CITY OF HOMESTEAD
CITY COUNCIL MEETING MINUTES

TUESDAY, FEBRUARY 19, 2008
790 N. HOMESTEAD BLVD.
HOMESTEAD, FL 33030

CALL TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Bell called the meeting to order at 7:00 p.m.

1. **INVOCATION**

   (a) REV. THOM MACLEOD – SILVER PALM UNITED METHODIST CHURCH
   (b) PLEDGE OF ALLEGIANCE – BOY SCOUT TROOP #69 & VICE MAYOR BURGESS

2. **ROLL CALL**

Mayor and Council Present: Mayor Lynda Bell, Vice Mayor Jon Burgess, Councilwoman Wendy Lobos, Councilman Melvin McCormick, Councilman Tim Nelson, and Councilwoman Nazy Sierra. Councilwoman Judy Waldman was absent.

3. **ADDITIONS, DELETIONS, DEFERRALS**

SECOND READING

AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, CONSIDERING THE REQUEST OF JOHN D. STEPHENS FOR A REZONING FROM GENERAL USE DISTRICT (G) TO RETAIL COMMERCIAL DISTRICT (B-2) FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF FARM LIFE SCHOOL ROAD AND NORTH CANAL DRIVE AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.

City Manager Curt Ivy read the above and stated the applicant requested to defer this item (tab 8) until March 3, 2008.

City Attorney Richard Weiss mentioned Council had a revised resolution for tab 16 on the dais and explained the wording was changed slightly.

A Motion was made by Councilwoman Sierra and seconded by Councilwoman Lobos to defer the above ordinance to March 3, 2008.

Mayor Bell asked all in favor? Vote: Ayes all.

4. **SPECIAL PRESENTATIONS**

   (a) CERTIFICATE OF APPRECIATION PRESENTED TO THE WHITE LION CAFÉ & ANTIQUES BY THE HISTORIC PRESERVATION BOARD

Councilman McCormick, Historic Preservation Board Chairwoman Yvonne Knowles and Historic Preservation Board Vice Chairman Larry Diehl presented a Certificate of Appreciation to the Swank family, owners of the White Lion Café and Antiques.

   (b) OFFICER OF THE MONTH OF NOVEMBER 2007 – OFFICER ANDRES ERIC RODRIGUEZ (COUNCILMAN NELSON)

Captain Tom Foglia briefly mentioned Officer Rodriguez's history and highlighted one instance on Friday, November 23, 2007. Due to Officer Rodriguez's skills and quick responds to a robbery in progress, he was able to apprehend the subject (after pursuit), the shotgun, along with recovering the victims' possessions.

Officer Rodriguez thanked Mayor, Council, Police Chief Al Rolle, Major Scott Kennedy, Captain Randy Chong, Captain Tom Foglia and his fellow Police Officers.

Councilman Nelson read and presented Officer Rodriguez with a plaque and donated awards.

(c) CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING AWARD PRESENTATION TO THE CITY OF HOMESTEAD FOR ITS COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2006. (COUNCILWOMAN LOBOS)

Councilwoman Lobos presented Finance Director Jan Smith and Finance Assistant Director Christi Vizcaino with a Certificate of Achievement for Excellence in Financial Reporting for the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2006.

Ms. Smith thanked Finance Assistant Director Christi Vizcaino, her entire staff, as well as all the Department Heads for their assistance.

(d) MIAMI-DADE COUNTY PUBLIC SCHOOLS INTERNSHIP PROGRAM (COUNCILWOMAN SIERRA)

Homestead High School Career Specialist Susan Laguardia requested the City's support by executing an agreement to allow students to participate in an internship program.

Mayor Bell advised the City Attorney, along with the Human Resource Department needed to review the agreement and believed this was a great program.

Ms. Laguardia announced and encouraged the community to get involved in the mentoring and volunteer programs.

