

CITY OF WEST MIAMI
901 S.W. 62ND AVENUE
WEST MIAMI, FL 33144
WWW.CITYOFWESTMIAMIFL.COM



AGENDA
SPECIAL CITY COMMISSION
VIRTUAL MEETING
FINAL BUDGET 2020-2021 PUBLIC HEARINGS

WEDNESDAY, SEPTEMBER 23RD, 2020
5:01 PM

JOIN THE MEETING WITH ZOOM VIDEO CONFERENCING:

<https://zoom.us/j/3255236059>

CITY COMMISSION
MAYOR RHONDA A. RODRIGUEZ
VICE-MAYOR ERIC DIAZ-PADRON
COMMISSIONER CANDIDA BLANCA
COMMISSIONER JUAN M. BLANES
COMMISSIONER LUCIANO L. SUAREZ

CITY MANAGER YOLANDA AGUILAR
CITY ATTORNEY JOSE A. VILLALOBOS
CITY CLERK ANNERY GONZALEZ

INTRUCTIONS TO PARTICIPATE IN THE VIRTUAL COMMISSION MEETING:

The City Commission Meeting will be held as a VIRTUAL MEETING with elected officials and City staff participating through video conferencing. This virtual meeting will be held on the Zoom platform. Members of the public may join the meeting via Zoom at <https://zoom.us/j/3255236059>

LIVE REMOTE PUBLIC COMMENTS

The City of West Miami is providing Live Remote Public Comments.

The person wishing to submit the live remote public comment will appear live on the TV screens in Council Chambers during the meeting and will be afforded three (3) minutes to speak.

You can test your connection to Zoom by clicking on the following link: <http://zoom.us/test>

Please submit your first and last name and make sure that you have a working microphone and a working web camera so that you can participate in the live streaming of the meeting. We thank you for participating in this service and ask you to please wait patiently for your turn to speak.

INTRUCTIONS TO ACCESS THE VIRTUAL COMMISSION MEETING BY PHONE:

1- First dial any of these phone numbers within the United States.

- 1 646 558 8656 US (New York)
- 1 312 626 6799 US (Chicago)
- 1 301 715 8592 US
- 1 346 248 7799 US (Houston)
- 1 669 900 9128 US (San Jose)
- 1 253 215 8782 US

2- When you connect a machine will ask for the meeting ID, then dial:
325 523 6059 followed by a # sign.

3- Wait a few minutes until the Host (Administrator) accepts it and gives you access to the meeting.

Please note that Governor DeSantis' Executive Order Number 20-69 suspended the requirements of Section 112.286, Florida Statutes, the Florida Sunshine Law, that a quorum to be present in person, and that a local government body meet at a specific public place. The Executive Order also allows local government bodies to utilize communications media technology, such as telephonic and video conferencing for local government body meetings.

SPECIAL AGENDA

1. PLEDGE OF ALLEGIANCE:
2. ROLL CALL:
3. PUBLIC COMMENTS:
4. SPECIAL AGENDA ITEMS:

A) A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF WEST MIAMI AUTHORIZING THE CITY MANAGER TO EXECUTE THAT CERTAIN MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF WEST MIAMI AND THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION (PBA) PROVIDED THAT IT COMPLIES WITH THE CORONA VIRUS AID, RELIEF AND ECONOMIC SECURITY ACT (CARES ACT) REIMBURSEMENT PROCESS; PROVIDING FOR AN EFFECTIVE DATE.

MOTION: _____ SECOND: _____ VOTE: _____

PUBLIC HEARING FINAL BUDGET FY 2020-2021

- B) SUBMISSION OF THE FINAL CITY BUDGETS FOR FISCAL YEAR 2020-2021. (CITY MANAGER)
- C) PUBLIC HEARING - FINAL BUDGET 2020-2021.
- D) RESOLUTION OF THE CITY OF WEST MIAMI, FLORIDA ESTABLISHING THE 2020 FINAL MILLAGE RATES UPON ALL REAL AND PERSONAL PROPERTY WITHIN THE CITY LIMITS FOR THE PAYMENT OF THE AMOUNTS APPROPRIATED IN THE 2020-2021 FINAL BUDGET.

MOTION _____ SECOND _____ VOTE: _____

- E) RESOLUTION OF THE CITY OF WEST MIAMI, FLORIDA ADOPTING THE 2020-2021 FINAL BUDGET.

MOTION _____ SECOND _____ VOTE: _____

- F) RESOLUTION OF THE CITY OF WEST MIAMI FLORIDA ADOPTING THE FINAL WATER ENTERPRISE FUND BUDGET FOR THE YEAR 2020-2021 IN THE SUM OF SEVEN HUNDRED NINETY-NINE THOUSAND SEVEN HUNDRED SEVENTY-SIX DOLLARS (\$ 799,776.00).

