because I know how hard it is to work out in the field and in the weather conditions that we have out in South Florida, and it's important to at least keep them motivated.

COMMISSIONER CHAMBERS: But yet there was no mention at all in the interview process about your employees and I'm concerned, because you're not going to come out and work the post yourself, and we don't know who these people are. You didn't state, "We have great employees there."

MR. RIVERO: You mean employees who are going to be assigned to the City contract?

COMMISSIONER CHAMBERS: The guards, yes.

MR. RIVERO: Yes. We did not mention that, because, in order for us to start with the hiring process, we're supposed to receive an award in order to start that process. We have to call applicants, candidates, have them come in, we need to interview them, have their background screening, so, obviously, we cannot tell you who's going to work on the contract until an award is made, and then we can start to work on that.

COMMISSIONER CHAMBERS: But this is not the first contract you're getting. You have people working at other places, right?

MR. RIVERO: That is correct, and they have their permanent schedule, so obviously we have to hire additional personnel to work at this contract.

COMMISSIONER CHAMBERS: But what I'm saying is, within your company, you've got to have some background on the people that work for you already. So you didn't state anything about the people that work for your company. It was about you and your partner and stuff like that.

MR. RIVERO: Commissioner, I have no partners. I'm the owner of the company, and basically, we did have our organizational chart, our managers, who will be responsible to manage this contract, from our Field Supervisors, our Account Managers, our Operations Managers, our Finance Managers, our HR Manager, HR Specialist, and our Corporate Manager, as well as our Area Manager.

COMMISSIONER CHAMBERS: Let me ask you, what was your position at the other two companies that you worked at that failed?

MR. RIVERO: I'm sorry, sir?

COMMISSIONER CHAMBERS: What was your position, your job description?

MR. RIVERO: I was the operations manager.

COMMISSIONER CHAMBERS: At the previous companies, the SMI and Sereca.

MR. RIVERO: Yes. I was the Operations Manager. I was managing the employees that were out in the field from making sure that they were in uniform, that they understood their post orders, that they arrived on time, that they were properly supervised by the Field Supervisors, so just operations.

COMMISSIONER CHAMBERS: Was that a low-level position?

MR. RIVERO: It's not a low-level; it's a level of managing the operations out in the field. But, as far as ownership or financial decision-making, that was not my position.

COMMISSIONER CHAMBERS: But you were aware of the misconduct?

MR. RIVERO: I was aware after the fact. Now that you mention it, some of the articles, some of the information did come back to me. I was aware of that after the fact, not during.

COMMISSIONER CHAMBERS: Were you contacted by the Inspector General at all? Were you interviewed?

MR. RIVERO: Not to my knowledge, no.

COMMISSIONER CHAMBERS: You don't remember?

MR. RIVERO: No.

COMMISSIONER CHAMBERS: There's quite a few concerns I have.

MR. RIVERO: Not to interrupt, but remember you're dealing with Regions Security, and if you do the background from me and my company, there's nothing that can be spoken negatively about the company and myself. You're dealing with me, I'm the only owner, I have no partners. I did not have any ownership or shares with the previous company, it was just an employment. Unfortunately, you work with great companies, and you work with other companies that are not so great, and it's just part of the job environment.

COMMISSIONER CHAMBERS: For the record, how long has your company been in business?

MR. RIVERO: Since January 7, 2010.

COMMISSIONER CHAMBERS: Final question. With the water facility, how are you going to address the sanitation, the bathroom, the guard, with the bathroom situation there?

MR. RIVERO: Well, we briefly spoke when we conducted our presentation. We were asked that question. Number one, we would first have to meet with the manager of that facility in order to do an assessment of the needs and the requirements. Unfortunately, there was no site visit or anything that we could have done prior to turning in our proposal, so once an award is made, we will schedule a meeting with the different facility managers and do an assessment, and request for the requirements, and that's how we're going to base our post orders, procedures, and solutions.

COMMISSIONER CHAMBERS: From what I understand, that you're going to have to send a guard to relieve the guard on duty for them to use the bathroom, something like that, off site.

MR. RIVERO: I'm sorry, can you repeat one more time?

COMMISSIONER CHAMBERS: Are your guards going to be allowed to use the bathrooms onsite or are they going to go offsite?

MR. RIVERO: No, they would have to be onsite to use the restroom, and I do recall we proposed we were going to install a device, basically, a cell phone with our security system that will keep GPS tracking on the officer. We'll give the officer the ability to document reports with picture taking capabilities, and as well, we will be adding a sign at the guardhouse once the officer has to use the restroom for those five minutes for anyone to contact the number, and he will be able to assist that individual who is trying to access the property.

COMMISSIONER CHAMBERS: What's your plan for your guards to be able to work with the Miramar PD and fire department? Do you have any training or any plans in that area to partner?

MR. RIVERO: Well, our officers are CPR first aid trained, and, again, it's about meeting with the different managers and sitting down and going over the procedures, post orders or requirements, the needs and wants of those specific facilities. That's the way it normally works in the security industry.

COMMISSIONER CHAMBERS: Mr. Cross, I'm not sure what the situation is now with the current guard. I heard there's an issue with the bathroom. How is it being handled now? Are the security guards able to use the bathroom facility?

MR. CROSS: At which facility?

COMMISSIONER CHAMBERS: The Wastewater Plant.

MR. CROSS: There's nothing in the contract that specifically addresses the use of the restroom. That would be a procedural issue worked out with the Site Manager and the

contractor to arrange so that services are maintained at all times during the hours required in the contract, but also allow for the guards to relieve themselves.

COMMISSIONER CHAMBERS: The reason I'm mentioning this, another company that bid stated that it was an issue; they wouldn't be allowed to use the bathroom there, and I have serious concerns, because we just spent over \$800,000 to build that guardhouse, and there's no bathroom inside there, so I'm not sure. This is a problem for me. I can't imagine that we spent that kind of money to build a little guardhouse and a water fountain, and there's no restroom inside the guardhouse. I don't know how we're going to address that issue, maybe for later, but that's a serious issue for me.

MAYOR MESSAM: That concludes your inquiry, Commissioner Chambers?

COMMISSIONER CHAMBERS: Does that conclude your questions?

MAYOR MESSAM: I want to allow you to get all your questions out, but I want to move the meeting.

COMMISSIONER CHAMBERS: Yes. I just want to state I have other disagreement with this contract, so I'm going to be a no for this item. I just want to state that for the record. Thank you.

MAYOR MESSAM: Are there any other questions from the Commission. Commissioner Colbourne, you're recognized.

COMMISSIONER COLBOURNE: Thank you. Can you tell us one more time what type of background check did you do on this company and the outcome of it?

MR. CROSS: The RFP requires that the proposers turn in any type of litigation or any other type of information like that for the last five years, so the proposers turned that in. In addition, we also check on the Clerk of the Courts to verify that there are no litigations in the last five years. We check references; so the firms provide references, and we send out forms to, in this case, municipal agencies and federal agency, for this firm and for the other firms that had proposed their references and checked their references. All the references came back positive. For this firm, one of the cities that have them is getting ready to renew their contract, they told us, so they all had satisfactory performance from their references. Those are the general things we do.

COMMISSIONER COLBOURNE: Do you have any reservation about the company?

MR. CROSS: I think this was a very clean process. I think that the committee was comprised of staff that had been dealing with these types of contracts for the last five years, as well as the representative from the police department. After reviewing the file, discussing some of the questions that had come up with the owner of this company, discussing questions with the company that came in number two, and discussed filing a

protest, and then they decided not to file a protest after reviewing the files and the records. I felt that staff did a good job preparing this and vetting the company, and everything was said on the record by the owner of the company.

COMMISSIONER COLBOURNE: Was the owner of this company named in the OIG report that's being discussed?

MR. CROSS: No.

COMMISSIONER COLBOURNE: That's it for me, thank you.

VICE MAYOR RIGGS: I have one more question.

MAYOR MESSAM: Before we go to the second round, I would like to provide an opportunity for the public to comment on this item, if there are any members from the public who would like to comment on this item. Please come forward to the podium. Hearing and seeing none, back to the dais. Vice Mayor Riggs, you're recognized.

VICE MAYOR RIGGS: Mr. Rivero, any current relationship with Jose Manuel Gonzalez?

MR. RIVERO: No. No, Vice Mayor.

VICE MAYOR RIGGS: Who's the founder of SMI.

MR. RIVERO: No.

VICE MAYOR RIGGS: No? Okay. Thank you. For me, personally, it's just a matter of a coincidence, and I think we need to put a process in place where we go further than five years, as far as the background check.

MAYOR MESSAM: Concludes your questions?

VICE MAYOR RIGGS: No, that's it.