5. **CONSENT AGENDA**

(a) APPROVAL OF FEBRUARY 4, 2008 COUNCIL MEETING MINUTES

(b) **ITEMS FROM FEBRUARY 12, 2008 COMMITTEE OF THE WHOLE MEETING**
i. RFP 200818 – INSTALLATION OF RED LIGHT CAMERAS

(c) **ITEMS FROM FEBRUARY 12, 2008 PARKS & RECREATION COMMITTEE MEETING**
i. FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION MAYOR ROSCOE WARREN MUNICIPAL PARK – GRANT AGREEMENT AND RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, APPROVING AND ADOPTING A GRANT AWARD FROM THE FLORIDA DEPARMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) FOR THE DEVELOPMENT OF MAYOR ROSCOE WARREN MUNICIPAL PARK.

ii. PURCHASE OF PARK EQUIPMENT AND RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, AUTHORIZING THE PURCHASE OF PARK EQUIPMENT FOR THE

CITY OF HOMESTEAD POLICE DEPARTMENT FROM SUPERIOR PARK SYSTEMS, INC.; PURSUANT TO CITY CODE SECTION 2-411.1(A)(5) "EXEMPTIONS FROM COMPETITIVE BIDDING;" PROVIDING FOR AN EFFECTIVE DATE.

(d) ITEMS FROM FEBRUARY 12, 2008 PUBLIC SAFETY COMMITTEE MEETING

i. CHILDREN'S TRUST CHILD MURDER, YOUTH VIOLENCE SERVICE PARTNERSHIP GRANT AND RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, AUTHORIZING THE CHILDREN'S TRUST CHILD MURDER, YOUTH VIOLENCE PREVENTION SERVICE PARTNERSHIP GRANT.

A Motion was made by Councilwoman Lobos and seconded by Vice Mayor Burgess to approve all items under the Consent Agenda. Vote: Ayes all. Motion carried.

6. PUBLIC HEARINGS – ORDINANCES, LAND USE ITEMS, ETC.:

QUASI-JUDICIAL PUBLIC HEARINGS – PLEASE BE ADVISED THAT THE FOLLOWING ITEMS ON THE AGENDA ARE QUASI-JUDICIAL IN NATURE. IF YOU WISH TO COMMENT UPON ANY OF THESE ITEMS, PLEASE INDICATE THE ITEM NUMBER YOU WOULD LIKE TO ADDRESS WHEN THE ANNOUNCEMENT REGARDING THE QUASI-JUDICIAL ITEM IS MADE. AN OPPORTUNITY FOR PERSONS TO SPEAK ON EACH ITEM WILL BE MADE AVAILABLE AFTER THE APPLICANT AND STAFF HAVE MADE THEIR PRESENTATIONS ON EACH ITEM.

SWEARING IN. ALL TESTIMONY, INCLUDING PUBLIC TESTIMONY AND EVIDENCE, WILL BE MADE UNDER OATH OR AFFIRMATION. ADDITIONALLY, EACH PERSON WHO GIVES TESTIMONY MAY BE SUBJECT TO CROSS-EXAMINATION. IF YOU DO NOT WISH TO BE EITHER CROSS-EXAMINED OR SWORN, YOUR TESTIMONY WILL BE GIVEN ITS DUE WEIGHT. THE GENERAL PUBLIC WILL NOT BE PERMITTED TO CROSS-EXAMINE WITNESSES, BUT THE PUBLIC MAY REQUEST THE COUNCIL TO ASK QUESTIONS OF STAFF OR WITNESSES ON THEIR BEHALF. THE FULL AGENDA PACKET ON EACH ITEM IS HEREBY ENTERED INTO THE RECORD. PERSONS REPRESENTING ORGANIZATIONS MUST PRESENT EVIDENCE OF THEIR AUTHORITY TO SPEAK FOR THE ORGANIZATION. FURTHER DETAILS OF THE QUASI-JUDICIAL PROCEDURES MAY BE OBTAINED FROM THE CLERK. (IN ACCORDANCE WITH CODE SECTION 2-591, ANY LOBBYISTS MUST REGISTER BEFORE ADDRESSING THE COUNCIL ON ANY OF THE FOLLOWING ITEMS). AT THIS TIME COUNCILMEMBERS MUST DISCLOSE ANY EX-PARTE COMMUNICATIONS CONCERNING ANY ITEMS ON THE AGENDA.

City Attorney Weiss read the above.

Mayor Bell disclosed she had multiple conversations with numerous people on item 7 (c) and she met with Development Services Director Shari Kamali and the applicant approximately two months ago on item 7(d).

Councilwoman Lobos disclosed she had an informal conversation with Mr. Eby on item 7(d).

Councilman Nelson disclosed he clarified the vote with Ms. Newman on item 7 (c).

AT THIS TIME THE CLERK WILL SWEAR IN ANY PERSON(S) WHO WISHES TO TESTIFY ON ANY QUASI-JUDICIAL ITEM.

City Clerk Sheila Shedd administered the oath to all persons wishing to testify.

(a) **A FINAL ORDER OF THE CITY OF HOMESTEAD, FLORIDA GRANTING A CERTIFICATE OF USE TO ALLOW THE OPERATION OF A RESTAURANT WITH ON PREMISES SALE AND CONSUMPTION OF BEER AND WINE, LOCATED ON AT 538 WASHINGTON AVENUE, AT THE SOUTHWEST CORNER OF WASHINGTON AVENUE AND NW 6TH STREET, FURTHER GRANTING A WAIVER OF THE LOCATION REQUIREMENTS FOR THE SALE OF BEER AND WINE, AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney James White read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Vice Mayor Burgess.

Mayor Bell opened the public hearing.

Ms. Kamali briefly explained the request.

Due to a language barrier, Councilwoman Sierra, along with Councilwoman Lobos administered the oath and translated in Spanish to Jesus and Erika Galindo (the applicantS).

Mayor Bell expressed her concern for the restaurant selling alcohol in a close proximity of several schools and one church. She pointed out the United Methodist Church existed prior to the restaurant and objected to the applicant request; therefore she could not support this item.

Ms. Galindo commented other restaurants sold alcohol in the area and questioned why her restaurant stood out.

Mayor Bell stated the City Code dictated no restaurant should sell any alcoholic beverages within a certain distance from a school, government property and a church without a waiver. United Methodist Church objected to the request, which she must consider. She briefly commented that the community might not of objected to the other establishments.

Mr. Galindo inquired if he would be able to obtaining a license.

Mayor Bell stated the vote would determine the outcome.

Kevin Sullivan questioned the advertising.

City Attorney Weiss advised the application needed to be deferred if the advertising was incorrect, allowing the City to re-advertise.

City Attorney White clarified the address was also included in the title, along with the general location.

City Attorney Weiss suggested deferring the item temporarily until the advertisement was confirmed.

A Motion was made by Mayor Bell and seconded by Vice Mayor Burgess to defer until the advertisement was clarified.

Mayor Bell asked all in favor? Vote: Ayes all.

Mayor Bell stated Council would return to this item once the advertising issue was clarified.

SECOND READING

(b) **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, CONSIDERING THE REQUEST OF JOHN D. STEPHENS FOR A REZONING FROM GENERAL USE DISTRICT (G) TO RETAIL COMMERCIAL DISTRICT (B-2) FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF FARM LIFE SCHOOL ROAD AND NORTH CANAL DRIVE AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.**

See page one of the minutes, item deferred until March 3, 2008.

FIRST READING

(c) **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, CONSIDERING THE REQUEST OF INVESTOR SERVICES, L.L.C. FOR A REZONING FROM ONE-FAMILY DISTRICT (R-1) TO PARKING DISTRICT (P) FOR PROPERTY LOCATED ON THE SOUTH SIDE OF NW 19TH STREET, JUST WEST OF KROME AVENUE AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney White read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Councilwoman Sierra.

Mayor Bell opened the public hearing.

Ms. Kamali explained the rezoning request and pointed out a site plan would come before Council in the near future.

Mayor Bell verified with Ms. Kamali the site plan would show the traffic flow.

Jerry Proctor briefly reviewed the history, the surrounding property, along with the request. He stated there was no objection to the rezoning and mentioned the site plan was delayed to meet with the community to address the size of the office development building. He respectfully requested approval on the rezoning and mentioned the site plan would proceed to Council after the applicant met with the community.

Councilwoman Lobos stated the Planning and Zoning Board minutes reflected the residents concerns for the building and request the applicant not to seek variances but construct the building to City Code.