MAYOR MESSAM: When this issue was raised this afternoon in regards to the OIG report, and relationship with the principal of Regions, my first question was what was -- was there an involvement with the principal of the recommended firm for this contract and the two other vendors. My questions were: was the principal any executive or executive decision-making process, because my main concern that immediately jumped out was, was this a company that did bad for another governmental agency, formed another company, did bad again, then got thrown out, and then now started a new company, and now here in Miramar with a new face, a new name, lipstick on a pig, so to speak. So that was my red flag that came up. What I wanted to hear tonight was what was the involvement of the principal with the firm. Based on, I don't know if you can call it testimony, but public comments that have been made tonight, based on Mr. Rivero's

public comments, he states that he was an employee. He was a field manager of the officers. What I would ask my colleagues is can we hold Mr. Rivero responsible for the actions of his superiors, or the owners of the company that he worked for that led to the OIG actions against the two firms that had been raised to question. And if he was an employee, who with no decision-making authority, I don't know if we can hold him accountable. I'm not sure, Mr. Attorney, this isn't sworn testimony, in terms of affirming that these statements are true. Now if he was involved, and his public comments are not accurate with what happened, then I have serious issues, because now there's an intent to disguise the relationship and the involvement of two firms that performed poorly in Miami-Dade County, and now has a new company coming here. But his public comments are stating that he had no authority, in terms of the finances, no executive decisions in terms of what was done. So, based on those comments, I don't know if we can hold him accountable. If the issue is that, here's a company before us that is disguising itself as a reputable company, that has failed twice, has changed the name, same ownership, different corporate entity, but still the same management, same individuals that could potentially have the same results here in Miramar, it would definitely raise concerns. But based on the RFP process that went through, there's a bid protest process, if any of the other bidders felt that there's material issues that we should not move forward with them, there's a process for them to protest, and there was no protest. So my question would be why wasn't there a formal protest? Legally, we can only judge the entity based on what was submitted in the RFP. They have six years of experience; they have multiple clients, governmental clients, without blemish, as far as we know under their company. The principal has stated that he had no executive authority or any financial decision authority that caused whatever issues that took place in Miami-Dade County. Unless there's some other information that has not been presented this evening that would cause us to have questions not to move forward, I don't know if I cannot accept this recommendation, based on the information that was put through. But I definitely understand the concern of the prospects of a company coming before us that has changed its name, under a new entity, and posing itself as a reputable company, but it's the same dirty management that has done horrible with other clients, and that doesn't appear to be the case. So, based on the information that's been presented, that's my position at this point. Vice Mayor Riggs, before you're recognized, I'm going to allow Commissioner Barnes to speak, since he hasn't raised any questions, and then it will be you, Vice Mayor Riggs. Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: I think, while we have the responsibility to execute our due diligence responsibilities. I think, so far, the process here tonight has been a little bit unfair. It could easily be argued that this company was created because it didn't want to have dealings with other companies that ran into trouble. That could be argued as well. In addition, if we have these kinds of doubts, it means not only are we doubting the abilities, the integrity of this company, we're also casting very serious doubts as well on our process of making these choices. So while, yes, I'm again saying it is our responsibility to do this due diligence, we have to also ask ourselves if we are not questioning the processes we use to contract vendors to work alongside our City. I

have no reason, and I read the report in the newspapers. I have no reason, especially after the questions that have been answered here this evening, to have doubts about the questions that have been answered, and I think we also have to understand the whole nature of business as it operates in this country. You work for a company, and you think, maybe you can do a better job someplace else. You create this new situation for yourself, and you look for contracts, which I get the impression this person has done. Questions about whether it is a new entity in face only unfair. He's told us very clearly he's the only owner, unless we're going to assume that the previous people he worked with has these kinds of influences on him and how he's going to operate his business. I think some of the questions this evening might have been inappropriate.

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

VICE MAYOR RIGGS: Mayor Messam, you mentioned something that struck me as well when this first came forward in reference to the responsibilities. Mr. Carlos Rivero, I see here you were also the Account Manager. So what were the responsibilities of being an Account Manager at Sereca?

MR. RIVERO: Yes, I used to be the Director of Security for the Towers of Key Biscayne. It was an in-house operation. I was employed by the actual condominium, and Sereca offered me a position in 2006 as an account manager, managing several condominiums in Miami Beach, including a garage in Miami Beach. That was just the basic operations of those accounts.

VICE MAYOR RIGGS: So it wasn't the account dealing with the airport.

MR. RIVERO: No. Not at that moment, no.

VICE MAYOR RIGGS: My other concern, are the other employees that were also employees of these two companies where this took place. So we're talking a total of four individuals from those same other companies, and we're talking -- I believe the article said \$1.4 million unreported.

MR. RIVERO: Can I mention a few things. The employees of mine, they used to work at those companies, these are great people, great individuals, extremely loyal to me. Jose Rubio was my high school best friend, so I've known him for a very long time, over 20 years. When you have great people, you see a lot of potential; you want to bring those people to work with you, especially if they're loyal and trustworthy. Unfortunately, they worked for other companies that did not succeed, but, again, we are in great standing with every government entity in the State of Florida, and, again, we have federal municipal contracts that also ran our background, my background, and we're up to standards in every way, shape and form.

VICE MAYOR RIGGS: In reference to your concern, Commissioner Barnes, I don't think these questions are inappropriate, because it is our responsibility to make sure that

whomever we bring into the City to do business and to serve our community that we don't have any doubts that anything corrupted is going to take place. So these questions are absolutely appropriate, and if you have nothing to hide, there shouldn't be any offense to you, so my intention is not at all to offend you. My job is to make sure that whoever we're doing business with, that they are here to serve the community in a moral and ethical way. So just to make sure I address Commissioner Barnes' concerns. But I'm good, thank you.

MR. RIVERO: Thank you, Madam Vice Mayor.

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

COMMISSIONER CHAMBERS: I mean I have no issue with this company. Previously, we had another company that was doing the service here, and a lot of the problem was not even here in Florida, it was another state, and it was an issue. So to say because he wasn't involved, or but was at some level, higher level with the company. So in regards to Commissioner Barnes, maybe the problem is in the process, because here it is that we have a minimum requirement, and we have another company with almost 30 years in the same business and made a proposal, and was not awarded the contract. So I'm not sure if the process, I think it's fair, but maybe we're missing something along the way in the process. But I think we need to take a look at it, and see but who knows.

MAYOR MESSAM: Thank you, Commissioner Chambers. Commissioner Colbourne.

COMMISSIONER COLBOURNE: Yes, thank you very much. I just want to say that, there was no evidence provided tonight that would lead me to believe that there was any reason why we should not award this contract. I do thank everyone for their comments on both sides, so that we had the ability to hear all these issues, and flush out. The company that came in second did not make an appeal, so I would want to do it either. Mr. Mayor, at the appropriate time, I'd be glad to make a motion to approve this contract.

MAYOR MESSAM: Thank you, Commissioner Colbourne. And this is just government at work, and I appreciate everyone for their comments, and the public can know that the Commission is doing its due diligence, and our staff is doing their job, in terms of procuring services for the community. This is an example of a Commission that doesn't necessarily just rubberstamp recommendations that comes before the Commission. In fact, this item was actually on Consent Agenda. So it just goes to show that the Commission is paying attention to these items, and this is government at work. At this time, I will entertain a motion for approval, if there aren't any other comments.

On a motion by Commissioner Colbourne, seconded by Vice Mayor Riggs, to approve Resolution #R6001, the Commission voted:

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

Resolution No. 16-89

MAYOR MESSAM: Before we go to item six, Mr. Attorney, with the Mayor's Youth Advisory Council, we have our Youth Advisory Council members attend our Commission meeting; that's why mayor was in my mouth. Before it got too late, I did want to recognize two of the Youth Advisory Council members who are in attendance. Actually, they just left. We had Sydney Robinson, and Josh Pezzuto. But they were just here, they just left. They do have homework and reports and projects to do, but they have a great example of civil discourse taking place on the Commission, so we did want to recognize them. So, in their absence, let's still give them a round of applause.

6. Temp. Reso. #R6002 approving the award of Request For Proposals No. 15-07-44 to Public Financial Management, Inc., for the provision of **Municipal Advisory Services**; authorizing the City Manager to execute an agreement with the provider for an initial term of five years with the option to renew for two additional two-year terms. *(Assistant Finance Director Barbara Hastings and Procurement Director Randy Cross)*

MAYOR MESSAM: Commissioner Chambers, did you need a presentation, or do you have a question?

COMMISSIONER CHAMBERS: Presentation.

Procurement Director Randy Cross, presented the proposed resolution, as set forth in the backup. The City Manager recommended approval.

COMMISSIONER CHAMBERS: Is five years standard for this contract or we could have done less?

MR. CROSS: What we found when we looked in the market to see what other cities and agencies we redoing, five years seems to be an average.

COMMISSIONER CHAMBERS: At what point could we opt out of the five years?

MR. CROSS: I believe the contract has our standard termination for convenience clause with 30 days' notice.

COMMISSIONER CHAMBERS: Thank you.

MAYOR MESSAM: Are there any comments from the public on this item? Hearing and seeing none, back on this dais. I'll now entertain a motion.

On a motion by Vice Mayor Riggs, seconded by Commissioner Colbourne, to approve Resolution #R6002, the Commission voted:

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

Resolution No. 16-90

7. Temp. Reso. #R6026 **supporting** the National League of Cities' resolution urging the federal government to provide direct assistance to **Flint, Michigan** for its water crisis, and seeking support for **nationwide water infrastructure mechanisms.** (*Commissioner Yvette Colbourne*)

Resolution No. 16-91

End of the Consent

MAYOR MESSAM: There's been a bathroom break requested, so we'll put item eight on hold.

Recess/Reconvene

MAYOR MESSAM: Before we go to item eight, there's a member from the public who got here a little late who wanted to make a brief comment on one of the Consent items that passed, it was with the Flint issue, the support of the resolution that was passed at the National League of Cities, and was submitted by Commissioner Colbourne. He did have a brief comment that he did want to make on the item, on the Flint, Michigan. State your name and address for the record.

Antonio Simpson, aka Tone C, a local artist and Miramar resident, thanked the City Commission for putting the resolution on the agenda, as it showed the City Administration to possess a lot of compassion and unselfishness, qualities the community should embody as a whole city. In comparing the populations of both Flint, just over 100,000, and Miramar, 130,000, and the fact that 102,000 people affected by the water crisis in Flint, this included 6,000 to 12,000 children, and all children under six years was affected. He mentioned his friends with children in that age range, and he urged Miramar to stand up as a city and work to find a resolution for the situation. By putting it on the agenda, it placed the matter on a platform to alert the City's residents, and those of other cities of the crisis of in a city located in a state many miles away.