Mayor Bell pointed out the Planning and Zoning Board approved the request 5 – 0 and clarified the request was for the rezoning and not the site plan. She mentioned the property was zoned for commercial and the request was consistence with the area; however the City must proceed with caution to ensure a buffer would be created because the property abutted a residential community.

Elaine Navarre stressed the community was not notified of the request (by mail), however an ad was placed in the Miami Herald. She expressed her concerns for traffic congestion, quality of life, as well as the decrease in property value. She emphasized the importance of preserving historic homes in the community and felt it was not a commercial area.

Ms. Kamali stated the property owners were notified within a 375 feet radius of the project and advertised in the Miami-Herald along with the Miami Dailey Business Review, per City Code requirements.

Ms. Navarre stated she spoke with Miami-Dade County and stressed the requirements were different.

City Attorney Weiss explained the City was a municipality; therefore the City had its own Code that addressed how notifications and advertisements would be done, which was different than the County.

Ms. Navarre stated for the record her community was not notified on the request.

Mayor Bell replied the community was notified.

Mayor Bell closed the public hearing.

Roll Call

Mr. Nelson	-	No	Vice Mayor Burgess	-	No
Mrs. Sierra	-	Yes	Mr. McCormick	-	No
Ms. Lobos	-	Yes	Mayor Bell	-	Yes

Motion Failed due to a tie.

City Attorney Weiss pointed out the advertisement had the street address and Council could return to the deferred item 6(a).

Mr. Proctor questioned the next step for the site plan and rezoning.

City Attorney Weiss explained the rezoning was denied and recommend Mr. Proctor meet with City staff and review the options.

Mr. Proctor requested reconsideration of the item to return with a complete presentation of the rezoning along with the site plan.

City Attorney Weiss stated a member of the prevailing side could move for reconsideration at the next meeting, and then the application would need to go through a procedure, including re-notification, as well as re-advertising.

Mayor Bell declared a motion for reconsideration could be considered until action is taken, however there would not be any action until then.

Mr. Proctor pointed out the application had the support of staff, along with the community and he avowed the site plan would be redesigned and respectfully requested reconsideration.

Mayor Bell felt it was appropriate for the applicant to meet and address the community's concerns.

Council returned to item 6(a) Final Order.

Councilman McCormick verified with Chief Rolle the 41 service calls was low for an establishment serving alcohol.

Councilwoman Lobos commented the restaurant's primary purpose was to serve food with the option of beer and wine. She felt the church's concerns did not apply because of the location.

Councilman Nelson expressed his concern for the number of daycare centers that were in the immediate area.

Councilwoman Lobos mentioned Council approved a similar request for a restaurant across the street from Campbell Elementary.

Roll Call

Mr. McCormick	-	Yes	Vice Mayor Burgess	-	Yes
Mr. Nelson	-	No	Ms. Lobos	-	Yes
Mrs. Sierra	-	Yes	Mayor Bell	-	No

Motion Carried.

FIRST READING

(d) **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, CONSIDERING THE REQUEST OF EDWIN M. EBY FOR A REZONING FROM RESTRICTED RETAIL COMMERCIAL DISTRICT (B-1) TO LIBERAL BUSINESS DISTRICT (B-3) FOR PROPERTY LOCATED AT 10 SOUTH HOMESTEAD BOULEVARD, BOUNDED BY SE 4TH ROAD TO THE WEST, AND SOUTHEAST OF EAST MOWRY DRIVE AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney White read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Vice Mayor Burgess.

Mayor Bell opened the public hearing.

Ms. Kamali briefly explained the request and background.

Mayor Bell pointed out the Planning and Zoning Board, along with staff denied the request and felt a pawnshop was not a proper use for this location.

Mayor Bell closed the public hearing.

No comments were made; therefore Mayor Bell closed the public hearing.

Roll Call

Vice Mayor Burgess	-	No	Mr. Nelson	-	No
Ms. Lobos	-	No	Mrs. Sierra	-	No
Mr. McCormick	-	No	Mayor Bell	-	No

Motion Failed.