MAYOR MESSAM: Thanks for your comments, and thanks for bringing the item forward. In fact, the City of Miramar, just so you know, is a member of the National League of Cities, and the National League of Cities, actually, the resolution we passed was drafted and passed by the National League of Cities, which was forwarded on, in response, by Commissioner Colbourne. And, as you can see, it was on our Consent Agenda and, if you were here earlier, you would have saw that, I think, five of the seven items were pulled, and that item wasn't pulled, because there was consent on the Commission that supported a great issue. I wanted to provide an opportunity for you to speak, and in your art form, continue to be a positive light for our youth, because they're listening to rap, and as an artist, know you influence our youth, so continue to be a positive mark in our community.

RESOLUTIONS

8. Temp. Reso. #R5999 approving the proposed **Memorandum of Understanding with CareerSource Broward**; authorizing the City Manager to execute the proposed Memorandum of Understanding. (*Human Resources Director Sam Hines*)

Human Resources Director Sam Hines went over the subject resolution, as set forth in the backup. The City Manager recommended approval.

Tony Ash, Vice President of Communications and Business Relations with CareerSource Broward, formerly Workforce One Employment Solutions, stated they were excited to partner with the City, and to make the business relationship official. The employer was their customer, so they considered the City of Miramar as such, and they could save the City energy, money, and time with their solutions. He indicated job seekers came into their three career centers for employability workshops, resume building, interview skills, preparing them for that job search. They brought employers into their career centers to provide recruitment events, and they were strategically located across Broward County in Pompano Beach, Fort Lauderdale, and Hollywood. He concurred with City staff's presentation of their company's credentials, tools and skills to provide the service the City sought, and this was extended to both existing and potential City employees in all areas of City services. Mr. Ash mentioned for some of the on-the-job training, at times his company stepped in and covered some of the training costs up to 50 percent match for the training provider and materials for training, and for new hires, their company could step in and pay up to 50 percent of their wages for the training period, usually about 13 weeks. They provided tuition assistance for job seekers who were underemployed or unemployed, so they could pay up to \$8,200 for training and various certifications at Broward College, and career and technical education centers. They looked forward to a long and impactful relationship with the City.

MAYOR MESSAM: Well, Mr. Ash, we're definitely excited about the prospects, not being presumptuous, because it still has to pass, but I have a couple of questions in regards to your services. Obviously, you just stated where your three locations are, in Pompano, Fort Lauderdale and in Hollywood. For our residents who may want to take advantage of your services. Does your website allow for some of the services to be rendered remotely, as opposed to having to physically travel to one of your service centers?

MR. ASH: Great question, Mr. Mayor. Yes, our database is Employ Florida Marketplace, and it's virtual one stop where employers and job seekers meet. So if you think CareerBuilder and Monster, it's where job seekers upload their resumes, and employers upload their job descriptions and vacant opportunities, and then they searched for one another. In addition, we have staff in our career centers that do the matching process as well for employers and for job seekers. So the answer to your question is, yes, individuals living anywhere can access our services virtually through Employ Florida Marketplace, as well as visiting our website at careersourcebroward.com.

MAYOR MESSAM: Also, I read through the agreement. It spoke more so in terms of like job placements, career resources, and working, either the City training our own employees or, perhaps, in recruiting new employees, as well as an extension to our community for job seekers. In terms of the services for the employer, I'm not sure; maybe this is a question for staff. Does our MOU allow for coordination with CED, our Community Economic Development Department to, perhaps provide resources to our business community, so that we can supplement some of our own City incentives with some of the services that are naturally provided by CareerSource? If you could speak towards some of the upcoming initiatives that the City plans on coordinating with CareerSource.

MR. ASH: Yes, Mayor, absolutely, and that's the reason why this MOU is kind of global, it's not just germane to the City of Miramar and to our employees, but I know that there's an initiative to identify those companies that are within our community. And one of the things that we've been able to gather and, that is, pertinent contacts in the HR Department, and we will be sending an invitation to all of those HR folks to come to a meeting, so we can let them know what the resources are, particularly through CareerSource Broward, but there are some other resources also. So it's not just about our employees, it's about global, the Miramar community, the business community.

MAYOR MESSAM: Thank you so much. Are there any questions from the Commission? Yes, Commissioner Colbourne, you're recognized.

COMMISSIONER COLBOURNE: Thank you. I think this is a great partnership; we definitely can benefit from it and so can our community. In terms of the summer program, because summer is coming up now and a lot of the young folks now are looking for summer employment. Are there any possibilities of partnering to provide

summer employment here with the City, or do you have any opportunities that you could let our residents know?

MR. ASH: Yes. Actually, we do have a summer youth employment program, where we put each summer up to about 500 to 600 youngsters work in meaningful work opportunities where they're picking up skills. As a matter of fact, the City of Miramar, you guys have been on radar to service one of the host sites in your various operations, whether it's Parks & Rec Department, as well as the other departments. So I know we'll be talking to, Sam, our Summer Youth Employment Manager to see about bringing that to fruition as well. But, yes, we do have some youth employment programs. We do it each year. It's funded by the Children Services Council, as well as a few other municipalities, like the City of Fort Lauderdale, City of Pembroke Pines. They will sponsor five to ten youths in their cities to work at their operations, and I'm sure we can do the same for City of Miramar.

MAYOR MESSAM: Commissioner Barnes and Commissioner Chambers. Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: An FYI, when he said Davie, it's really just up the road. Depending on the traffic, it's probably 12 minutes to get there from here. I pass it on the way to work in the days.

MR. HINES: One of the things that we're going to be talking to CareerSource about is having a presence down here in our community in some sorts, so I think given the growth that we're experiencing in our community, it's only natural that even if we can do something at some kind of remote satellite or whatever, we're going to do everything we can to bring their services down here too.

MAYOR MESSAM: Commissioner Chambers.

COMMISSIONER CHAMBERS: I just want to say jobs are a big issue for me, for my residents here. A lot of people are under employed or not working. I come in contact with them every day, and it affects everything. It affects the ability to pay my water bill here at the City of Miramar, to put food on the table for the children or the family, so anything that we can do to alleviate that situation. I'll get with you to see any tip that I have to give my residents the leg up. I don't want to be bias but my residents need to have jobs. So I just want to remind you that here in the City of Miramar on the 24th of this month, we're having a job expo, so I'm looking forward to seeing you here to help and assist my residents, job seekers, in any way you can. So I'll try to reach out to you to see what we can do to work together to get some more jobs here in the City of Miramar. Thank you.

MR. ASH: I appreciate the invitation, Commissioner Chambers. As a matter of fact, the City has been a great partner of ours, in terms of job fairs. For the past two or three years, we've helped plan and execute the job fair, it's at the center that's further east,

the Multicenter. Yes, over the past two or three years, where we actually come in, we provide staff, so you'll see our blue shirts, they're helping with check in and logistics, so we've done that for the past two or three years. We can also hold recruitment events here at the municipal center for your jobs and your vacant positions, or if you wanted to do something for the employers in your community. When we post job orders, that's one of our services, we post job orders at no cost, provide prescreening for employers. We can't say that we'll only engage Miramar residents or Hallandale residents, but we make every effort when we're doing our candidate searches, that we are using zip codes of the local area to see what qualified talent exists in our system to refer to employers, whether public entities or private employers. And we've worked with a host of private employers in Miramar, from DHL, we work closely with the aviation hub on Miramar Commerce Park, you've got a great aviation hub out there, and we work closely with the Alliance. So a lot of those confidential projects, we have a seat at the table there.

COMMISSIONER CHAMBERS: I'm looking forward to maybe having 30 employers here trying to employ people, so I'm looking forward to your assistance. Thank you.

MR. ASH: We're here to serve.

MAYOR MESSAM: I've been waiting for some time to get the end result now. I remember, initially, when Director Sam Hines mentioned about his initial meetings with CareerSource, in terms of what will be coming forward, and I think it's a great start. And as we continue to build the relationship, definitely looking forward to even enhanced coordination. Any given month, the City of Miramar, we're approving QTI projects. It would be great to look at potential synergies, in terms of tying our incentive programs with job trainings for individuals who would be working at these firms, whether it's high tech, life sciences, aviation. I just think that there's so many potential opportunities. So instead of random requests coming in for resumes that we're strategic, including Broward College that has a regional training and supply chain grant program that they have going on. So I definitely look forward to sitting down with staff to see how we can customize even greater incentive programs, instead of just offering dollars for placements for jobs. That when these companies come here, and we're strategic, especially for our under employed and our unemployed residents that are really looking for opportunities. Especially when we have a young, active, vibrant workforce here in the City of Miramar, and with just a little assistance, a little training, in terms of where technology is today. I mean we have the service providers to do it, we have the resources CareerSource, we have the companies here in the City. So we're definitely looking forward to advancing this conversation in turn. So I see this proposal as the appetizer, now it's time to really sit down for the four-course meal to really put a package together, where we can unveil. Because, yes, the City of Miramar, we can employ individuals. But I know our potential is more than just creating ten or 15 summer jobs for our youth doing City work. That is great, and ten, 15 youth are great, that are used to being unemployed; now being employed is a great thing. But now, when you start talking about the hundreds of jobs that the City of Miramar is in a

position to recruit, that we can extend these services even farther, in terms of getting all of our resident involved. I know these employee come to our city, they don't necessarily have to hire Miramar, but you know what, if the City of Miramar resident or applicant is coming with \$6,000 training from CareerSource, Broward College also kicking in in terms of some additional training, then that HR Director for, what was that we just passed, Shine or Potential, they're going to look at our candidate, before they look at some random candidate, and get more bang for the buck, and we win by having our resident employed, because they're bringing so much more to the table. So I'm very excited about the prospects.

MR. ASH: Thank you very much. And, Mr. Mayor, Ms. Vice Mayor, and Commission, if you allow, I'd like to introduce my peers, the colleagues that are with me that, upon the passage of the resolution and the signing of the MOU, they'd be the individuals providing the direct services. So Sherry Pruitt (sp), she's the Account Manager in our Hollywood Office; she would manage and handle the overall account for the City of Miramar. And Barbara Sevo (sp), she's our intermediary for the technology industry, so she brings about 20 years of experience working in the tech field in New York, and she's going to help write that incumbent worker training grant for your IT Department, upon approval of the resolution and the MOU. So, again, thank you. We're looking forward to the opportunity, we're here, this is what we do and, again, to have an employer, especially a governmental agency, a municipality as committed as you are to bring our solutions, and making sure that the residents and the employers in this area are aware of what we can offer; it's heartwarming. Again, Mason sends his regards.

MAYOR MESSAM: Thank you, thank you. At this time, are there any members from the public that would like to comment on this item? Hearing and seeing none, back to the Commission.

MR. HINES: Yes, one additional thing. I would like to just announce that Elizabeth Pinnock, who is on my staff, she is going to be the Relationship Manager dealing with CareerSource.

MAYOR MESSAM: At this time, I'll entertain a motion.

On a motion by Vice Mayor Riggs, seconded by Commissioner Colbourne, to approve Resolution #R5999, the Commission voted:

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

Resolution No. 16-92

9. Temp. Reso. #R6017 accepting and adopting the **Comprehensive Annual Financial Report (CAFR)** for the Fiscal Year that ended September 30, 2015, relating to the annual audit performed by the City's independent auditor, RSM US LLP. (*Assistant Finance Director Barbara Hastings*)

Assistant Finance Director Barbara Hastings, and Brett Friedman and Anthony Brunson of the RSM US LLP auditing team, gave a PowerPoint presentation of the proposed resolution, further detailed in the backup. The City Manager recommended approval.

MAYOR MESSAM: Thank you. Are there any members from the public who would like to make a comment on this item? Hearing and seeing none, back to the dais. Are there any questions or comments? Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: Both of you keep saying there's no significant issue. What happened to the minor issues? Are there any concerns, minor in your auditing?

MR. FRIEDMAN: No, well, again, the way it works on internal controls, is we look to see if you have any material weaknesses, which are material problems or any significant deficiencies. Beyond that, we also always try to make recommendations for continuous improvement, and that's the example I was talking about, was a way to continuously improve. Not any concerns that we have nothing that would result in any material issues or misstatements in the financials.

COMMISSIONER CHAMBERS: Thank you.

MAYOR MESSAM: Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: In other words, that's just the language you guys use.

MAYOR MESSAM: Thanks for a great presentation, and I'd like to take this opportunity to thank the City Manager and her finance team with Deputy Love, the Assistant City Manager Faye Munnings, Barbara Hastings, the Finance Department. I know that the Manager's staff has gone through exhaustive processes, as a new executive team, to take what worked with our systems, as well as implementing new policies, and responding to recommendations from the audit. So I thank the City Manager for your leadership on this, as well as working with our auditors and our staff to move the City forward from a financial standpoint. And being on the pension boards, it's been discussed for some time, in terms of GASB 68 and some of the reporting guidelines, and some of the politics around that. We realized before, and in prior audits, that we would report, basically, what was due for that year, in terms of our pension obligations to pay out. But now, with the reporting, we just have to state the full obligation, and when you really think about that, to put it in layman's terms, it basically would say if every member of our defined benefit plans were to retire today, that's what would be owed to fund their pension obligation. We know that the minute that happens, we're in some serious trouble, because the City would shut down if no one else were working

with the City. But we do know when it comes to our financial health and our financial position, it's the bedrock of our operations, and we definitely applaud the City management and our financial team working together. Obviously, there's always ways for improvements, and I'm sure that our staff continues to seek that goal of perfection, so thanks for the report, and we're looking forward to successful, upcoming future audits with the City. Commissioner Colbourne, you're recognized.

COMMISSIONER COLBOURNE: Thank you very much. I too would like to thank staff for a great job, and for all the work that they have put in in producing this report for us. And I met with staff, and they'll be disappointed if I didn't ask them to read a portion of the CAFR, so I think she knows exactly what page to go to.

MS. HASTINGS: Changes in the net position over time can be one of the best and most useful indicators of financial health. When comparing the change between years, there is an increase of \$10.4 million, as compared to prior years' decrease of \$6.8 million. This increase in net position is a result of increased revenues of \$14.8 million, less increased expenditures of \$4.4 million.

COMMISSIONER COLBOURNE: Thank you. So, with that said, we are financially healthy?

MS. HASTINGS: That is correct.

COMMISSIONER COLBOURNE: Thank you.

MAYOR MESSAM: At this point, if there are no other comments, I'll entertain a motion.

On a motion by Commissioner Colbourne, seconded by Commissioner Chambers, to approve Resolution #R6017, the Commission voted:

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

Resolution No. 16-93

- 10.** Temp. Reso. #R6025 adopting **City Commission Meeting Procedures**; repealing all prior resolutions establishing procedures applicable to City Commission Meetings. (*City Attorney Jamie A. Cole*)

City Attorney Cole remarked the subject resolution represented the procedures that resulted from several Commission workshops and sessions held, noting they were all the issues on which the Commission achieved a consensus at those meetings.

MAYOR MESSAM: Before we have discussion on the dais, are there any comments from the public on this item? Hearing and seeing none, back to the dais. Are there any comments or questions on the item? I did have a couple; not serious. I just had a couple of clarifying questions regarding, under General, public participation, I think it's paragraph seven or VII. We didn't specifically speak about this in the workshop, where it says, under General: The City Commission may waive any of these procedures by a majority vote. In addition, to follow these procedures is not grounds for invalidation of an action by the Commission. Since these are procedures, and procedures, pretty much, are the way we govern ourselves, I wanted to raise the question if we think that we should increase it from a majority vote to four fifth's vote, because to arbitrarily just change our procedures, I think, should be done with much care. We vetted these, these are procedures that we want to have in place, so I wanted to see if there was some consideration to increase it from just a simple majority to a four fifth's vote to secure our procedures.

COMMISSIONER COLBOURNE: Mayor?

MAYOR MESSAM: Yes, Commissioner Colbourne, you're recognized.

COMMISSIONER COLBOURNE: Thank you very much. I understand what you're saying, but I think a majority vote would be sufficient. From time to time, there may be something, and it may be a change, not maybe necessarily a total change, a permanent change, but there may be something in procedures that we may want to change just for that meeting or for that particular situation. So I would be okay with the majority vote.

MAYOR MESSAM: The reason why I raise it, is because when you look at these procedures, it's basically how we govern a meeting, the order of the meeting. If we are proposing items for the agenda, and the way we go about doing that. There's not a lot of fluid motion or movement with the procedures. It's how we govern ourselves. It's a very dynamic situation, in terms of how we operate, in terms of our procedures. So if our procedures are the way we conduct business, it's pretty much consistent, then to easily change our procedures with a simple majority vote for our procedures, it should carry some weight in terms of our procedures. That is the only governing body, outside of the Charter, which is very vague, that governs us as a Commission, so I just wanted to just get some input. If it's something that the Commission wants to consider, fine, I don't want to drag this out for 40 minutes. But if it's something that we want to consider, we have some discussion and, if not, we move on. Commissioner Chambers.

COMMISSIONER CHAMBERS: I think I'm in agreement with Commissioner Colbourne, because we vote on a lot of stuff here. It's very important stuff that goes on in the City of Miramar, and it's been approved with a three votes, so a simple majority, I think that's sufficient for what we're trying to do, so I'm in agreement with Commissioner Colbourne.

MAYOR MESSAM: Commissioner Barnes, any input?

COMMISSIONER BARNES: Not on that specific aspect.

MAYOR MESSAM: And Vice Mayor? Cause it seems that we have consensus. Okay. My other question, see that was quick. On letter C, under preparation of legislation, at the top of the page under C.

COMMISSIONER COLBOURNE: What page are we on?

MAYOR MESSAM: Let me go to the top of the paragraph. It states: Preparation Legislation: A Commissioner who would like to request preparation of legislation by the City Attorney or administration shall place such request for consideration under the "Other Business" section of the agenda. The request shall not be acted upon until the request is approved by a motion of the majority of the Commission. However, the Mayor or a Commissioner may place any matter on the agenda for Commission consideration, provided the item is approved by the City Attorney as to legal sufficiency, and otherwise satisfies applicable procedural requirements. My first question is, what does "legal sufficiency" mean in this case?

CITY ATTORNEY COLE: In this case, it would mean what you're doing is legally sufficient, means that it is set forth properly. For example, if you did a resolution that really should be an ordinance, it would not be legally sufficient, or if you were doing something that is illegal. So if one of you wanted to put something on the agenda, and you came to me with a resolution to do something that the City is just not permitted to do, that I could not sign off as legally sufficient, as I sign off on every resolution. I would not allow that to be put on the agenda, because it would be violating the law.

MAYOR MESSAM: Okay, so my other question would be then, does this circumvent the first part of the paragraph that states that it should have approval of a majority of the Commission?