FIRST READING

(e) **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, CONSIDERING THE REQUEST OF PORTOBELLO ESTATES, L.L.C. FOR A REZONING FROM GENERAL USE DISTRICT (G) TO TOWNHOUSE DISTRICT (R-TH) FOR PROPERTY LOCATED ON SW 320TH STREET, WEST OF SW 160TH AVENUE, JUST SOUTHEAST OF THE HOMESTEAD EXTENSION OF THE FLORIDA TURNPIKE AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney White read the above.

A Motion was made for approval by Councilman McCormick and seconded by Councilman Nelson.

Ms. Kamali briefly explained the request and history.

Mayor Bell confirmed with Ms. Kamali the property was zoned G, which must be rezoned prior to development of the property.

Mayor Bell opened the public hearing.

Jenn Helms, 10 NE 3rd Street, summarized the history and the surround property information.

Councilwoman Lobos verified with Ms. Kamali the project was exempted from the moratorium.

Councilwoman Lobos confirmed with City Attorney Weiss that Council had the discretion to reduce the density.

Councilwoman Lobos verified with Ms. Kamali the density allowed was seven to ten units per acre and requested a reduced density recommendation from staff.

City Attorney White recalled Council previous discussed a density range between seven to eight depending on the nature and compatibility with the surrounding land uses.

Ms. Helms provided different density options with the unit reduction for Council.

Mayor Bell mentioned this application was exempt from the moratorium and felt the City needed to be consistent and suggested eight units to the acre.

A Motion was made for approval by Councilwoman Lobos and seconded by Councilwoman Sierra to approve the R-TH rezoning with a density of 8 units per acre.

Jenn Helms respectfully requested 8.5 units to the acre because the project was smaller than San Remo.

Tim Nelson confirmed with Ms. Kamali the LRU abbreviation was for low residential with a density of up to six units per acre.

Mayor Bell closed the public hearing.

Roll Call

Vice Mayor Burgess	-	Yes	Mr. Nelson	-	No
Ms. Lobos	-	Yes	Mrs. Sierra	-	Yes
Mr. McCormick	-	Yes	Mayor Bell	-	Yes

Motion Carried.

7. LEGISLATIVE MATTERS

(a) ORDINANCES

SECOND READING

i. **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE BY AMENDING CHAPTER 28 "UTILITIES" BY AMENDING ARTICLE I "IN GENERAL" BY CREATING SECTION 28-14 "SURCHARGE FOR COUNTY SEWAGE TREATMENT CHARGE" TO ALLOW THE CITY TO IMPOSE AN ADDITIONAL FEE BY RESOLUTION TO COVER THE INCREASED COST OF SEWAGE TREATMENT IMPOSED UPON THE CITY BY MIAMI-DADE COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney Weiss read the above.

Mayor Bell left the meeting.

A Motion was made for approval by Councilwoman Lobos and seconded by Councilwoman Sierra.

Vice Mayor Burgess opened the public hearing.

No comments were made; therefore Vice Mayor Burgess closed the public hearing.

Roll Call

Ms. Lobos	-	Yes	Mrs. Sierra	-	Yes
Mr. McCormick	-	Yes	Vice Mayor Burgess	-	Yes
Mr. Nelson	-	Yes	Mayor Bell	-	Absent

Motion Carried.

FIRST READING

ii. **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE BY AMENDING DIVISION 3 "COST RECOVERY" OF ARTICLE IX "FINANCE" OF CHAPTER 2 "ADMINISTRATION", BY REVISING PROCEDURES AND CREATING ADVANCE DEPOSIT REQUIREMENTS RELATED TO COST RECOVERY, PROVIDING FOR INTEREST CHARGE AND ENFORCEMENT, PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney Weiss read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Councilwoman Sierra.

Vice Mayor Burgess opened the public hearing.

No comments were made; therefore Vice Mayor Burgess closed the public hearing.

Roll Call

Mr. McCormick	-	Yes	Vice Mayor Burgess	-	Yes
Mr. Nelson	-	Yes	Ms. Lobos	-	Yes
Mrs. Sierra	-	Yes	Mayor Bell	-	Absent

Motion Carried.