CITY ATTORNEY COLE: Well, the difference between those two items, the first one is you want me to prepare something, so you have an idea, and you want me to take time to prepare a resolution or an ordinance. The second one is if you actually have a resolution that you've gotten from someone else that's already prepared, the difference being if you asked me to prepare something, that's going to take hours and hours that's going to cost the City money, whereas, if you've already got something prepared, and I can just look at it and say, "Oh, yes, this is legally sufficient. We'll just change this, put in the name, City of Miramar, and we can put it on, if it doesn't take any time.

MAYOR MESSAM: So is that item specifically just for resolutions or do other items fall under that category?

CITY ATTORNEY COLE: It could be an ordinance also. I mean if you get an ordinance that's been adopted by numerous other cities.

MAYOR MESSAM: Well, resolutions and ordinances. Outside of resolutions and ordinances, could there be other items that could be brought to the attorney that would be placed on the agenda without a majority of the Commission approving the item coming on the agenda?

CITY ATTORNEY COLE: This only applies to legislation; legislation is resolutions and ordinances. The proclamations, for example, you wouldn't have to show to me to put on the agenda, you'll just put those on. If you just want to have a discussion item, you can just put that on, you don't have to come. But if something is going to actually be a resolution or an ordinance, these two sentences.

MAYOR MESSAM: So for that item, it's for ordinances and resolutions, legislation?

CITY ATTORNEY COLE: That's correct.

MAYOR MESSAM: It's in reference to the legality?

CITY ATTORNEY COLE: That's correct.

MAYOR MESSAM: The next sentence says: The City Attorney shall review these items without City Commission approval, in his or her opinion - as you just state - with a minimum amount of time. I just want to be clear, if it doesn't require a lot of time, we won't be sent the bill for the extra research and everything that has to be done?

CITY ATTORNEY COLE: That's right. That's the idea. If you give me something, and we can just look at it and it takes an hour, maybe an hour and a half, something like that. But if it's going to take four or five or six hours, it's going to take a substantial amount of time, that's the type of thing I want to make sure there's at least three of you that would want us to do it, rather than spending the time doing it.

MAYOR MESSAM: I'm wrapping up. Under D, under Proclamations, we did discuss this in the workshop, and I think we came with a reasonable position on this, where it says: The Mayor and any Commissioner may request that the Mayor issue a proclamation or request for proclamations shall be made to the Mayor one week in advance, if possible. And it states: Controversial items shall be brought for Commission consideration and approval. I would like to propose that we clarify this to include like a trigger action. So, for example, if we were to state something on the lines of that after all requests for proclamations shall be made to the Mayor one week in advance if possible, Mayor may deny controversial proclamation requests at the Mayor's discretion. Denials may be appealed to the Commission for consideration for approval. It seems like it's missing a trigger.

CITY ATTORNEY COLE: Yes, that is definitely what was intended. The intent of this was, if someone brings a proclamation idea to you, and you don't want to do it, then

that's considered controversial, and that the Commission can then kind of bring it to the Commission for a majority vote, yes. So we will add that language.

MAYOR MESSAM: So for clarity, and those who know, I pretty much approve all proclamations. But in the rarest form, if there was a denial, I want to provide a process, so I may not personally agree, but there is a process to be brought to the Commission for approval to the Commission.

CITY ATTORNEY COLE: We don't have to call them controversial either. I mean it's pretty much if you decide that you don't want to issue a proclamation, that Commissioner can bring it up to the Commission. We'll correct that language.

COMMISSIONER COLBOURNE: A question on that one.

MAYOR MESSAM: Yes, Commissioner Colbourne, you're recognized.

COMMISSIONER COLBOURNE: Thank you. I think what the intent, what you're asking for, I'd already read that into it. I assumed that was the intent of it. But with the change in language, does that then prevent a Commissioner from saying; just bring it directly to the Commission to request a proclamation. Because now it sounds like we're saying only after it's been denied that you can bring it to the Commission. So when the language is in the final language, I want it to be clear that we could still bring it directly to the Commission, because that would go back to us being able to bring any other item to the Commission.

MAYOR MESSAM: From a procedural standpoint, the process would be that the request would come to the Mayor's Officer first. For example, for protocol, to request to the Mayor for a proclamation, and then the proclamation is granted or issued, because it comes from the Mayor's Office. In the rare instance, if the Mayor denies the request, for whatever reason, there's a process, just bring it to the Commission. If the Commission agrees, majority vote, it gets issued. That's the process. Now if it's a situation, the language is written to just come to the Commission and just request a proclamation by vote without making the request to the Mayor's Office, I just think that's out of protocol. I just want to be clear, is that what you're stating?

COMMISSIONER COLBOURNE: It would be out of protocol if that's what we're writing into it. We're writing something into it that's not a problem. I've always requested proclamations, and I've never had one denied. It's never been a problem. All I'm saying is that if we put in that procedure, we're pretty much saying that any Commissioner can bring any items, we can bring an item, place an item on the agenda that's a resolution, that's an ordinance, of any magnitude, except for a proclamation, because that has to go through a different process. And all I'm saying is that when you write it, there should be an appeal process if it's been denied, then it comes to the Commission; I can see that. But it shouldn't be written in a way that it would preclude us sitting here at a meeting and say, "Yeah, we should perhaps do a proclamation," and

discussing it here on the dais, requesting it here on the dais. It shouldn't prevent us from doing that. That's all I'm saying.

MAYOR MESSAM: The first step is the Mayor's Office. It's not preempted by a request by the Commission. So even if we're having a discussion and we decide that we're going to do a proclamation, the consensus on the Commission is to have the Mayor issue a proclamation. My edit or my revision recommendation is not even on that line. How I'm reading, and how it's currently written, there's no trigger. I just want it to be clear. It could be years after we are gone. We assume and we know how things are or feel that they should go, but it's always best to have it in writing, in terms of the process. This paragraph states clearly that if you want a proclamation, the Mayor or any Commissioner may request that the Mayor issue a proclamation. So it states that the proclamation comes to the Mayor's Office: All requests for proclamations shall be made to the Mayor one week in advance, if possible. And those of you know that I've had requests the day before, and we've issued. We don't like to do that, because we have to stop everything to do it, so we just ask, out of courtesy, to give it a week. Next, it says: controversial items shall be brought for a Commission consideration an approval. But what does that process mean? So all I'm suggesting is that when the next step in the request to the Mayor, the Mayor issues a proclamation. Well, if you're following a flow chart, if the decision tree says approved, then you get the permission. But if it says denial, then what do you do? If it's denied, you have, as the requestor, the option to come to the Commission to seek Commission approval. It's nothing more, nothing less. It's just a matter of clarifying what the process would be, in the event that the Mayor's Office denies a proclamation request. Nothing more, nothing less. I don't want to make it more complicated, I'm trying to be as simple as possible. Commission Chambers, you're recognized.

COMMISSIONER CHAMBERS: I'm going to suggest that we take it back upstairs. This is not something that we need to be trying to work out here. These people, they miss their dinner, they miss their supper. I think this item needs to go back upstairs and we work it out upstairs.

MAYOR MESSAM: I don't agree. We workshopped this. This is a final document. We've already talked about this. We're going to go up to talk about something we've already talked about? Commissioner Barnes.

COMMISSIONER BARNES: Please, City Attorney, have me understand what I might not, up to this point, understand. Are we not giving our Commissioners the opportunity to override a veto, essentially?

CITY ATTORNEY COLE: Yes, effectively, that's what this would do.

COMMISSIONER BARNES: Thank you.

CITY ATTORNEY COLE: Basically, it would say if you want a proclamation, then you would bring the request to the Mayor's Office. If the Mayor issues it, great. If the Mayor chooses not to issue it, the requesting Commissioner could bring it back to the Commission, and then. If by majority vote, you can overrule the Mayor, and then it would be issued.

MAYOR MESSAM: As written, is that what is communicated, as written?

CITY ATTORNEY COLE: No, that's the change that you're suggesting. The way it's drafted now, that was the same intent, but it didn't spell it out like the flow chart; I think that's a much clearer way to do it.

MAYOR MESSAM: Does that answer your question, Commissioner Barnes?

COMMISSIONER BARNES: I'm fine, and before that, and before that addition.

MAYOR MESSAM: Vice Mayor Riggs.

VICE MAYOR RIGGS: No, I'm good with that aspect as well. If we can finish that, I wanted to go back to Preparation of Legislation.

MAYOR MESSAM: So do we have consensus on that?

There was a Commission consensus to make the above language change as stated by City Attorney Cole.

MAYOR MESSAM: Vice Mayor Riggs.

VICE MAYOR RIGGS: Yes. Go back to C, page six: A Commissioner who would like to request preparation of legislation by the City Attorney or administration. Let me get this correctly. So let's say I need an ordinance, so do I need to put it under "Other Business" first, or can I call the City Attorney and get some opinions before doing that?

CITY ATTORNEY COLE: Generally, if you want an issue done, normally what you do is you go to the City Manager first, and if the City Manager agrees and thinks it's a good thing, she'll direct staff and the Attorneys to work on it, and eventually we'll get it on the agenda, etc. But if, say, the City Manager is not sure if she wants to do it, or if you want it to be something sponsored by you, as opposed to sponsored by the City, you put it under "Other Business", unless you already have something drafted, in which case you can give it to me, and if I can do it in a very short period of time, we can just put it on without the consensus.

VICE MAYOR RIGGS: My question is can I have a conversation with you first before putting it under "Other Business"?

CITY ATTORNEY COLE: You can always have a conversation with me, absolutely.

VICE MAYOR RIGGS: I'm happy. Thank you.

MAYOR MESSAM: Another good rule of thumb is, legislative items can go to the attorney. I think when it comes to the other reports, it's when we have an item that requires now direction for staff to be able to go and work and do things, that now it has to come for direction from the Commission. So we communicate with the Manager or something may come under discussion on the dais, and if there is consensus to have staff to move forward, then we would require an item like that, so think about items that require action from staff.

CITY ATTORNEY COLE: There is one small clarification I would like to make. First of all, this is not new; this has been our procedure for like 15 or 20 years. In C and also later in C and in F, it talks about when a Commissioner who would like to request or when a Commissioner makes a request, that also applies to the Mayor. So we're going to add in the Mayor or a Commissioner, and there's three of those, I believe. When we type this up, when we're done with this and it's passed, I'm going to also give a copy to each one of you at the next meeting, so you'll have copies of it, but we'll just make that correction.

MAYOR MESSAM: Those are all my items. If there's nothing else? Commissioner Barnes?

COMMISSIONER BARNES: Yes, just a couple of observations. What I'd really like to do is invite our residents to go to our website and look at this particular piece of matter that we've dealt with here this evening, so, for example, when they view our meetings on our cable channel, they have an idea why we do some of the things we do, and so on. But, also, I want to place on the record that I had no challenge whatsoever with the current seating arrangements that are included in this.

MAYOR MESSAM: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Thank you very much. I just wanted to add to this that when I first started here, I was surprised that our procedures had not been updated for some time, and this is one of the things that I asked for to be updated, and I know I'm not the only one that looked at it and knew it needed to be updated and brought it up as well. But I am very happy that we have come to this point; we haven't voted yet, but it seems like we're going to have updated procedures. Thank you, Mr. Attorney.

MAYOR MESSAM: Yes, it's definitely been the discussion, since at least 2011, and probably before then too. At this time, we'll entertain a motion.

On a motion by Commissioner Colbourne, seconded by Vice Mayor Riggs, to approve Resolution #R6025 as amended, the Commission voted:

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

Resolution No. 16-94

ORDINANCE

11. **FIRST READING** of Temp. Ord. #O1635 relating to **comprehensive planning**; making findings; adopting the **annual update to the Capital Improvements Schedule** of the Capital Improvements Element; adopting a **new policy 4.7 as part of the Capital Improvements Element** of the Comprehensive Plan, relating to State Road 821 (Florida’s Turnpike); all amendments to the Comprehensive Plan as adopted in Section 105 of the Land Development Code, providing a severability/interpretation clause; and providing for an effective date. *(Community and Economic Development Director Eric Silva)*

Community & Economic Development Director Eric Silva reviewed the subject resolution as indicated in the backup. The City Manager recommended approval.

MAYOR MESSAM: As this is a public hearing, is there anyone from the public that wish to comment on this item? Seeing none, back to the dais, can I have a motion on number 11, if there aren’t any questions?

On a motion by Commissioner Chambers, seconded by Vice Mayor Riggs, to approve Ordinance #O1635, the Commission voted:

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

Passed 1st Reading

QUASI-JUDICIAL PUBLIC HEARING

City Attorney Cole explained Miramar’s procedures regarding quasi-judicial hearings, stating the rules applied to items 12, 13, 14, 15, 16, 17 and 18.

Those providing testimony on the following quasi-judicial item were collectively sworn in by City Clerk Gibbs.

12. Temp. Reso. #R6013 considering Application No. 1501353, **Conditional Use approval** to allow a **Springhill Suites Hotel** on a 2.94 acre site within the **Miramar Park of Commerce Phase V plat**, located south of Miramar Parkway, north of the Homestead Extension of the Florida Turnpike, and east of Red Road. *(Community and Economic Development Director Eric Silva)*

Community & Economic Development Director Eric Silva presented items 12, 13, and 14 together, as set forth in the backup, though each item was voted on separately. The City Manager recommended approval with staff conditions as detailed in the backup.

Alicia Lewis, the applicant's representative, welcomed questions from the Commission.

MAYOR MESSAM: Are there any questions for the applicant and staff at this time? Hearing none, are there any members from the public who would like to speak on this item? Hearing and seeing none, I'll entertain a motion?

COMMISSIONER BARNES: Just a couple questions.

MAYOR MESSAM: Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: Close proximity to another hotel, does it mean that hotel is doing good, and you want to compete?

MS. LEWIS: I think we, obviously, live in America where we see CVS and Walgreens on the same corners.

COMMISSIONER BARNES: On the same corner, okay.

MS. LEWIS: So I think that there will be competition, but I don't think it's to be looked at as direct competition, as far as we want to put anybody out of business, we just want to offer an additional option here in the City of Miramar. And, as you continue to grow, those options are going to be needed, and we want to provide a high-end option that's going to be available to patrons within the City.

COMMISSIONER BARNES: Which brings me to the next question. What does your typical client look like or you hope will look like?

MS. LEWIS: Actually, representatives of the hotel are here, and they can give you a better description of the exact clientele.

MR. WHITE: Good evening, my name is George White, the architect on the project. The question was?

COMMISSIONER BARNES: Especially in the context of placement so close to the Turnpike, and not that far away from I-75, what would that location impact on the kind of client you're going to attract?

MR. WHITE: Well, the kind of clients that we expect are executives, business men and business people; they're coming, not just to the Park, but that's one primary source, but just to the area. It's not really family; it's mostly business, businessmen and businesswomen.

COMMISSIONER BARNES: That's it.

MAYOR MESSAM: Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: I just want to ask, what's your accommodation? How many beds, occupancy? How many beds are we talking about?

MR. WHITE: Well, this is 124 rooms.

COMMISSIONER CHAMBERS: Thank you.

MAYOR MESSAM: Any other comments, questions?

COMMISSIONER CHAMBERS: No.

MAYOR MESSAM: I'll entertain a motion.

On a motion by Vice Mayor Riggs, seconded by Commissioner Chambers, to approve Resolution #R6013, the Commission voted:

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

Resolution No. 16-95

13. Temp. Reso. #R6011 considering Application No. 1501123, **Site Plan** approval for **Springhill Suites**, a six story hotel on a 2.94 acre site within the **Miramar Park of Commerce Phase V plat**, located south of Miramar Parkway, north of the Homestead Extension of the Florida Turnpike, and east of Red Road. *(Community and Economic Development Director Eric Silva)*

MAYOR MESSAM: I'll take a motion for item number 13, please?

On a motion by Vice Mayor Riggs, seconded by Commissioner Colbourne, to approve Resolution #R6011, the Commission voted:

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

Resolution No. 16-96

14. Temp. Reso. #R6012 considering **Community Appearance Board** Application No. 1501349, for **Springhill Suites**, a six story hotel on a 2.94 acre site within the **Miramar Park of Commerce Phase V plat**, located south of Miramar Parkway, north of the Homestead Extension of the Florida Turnpike, and east of Red Road. (*Community and Economic Development Director Eric Silva*)

MAYOR MESSAM: Motion for number 14, please.

On a motion by Vice Mayor Riggs, seconded by Commissioner Colbourne, to approve Resolution #R6012, the Commission voted:

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

Resolution No. 16-97

15. Temp. Reso. #R6014 considering Application No. 1506148, **Landscape Variance** approval for a new **Towercom Telecommunication Facility** and 140-foot **high stealth tower**, located on a leased parcel of the Safeguard Self-Storage property at the northeast corner of University Drive and the Homestead Extension of the Florida Turnpike. (*Community and Economic Development Director Eric Silva*)

Community & Economic Development Director Eric Silva presented items 15, 16, and 17 together, as detailed in the backup, though each item was voted on separately. The City Manager recommended approval with the staff conditions as stated in the backup.

MAYOR MESSAM: Commissioner Barnes, you're recognized.

COMMISSIONER BARNES: It's okay, the client can come.

MAYOR MESSAM: Do you have a presentation?

Deborah Martohue, the applicant's representative, introduced the members of their project team present at the meeting, thanking City staff for working with them on various design aspects of the project to enhance the aesthetics of the proposed site. This was a stealth design, and under the City's Code it was classified as a new tower, though it was, in fact, a relocation of three carriers from the Calder Race Track facility to the south. She noted the Calder tower site had already been demolished, and both Verizon and T-Mobile had relocated, while Sprint was awaiting the outcome of the Commission's decision. These were already on-air facilities currently providing services in the area.

COMMISSIONER BARNES: My question would be for our engineer. I remember the first time we got the word "stealth" brought to us; I would love for your engineer to explain the circumstances. Who came up with the word "stealth" in the first place? Because I think what is really commendable about this, is you drive by, you're on the Turnpike, and there's this really lovely flag. But it's not just a flagpole, and I think that is one of the things that makes it so readily acceptable in our situation, and we don't mind these guys crossing the county line and coming into Miramar. So welcome from Calder and all those places.

MS. MARTOHUE: Actually, if you don't mind, I can answer the question, because it's really more of a legal question. Different codes call it camouflage or non-camouflage stealth, non-stealth; they have different words for it, and it's defined. In your Code, it's defined as stealth and, as Mr. Silva discussed, it's designed to have a different feather that doesn't necessarily look like when you're going down the highway or when you see those exposed panel antennas. That's non-camouflaged. They're non-stealth. I want to emphasize too, in this zoning district, which is B3, we're not required under your Code to put in stealth, but we felt that was appropriate, and we discussed it with staff, and in consideration of the providers, we need to make room for this location, that stealth would be best. But it does require canisters, and within those canisters, the antennas are wholly concealed, you don't see them, but they have to have two now. At the Calder Race Track, they were exposed, if you remember. So this is different, in that they will now be concealed, you won't see all those antennas, and that's what they mean by stealth. Does that help?