FIRST READING

iii. **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE BY AMENDING CHAPTER 28 "UTILITIES", BY AMENDING ARTICLE VIII "ELECTRICITY", AT DIVISION 2 "DEPOSITS RATES AND CHARGES", BY AMENDING SECTION 2-256 "STREET LIGHTING AND RENTAL OUTDOOR LIGHTING RATES", TO ADJUST A STREET LIGHTING RATE PROVISION TO ACCOMMODATE A CHANGE IN LIGHTING WATTAGE MADE BY MIAMI-DADE COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney Weiss read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Councilwoman Sierra.

Mayor Bell returned to the meeting.

Mayor Bell opened the public hearing.

No comments were made; therefore Mayor Bell closed the public hearing.

Roll Call

Mr. Nelson	-	Yes	Ms. Lobos	-	Yes
Mrs. Sierra	-	Yes	Mr. McCormick	-	Yes
Vice Mayor Burgess	-	Yes	Mayor Bell	-	Yes

Motion Carried.

FIRST READING

iv. **AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, ESTABLISHING THE TOURISM ADVISORY COMMITTEE, BY CREATING A NEW DIVISION 2 "TOURISM ADVISORY COMMITTEE" OF ARTICLE III "BOARDS, COMMITTEES, COMMISSIONS" OF CHAPTER 2 "ADMINISTRATION" OF THE CITY CODE; PROVIDING FOR THE QUALIFICATION AND APPOINTMENT OF MEMBERS; ESTABLISHING TERMS OF OFFICE; PROVIDING FOR RULES OF PROCEDURE; PROVIDING FOR JURISDICTION; PROVIDING FOR STANDARDS OF CONDUCT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.**

City Attorney Weiss read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Vice Mayor Burgess.

Mayor Bell opened the public hearing.

No comments were made; therefore Mayor Bell closed the public hearing.

Roll Call

Mrs. Sierra	-	Yes	Mr. McCormick	-	Yes
Vice Mayor Burgess	-	Yes	Mr. Nelson	-	Yes
Ms. Lobos	-	Yes	Mayor Bell	-	Yes

Motion Carried.

(b) **RESOLUTIONS**

i. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY FOR THE COST OF PROVIDING RECYCLING SERVICES, STORMWATER SERVICES, HURRICANE RECOVERY SERVICES AND SOLID WASTE SERVICES; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney Weiss read the above.

A Motion was made for approval by Councilwoman Lobos and seconded by Councilwoman Sierra.

Mayor Bell opened the public hearing.

No comments were made; therefore Mayor Bell closed the public hearing.

Mayor Bell asked all in favor? Vote: Ayes all. Motion carried.

ii. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, WAIVING COMPETITIVE BIDDING REQUIREMENT FOR A CONTRACT FOR PROFESSIONAL SERVICES TO WESTERN UNION FINANCIAL SERVICES IN ACCORDANCE WITH SECTION 2-411.1 (a) (2) "EXEMPTIONS FROM COMPETITIVE BIDDING;" PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney Weiss read the above.

A Motion was made for approval by Vice Mayor Burgess and seconded by Councilwoman Lobos.

Councilwoman Sierra verified with City Manager Ivy a 90-day out clause was incorporated into the contract.

Mayor Bell opened the public hearing.

No comments were made; therefore Mayor Bell closed the public hearing.

Mayor Bell asked all in favor? Vote: Ayes all. Motion carried.

8. PUBLIC COMMENTS

Kevin Sullivan, 1860 SE 6th Court, wished Mayor Bell a Happy Birthday.

9. BUSINESS FROM THE CITY MANAGER:

(a) WEEKLY REPORTS

i. After serving the City for 20 years, City Manager Ivy tendered his resignation to a date to be determined between Mayor Bell and him. He recommended Deputy City Manager Shehadeh for the City Manager position and wished everyone the best, along with offering his services if needed.

A Motion was made for approval by Mayor Bell and seconded by Vice Mayor Burgess to allow the attorney to draft a severance agreement with City Manager Ivy giving full benefits and amending Deputy City Manager Shehadeh's agreement to reflect the new title, along with authorizing Mayor Bell to execute the agreements on behalf of the City.

Councilwoman Lobos questioned the timeline.