COMMISSIONER BARNES: I wanted the explanation for our viewers and a couple of our Commissioners who are still fairly new.

MS. MARTOHUE: No problem. I know you don't see those every day.

MAYOR MESSAM: Commissioner Chambers, you're recognized.

COMMISSIONER CHAMBERS: My question is, in the past, we have residents with other area concerns about the cell towers, as far as getting sick from the radiation or

whatever the case may be. The proximity with this new antenna to our residents, and the park across the street, is there any issue that we should be concerned?

MS. MARTOHUE: Well, first let me give you the legal answer, and I'm sure your attorney will advise you. The legal answer is nobody can consider health concerns that's precluded and prohibited by the Federal Telecommunications Act of 1996. They make those laws. Now from me to you, and for anybody who's watching who might be concerned, the second legal thing is we meet and exceed your criteria within the Code of a 300-foot distance separation from any residential properties in the area. Third, just from a human to a human, if you have a microwave, a TV, a dishwasher, a baby monitor, any of those things in your everyday life, you are getting a higher level of emissions than you would ever from this tower.

COMMISSIONER CHAMBERS: So the park across the street where a lot of children are going to be playing shouldn't be concerned.

MS. MARTOHUE: No.

COMMISSIONER CHAMBERS: There's nothing to be worried about? Okay.

MS. MAARTOHUE: And I'm just saying that person to person; it can't be considered as evidence.

COMMISSIONER CHAMBERS: Understood. Thank you. Mr. Silva, in terms of the City of Miramar, what's the financial benefit, this tower?

MR. SILVA: This is a private transaction, so we're not involved in the location of this tower. It's a little bit different; you've probably seen a couple others in relation to the parks and the City, but this is entirely a private transaction, so there's no financial benefit to the City.

COMMISSIONER CHAMBERS: Thank you.

MAYOR MESSAM: On that note, there are no communication taxes or surcharges for being in the City, because the installment is on private property?

MS. MARTOHUE: Correct. This isn't a facility that's subject to franchise fees or anything. It's a private commercial carrier. But, to your issue, your Code does require that we take a look at any other available City-owned property or City-owned facilities or co-locations, and we did all of that. We've shown all of that evidence to your staff, they've evaluated it. There isn't any tower within a mile, it's further than a mile away, so when served to relocate these providers that are already on air, number one, and then there is Fairway Park, a little bit northeast of this site. It wouldn't have cured or maintained the service that was already being provided at Calder Race Track, but we did look into Fairway Park. John Moody spoke with Ms. Buckley, and the Fairway Park

declined. They did not want this in their park, they did not have room for it, and it wouldn't have met the 300-foot distance separation requirement to the residents, so that was why that was ruled out. But it was looked at.

COMMISSIONER CHAMBERS: What about Pine Land Park? Are you familiar with that park?

MAYOR MESSAM: Yes, they said 300 feet; it meets that. Question for Mr. Silva, and maybe the applicant as well. In our Code, with the flagpole, just thinking, like at Regional Park we have the U.S. flag. Any consideration or thought to put a Miramar flag on that post?

MR. SILVA: We did discuss that with the applicant. Given that it was a private property and it wasn't a City property, we agreed on an American flag.

MAYOR MESSAM: So the property owner wanted an American flag?

MR. SILVA: No, we went back and forth, and we, as staff, felt that because it was a private property, it should be an American flag. It's still up for discussion, if you'd like to mention that to the applicant.

MS. MARTOHUE: Let me point out something with the City flag. The initial option we offered, and I can show you what they look like, was just to have a unipole with no flag. There are communities that ought to have no flag, because when you have an American flag, you have to up light it, which makes it more visible at night. You have windy conditions in South Florida, just like where I live, in the Tampa Bay areas, and it can be fairly windy, which can pose a problem in maintaining flags in general. Lanyards can get noisy. I'm less concerned about that issue at this particular location, because it's not surrounded by residents. But those are just typical complaints sometimes that we might hear down the line after a flag has been installed. We did discuss with the City, then, perhaps we gave them photo sense on putting the City of Miramar flag up. We're open to that, and we'll tell you the difference is we wouldn't have to up light it, and that may be a good thing, and that's an option. I mean you can choose that, but the up lighting at night tends to make the infrastructure and that flag more visible at night, whereas you wouldn't see it. I have pictures, if you want me to pass, of what a unipole looks like at night that isn't lit up, without a flag. We were ready to go with the flag. I did bring options, so it's up to you if you want to see them, but just understand, the American flag has to be up lit, that's federal law.

MAYOR MESSAM: Unless there's legal consideration why we wouldn't put the Miramar flag, I just think that every time we have an opportunity to brand our City, especially off of the Turnpike, and it's right adjacent to the Turnpike, if the property owner is willing to put the Miramar flag there, I think we should consider that.

COMMISSIONER BARNES: I'm thinking what I'm hearing is we're not in a position to impose it on a private owner.

MAYOR MESSAM: We're not imposing it. In fact, they proposed the Miramar flag; it's our staff that said that they think it's not the best installation. So we're not imposing. I'm not suggesting we impose, but it seems like the applicant, not only are they willing, but they actually showed a rendering of a Miramar flag on there, so they're open.

MS. MARTOHUE: We'll say that if you do go with the City of Miramar, we do need a good, digital image, we need to work with whoever has your flag logo, we need that to make that happen, because on that size pole, we have to put approximately a 20 by 30 foot flag to make it proportionally correct, that's what we would need.

MAYOR MESSAM: I'm sure we have a vector file that will be able to meet that.

MS. MARTOHUE: We had to improvise a little bit in the photo, since we did not have that digital art, but those are your options. A unipole not lighted, City flag not lighted, American flag lighted.

MAYOR MESSAM: Yes, I would say. Do we have consensus on Miramar?

VICE MAYOR RIGGS: Yes.

MAYOR MESSAM: Commissioner Colbourne.

COMMISSIONER COLBOURNE: Thank you. In terms of the size of the flag, I do want to say that the flag, and I'm not sure what size it is, but the flag that we have, I'm going to say it's out at Vizcaya Park that you can see from the Turnpike, we're constantly getting complaints, because it gets tangled, and I want to say it's probably because of the size. So, in considering the size of the flag, definitely consider the size of the pole. I know that it's constantly damaging, in terms of how it's being put up. Especially because of the visibility, I'm always getting complaints that it's tangled, and it doesn't look right, or it's torn, it's not on properly, and many times it's really just tangled, and it has to be untangled. Whichever flag we choose, let's just make sure it's the right size for that sized pole, and that it's placed in a way that we won't have that issue.

MS. MARTOHUE: Commissioner Colbourne brings up some of the issues that people do bring up down the line once flags are installed. There's only so much within our control, cause you have windy conditions here; any place on the coast does. But we take our guidance from the flagpole manufacturers, they're the ones who make the recommendations, and I'm sure John would be happy to work with your staff to see what size that particular flag is, should it be smaller, should it be larger, and work to try to find something that's agreeable to staff.

COMMISSIONER COLBOURNE: Or maybe it's just the way that it's set up, because I see other poles and other flags, and they don't have that issue, but that seems to be happening quite often with that one.

MS. MARTOHUE: We'll try to figure out what makes that one different, and not do that.

COMMISSIONER COLBOURNE: Thank you.

MAYOR MESSAM: Thanks, Commissioner Colbourne. At this time, if there aren't any other comments, I'll entertain a motion for item 15, and we'll take them one by one through 17.

On a motion by Vice Mayor Riggs, seconded by Commissioner Colbourne, to approve Resolution #R6014, the Commission voted:

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

Resolution No. 16-98

16. Temp. Reso. #R6015 considering Application No. 1505786, **Site Plan Amendment** approval for a new 140-foot **high stealth telecommunication tower**, located on a leased parcel of the Safeguard Self-Storage property at the northeast corner of University Drive and the Homestead Extension of the Florida Turnpike. *(Community and Economic Development Director Eric Silva)*

MAYOR MESSAM: Item number 16.

On a motion by Vice Mayor Riggs, seconded by Commissioner Barnes, to approve Resolution #R6015 as amended, the Commission voted:

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

Resolution No. 16-99

17. Temp. Reso. #R6016 considering Application No. 1505788, **Community Appearance Board** approval for a new 140-foot **high stealth telecommunication tower**, located on a leased parcel of the Safeguard Self-

Storage property at the northeast corner of University Drive and the Homestead Extension of the Florida Turnpike. (*Community and Economic Development Director Eric Silva*)

MAYOR MESSAM: And item number 17.

CITY ATTORNEY COLE: That item will have the change with the flag and not have the lighted, is that correct? Is that what the Commission wants?

MAYOR MESSAM: Could it be approved with the amendment with the flag?

CITY ATTORNEY COLE: That's what I'm saying. You want to amend these items with the Miramar flag without lighting, as opposed to the American flag with lighting.

MR. SILVA: Correct. If I may. The site plan also shows the American flag.

CITY ATTORNEY COLE: That will be for item 16 and 17, we'll add that or we'll change that on both of those items.

MAYOR MESSAM: I'll entertain a motion with these items with the stated amendments.

On a motion by Vice Mayor Riggs, seconded by Commissioner Colbourne, to approve Resolution #R6016 as amended, the Commission voted:

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

Resolution No. 16-100

- 18.** Temp. Reso. #R6005 approving Application No. 1600839, **Vacation of Easement** for Miramar Town Center Block 4A, located south of Miramar Boulevard, east of Red Road and west of Hiatus Road. (*Community and Economic Development Director Eric Silva*)`

Community & Economic Development Director Eric Silva reviewed the proposed resolution, as detailed in the backup. The City Manager recommended approval with the staff condition as set forth in the backup.

Alicia Lewis, the applicant's representative, welcomed questions from the Commission.

MAYOR MESSAM: Are there any questions? Hearing none, are there any members from the public who would like to comment on this item? Hearing and seeing none, back to this dais. I'll entertain a motion.

On a motion by Vice Mayor Riggs, seconded by Commissioner Chambers, to approve Resolution #R6005, the Commission voted:

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

Resolution No. 16-101

OTHER BUSINESS

19. Reports and Comments:

Commissioner Reports:

MAYOR MESSAM: Commission Reports, starting with Vice Mayor Riggs, working our way down this time.

VICE MAYOR RIGGS: First, in reference to the item we approved earlier, item number five that was approved today; I propose that we increase this whole five-year background to a minimum of ten years. Also, I want the public to take note that whoever is planning on doing business with the City of Miramar, to know that we have very high standards, and you need to come ready to meet those high standards or don't come, period. On a happier note, congratulations to Chief Williams, amazing ceremony yesterday. And, for the record, you owe me a piece of cake; you took too long to cut the cake. Amazing, congratulations, looking forward to your tenure. Thank you.

MAYOR MESSAM: Commissioner Barnes, any reports, comments?

COMMISSIONER BARNES: Yeah. Just to call attention, they're gone now, but the young people who were here, and the one who made the presentation, it's kind of late, but they were actually here doing a documentary. It wasn't just a rapper articulating a position, they were actually here. If you noticed, they came in with a camera. They were actually doing a documentary on the City, which I think they're going to present to us at a later date. I am most pleased at that, because what I'm seeing is a group of young people becoming involved at this level. Usually, they're busy doing other things. And not only did he talk to Commissioner Colbourne about doing the resolution, vis-à-vis Flint and so on, but I think we're going to hear from them again. Also, this is the

weekend that we've struggled with for a few months. The citizenship drive is on this Saturday. Even before we get in there on Saturday morning, I want to thank staff for the work that they've done to help us, not only putting it together, but to promote it. We've been sneaking time on our radio station and doing it in places we're not even supposed to, but we're getting it in. My dear secretary, Shari, at one stage today she had 23 calls to answer, so people are aware, and they're coming. And I'm just putting it out, and I've already told her, so I can say this, another initiative is coming up soon, because we're looking at helping young people who are going off to college and believe that they have to get student loans, we're looking to put together a workshop seminar for their parents, some of who say, flat out, just give me the papers, I'll sign for the loan. We want to show them that there are alternatives to just getting a loan, so that is coming up pretty soon as well. But, again, thanks to staff for the work that they've done so far to put together the citizenship drive and we'll report at our next meeting how it went.

MAYOR MESSAM: Thanks, Commissioner Barnes. Commissioner Chambers.

COMMISSIONER CHAMBERS: Thank you, Mr. Mayor. I'd like to publicly congratulate Chief Williams, our new Chief. Thank you, sir. And congratulations to you and your family and your staff. My request is that our officers, sometimes people tend to forget they're human beings. They have families, they've got mothers, they've got fathers, they've got children, brothers and sisters, and we're a family here in Miramar. All I'm asking is that you listen to their concerns when they're going through tough times make sure you're there for them to comfort them, and still being a leader, and just to be there for all the officers that we have here in Miramar. They need our assistance, our help, and not because they wear the badge and a gun, that doesn't mean they don't have issues. I just want us to keep that in mind. Also, I want to thank our brave men and women who are going off overseas to do their duty. Especially, I want to thank their families, because, oftentimes, we tend to forget the families, and they're the ones who bear the brunt of that deployment. They have to hold it down at home until they come back, taking care of the children and the family and, trust me, it's not easy being away, knowing that your loved one is gone. That father, that mother might be taking care of the kids at home, and knowing that they're not there anymore, and knowing that support team is not there. Thirdly, our Finance Department, those men and women that are here on the weekends late at night doing their job. I want to thank them, they work so hard. They really put in a lot into what they do. Number four, with Flint, Michigan, it's a testament here in Miramar as to the men and women in the Utilities Department, in the trenches, trying to make sure we have safe, clean top-notch drinking water here in this beautiful City of Miramar. Like I always say, the water here is a 100 times better than most other places. Bottled water is no comparison to the drinking water here that comes out of our taps, so I want to thank them so much. Lastly, South Florida Pediatrics, this past weekend, they put on a fantastic job at the park with the Easter eggs and a fun day for families. I want to thank Vice Mayor Sharief for doing that now for seven years in a row with her company. It cost a lot of money, but she always step up and do it, so I want to thank you so much, thank all the staff of South Florida Pediatrics. That's it. Thank you so much.

COMMISSIONER BARNES: Regarding our new Chief, I already told him last night I won't be speaking with him anymore now I've met his wife, so he understands that.

MAYOR MESSAM: Thank you, Commissioner Chambers. Commissioner Colbourne.

COMMISSIONER COLBOURNE: Thank you very much. I'd like to thank my fellow Commissioners and Mayor here for the support on the Flint item that we had today. I put it forward; it is a resolution that was already placed, that was already done by the National League of Cities, and I just wanted the City of Miramar to just be able to say that we're there with you. So I thank you all for your support on the item. We talked earlier about summer programs for our youth, and I go back to a few years back when I had my first summer employment. But I do want to say that that's where you build your resume. That's where you initiate your career. And it is so important for our youth. And it really would be great for the City of Miramar to be able to establish what we talked about with CareerSource, and with all of the businesses that we have here in the City. Because if all of these businesses that we're attracting that we have here in the City can hire one or two of our youth over the summer, it would make a significant difference in the lives of those youth, in terms of starting out their career, and finding a path of which they want to proceed in their lives. And I'm sure our new chief, and congratulation Chief, will agree that it will keep them off the streets, and make things a lot easier for his officers, and eliminate a lot of the mischiefs that we have today. I was very appreciative of that opportunity when I had my first summer employment at age 14 when I got my working papers, and I'm sure these youngsters will be as well. So it would really be great if we can put something together like that.

MAYOR MESSAM: Thank you, Commissioner Colbourne. A couple of announcements. As been stated before, congratulations to our new Chief, Dexter Williams, and Mrs. Williams, Shelby, golden voice, golden voice, golden voice. We need to put her on The Voice, literally. Awesome, awesome, awesome job. Yes, yes, yes, yes. Maybe we could talk about taking her on the road. I'd like to also encourage the community to support this year's Relay For Life. This year it will be hosted at the Everglades High School. It will be this Friday at 6:00 p.m. at Everglades High School, so I'm sure Ms. Darbar and the entire Everglades High School will be looking forward to the community coming out to support the event. And, finally, I would like to also announce and remind the residents of the Mayor's 3K Walk/Run Health Fitness Fair and Family Fun Day that will take place right outside City Hall. We're expecting a vibrant, diverse group. We have toddlers to our seniors who will be here to run or walk, based on their capability, a little over 1.8 miles around Town Center, which is a great opportunity to come out and break a little sweat. So we ask everyone to wear athletic clothes, walking or running shoes to be comfortable. And the great thing about it is, after the Walk/Run, we have an awesome lineup of demonstrations for yoga, boot camps, jazzercise, and spinning. So if you haven't seen or taken a spinning class, a live DJ. We have the kids zone, which will feature face painting, rock climbing. We have some awesome community partners. We have Joe DiMaggio Children's Hospital that will have the teddy bear corner, so we're asking parents to bring the children out. We also have the Miami

Dolphins, who will bring their junior training camp, I don't know if it's an apparatus or an obstacle course that will be right outside where kids can imagine and dream that they are some of the current Dolphin players. So we thank 24 Hour Fitness, our partners across the street of Town Center for partnering with us as well, as well as Aetna and a long list of community partners. Come to see cooking demonstrations. We'll have healthcare professionals from Memorial Hospital Miramar who will be giving free health screenings, to check your blood pressures, blood glucose, the whole nine yards. So there will be some free services here with some great community partners, and the best thing about it, you just don't come and watch; you have an opportunity to actually participate. Finally, the target person we want for this event is the person who had that nice cheesecake the night before and fell asleep on the couch. You can literally roll off the couch, come in front of City Hall, run off a few calories, and have fun with your neighbors and friends. So see everyone Saturday morning, April 9; registration begins at eight o'clock, and the Walk/Run begins at 9:00 a.m., and immediately following, the health fair for those who cannot do the walk will have activities for you to start at nine o'clock as well. And we have some special guests attending as well. We have our very own board member, Patty Good will be there. We have Superintendent Bob Runcie will be there as well, the Miramar High School Football Team will be here present as well, so we have some great community partnerships, and we're looking forward to a great time. So tell your neighbors, and we'll see you on Saturday morning after Relay For Life.

COMMISSIONER CHAMBERS: Mr. Mayor, why not 7:00 a.m.?

MAYOR MESSAM: Because it's my program, and we're starting at 8:00. I need that extra hour to sleep.

COMMISSIONER CHAMBERS: Looking forward to being there.

MAYOR MESSAM: Yes. Good. At this time, Madam Manager, City Attorney reports?

City Attorney Reports:

None

City Manager Reports:

CITY MANAGER WOODS-RICHARDSON: I have one comment. I sent to each of you this afternoon a draft of the Local Government Infrastructure Surtax Resolution, and I'd like you to take a look at it. I will be polling you, so that we can have some sort of discussion on where we want to be with that resolution, in terms of going forward with the referendum.

FUTURE WORKSHOP

NONE

ADJOURNMENT

MAYOR MESSAM: If nothing else, the meeting is adjourned.

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

Denise A. Gibbs, CMC
City Clerk
DG/cp