City Manager Ivy reassured Deputy City Manager Shehadeh was aware of all pending issues and the timeline would be discussed with Mayor Bell after the severance package was complete.

Mayor Bell thanked City Manager Ivy for his service.

Mayor Bell asked all in favor? Vote: Ayes all. Motion carried.

ii. IRS and the City are providing free income tax preparation to the residence available at the Homestead Family YMCA through April 12.

10. REPORTS OF MAYOR AND COUNCIL:

(a) VICE MAYOR BURGESS

i. Wished Mayor Bell a Happy Birthday.
ii. Thanked Curtis Gray and staff for the Speedway event.
iii. Thanked City Manager Ivy for his service to the City.
iv. Announced the Human Relations Board had reserved Lieutenant Cornel Williams as a speaker for the Thursday, February 22 at 6:00 p.m. in the Council Chambers.
v. Announced he planned to contact local business for assistance with the Beautification Committee.

(b) COUNCILWOMAN LOBOS

i. Thanked City Manager Ivy for his support and look forward to the future.

(c) COUNCILMAN MCCORMICK

i. Announced the Homestead Youth Baseball League opening day was Saturday, February 23 at 10:00 a.m.
ii. Mentioned the graffiti at one of the parks would be cleaned up tomorrow and he requested the support of staff and the community.

(d) COUNCILMAN NELSON

i. Thanked and wished City Manager Ivy the best in his endeavor.
ii. Announced a Ribbon Cutting Ceremony on Thursday for the Maia's Café.

(e) COUNCILWOMAN SIERRA

i. Announced over 40 people attended the first Education Committee on February 13.
    1. Invited the community to attend the Education Committee meetings, scheduled the 4th Thursday of every month at 5:15 p.m.
    2. Announced the next Education Committee meeting was scheduled for March 27
ii. Requested Council support to ensure the City participates in the mentoring and internship programs.
iii. Announced the Tourism Committee would consist of nine to fifteen members and she encouraged anyone interested to contact Patty Sullivan.
iv. Thanked City Manager Ivy for his assistance and service.
v. Wished Mayor Bell a Happy Birthday.

On behalf of Weiss Serotta, City Attorney Weiss thanked City Manager Ivy, along with staff and wished him well.

City Clerk Sheila Shedd thanked City Manager Ivy and staff for all their assistance.

(f) COUNCILWOMAN WALDMAN - Absent

(g) MAYOR BELL

i. Announced the Charter Review Committee would be Co-Chaired with Councilwoman Lobos and assembled soon that would consist of five members from the community a.
ii. Attended the Woman and Agriculture Luncheon with Councilwoman Lobos.
    1. Congratulated Medora Krome for being the Woman of Agriculture.
iii. Announced she was the official greeter for 1st Lady Laura Bush at the Everglades National Park.
iv. Patricia Faircloth was featured in the Miami Herald Neighbor Section, celebrating the Chinese New Year with her students.

v. Councilman Nelson was featured in the Miami Herald Neighbor Section as a new appointee to Council.
vi. Attended the Dayton 500 event to gather information on how another city hosted the event to help the City bring a first class event to Homestead.
vii. Thanked City Manager Ivy for his support and wished him the best.

Deputy City Manager Shehadeh thanked City Manager Ivy for believing in him and giving him this opportunity.

Assistant City Manger Volkert along with Chief Rolle thanked City Manager Ivy for everything and wished him the best in his endeavors.

viii. PLANNING & ZONING BOARD APPOINTMENTS
1. ERIC GEEN
2. AUDELIA MARTINEZ

A Motion was made for approval of Eric Geen and Audelia Martinez appointment to the Planning and Zoning Board by Councilwoman Lobos and seconded by Vice Mayor Burgess.

Mayor Bell asked all in favor? Vote: Ayes all. Motion carried.

ix. VACANCY ANNOUNCEMENT (1)
1. HISTORIC PRESERVATION BOARD

Mayor Bell announced the Historic Preservation Board vacancy.

11. **ADJOURNMENT**

Mayor Bell adjourned the meeting at 8:34 p.m.

Respectfully submitted,

Sherry Ader

SHERRY L. ADER, DEPUTY CITY CLERK

Lynda Bell

LYNDA BELL, MAYOR