MOTION _____ SECOND _____ VOTE: _____

5. GOOD OF THE ORDER:

ADJOURNMENT:

MOTION TO ADJOURN BY:

SECOND BY:

MEETING ADJOURNS:

NOTE:

* ANY PERSON, OR PERSONS, WISHING TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING, WILL REQUIRE A VERBATIM RECORD OF THE PROCEEDING UPON WHICH THE APPEAL IS BASED. INTERESTED PERSONS SHOULD, THEREFORE, TAKE THE NECESSARY STEPS TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH CONTAINS THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED. (F.S.286.0105)

* ANY PERSON WISHING TO ADDRESS THE CITY COMMISSION ON ANY ITEM ON THE AGENDA SHALL REGISTER WITH THE CITY CLERK PRIOR TO THE ITEM BEING HEARD. PRIOR TO MAKING A STATEMENT, PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD.

* ANY PERSON REQUIRING SPECIAL ACCOMMODATIONS FOR PARTICIPATION IN THE MEETING SHOULD CONTACT THE CITY CLERK AT 305 266-1122, WITH REQUESTS FOR AUXILIARY AIDS OR SERVICES AT LEAST TWO BUSINESS DAYS BEFORE THE MEETING.

**MEMORANDUM OF UNDERSTANDING BETWEEN
THE CITY OF WEST MIAMI AND
THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC.**

This MEMORANDUM OF UNDERSTANDING ("MOU") is entered this ____ day of September, 2020, between the DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC. ("PBA") and the CITY OF WEST MIAMI ("City"), jointly referred to as the ("PARTIES").

WHEREAS, Miami-Dade County and its municipal governments are currently experiencing the effects of the COVID19 pandemic which has been declared a public health emergency; and

WHEREAS, due to the COVID-19 public health emergency first responders have expanded duties with an increased exposure to COVID-19; and

WHEREAS, the Coronavirus Aid, Relief and Economic Securities Act ("CARES") provides a relief fund to State, Local, and Tribal governments which is intended to assist in responding to the COVID-19 public health emergency; and

WHEREAS, the PARTIES are desirous of providing the available funding to its first responders such as sworn law enforcement personnel.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the PARTIES intending to be legally bound do hereby stipulate and agree as follows:

1. Sworn law enforcement employees certified in compliance with the requirements of Chapter 943 Florida Statutes who are members of a bargaining unit covered by a collective bargaining agreement between the City and the PBA ("Covered Employee"), shall receive a temporary one percent (1%) pay adjustment added to their base pay for the performance of their duties substantially dedicated to mitigating or responding to the COVID-19 public health emergency retroactive to March 1, 2020 as provided in paragraph 2 ("the 1% pay adjustment").
2. Because the funding of this MOU is based on the CARES Act, the 1% pay adjustment provided by this MOU is temporary and shall remain in place for as long as the COVID19 public health emergency declaration remains in effect or December 30, 2020, whichever is earlier. This means that the work for which payment is due under this MOU must be completed on or before the last date of the COVID-19 public health emergency declaration or December 30, 2020, whichever is earlier.
3. The 1% pay adjustment shall be paid for hours physically worked by the Covered Employee dedicated to mitigating or responding to the COVID-19 public health emergency or hours directly related to a COVID-19 absence (if permissible) [Families First Coronavirus Response Act (FFCRA) leave, Sick Injury for COVID-19, Workers' Compensation Leave for COVID-19]. The 1% pay adjustment is not subject to be paid if the Covered Employee is not in pay status or on any unworked paid hours including but not limited to Annual Leave, Educational Leave, Jury Duty, Sick Leave (unrelated

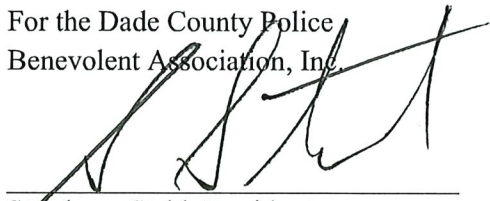
to COVID-19), etc. Additionally, the 1% pay adjustment is not to be paid on any leave payouts such as DROP payouts or separation payouts.

4. The 1% pay adjustment shall be pensionable through the Florida Retirement System (FRS), and all pension costs associated with the 1% pay adjustment shall also be reimbursed by Miami-Dade County.
5. The Parties recognize that this supplement is being reimbursed to the City from Miami-Dade County. If for any reason the funding is not provided by the County to the City, this agreement shall be null and void. The Parties further agree that questions concerning individual eligibility for the 1% shall be presented to the City Manager, and shall not be subject to a grievance or arbitration under the collective bargaining agreement, nor any other challenge under law.
6. The PARTIES agree and state that no promise, inducement or agreement not expressly contained herein has been made, that this MOU constitutes their entire and final understanding to the subject matter of this agreement, that by entering into this MOU does not constitute a reopening of the collective bargaining agreement between the Parties, and that the terms of this MOU are contractual and not a mere recital.
7. The PARTIES understand that this Memorandum of Understanding and the 1% pay adjustment will be implemented only after ratification by both the PBA's bargaining unit members and the City of West Miami.


IN WITNESS WHEREOF, the undersigned parties have caused this Agreement to be executed by their duly authorized representatives as of the day and year first above written.

AGREED TO THIS _____ DAY OF SEPTEMBER, 2020.

For the Dade County Police
Benevolent Association, Inc.



Steadman Stahl, President
Dade County PBA



Andrew M. Axelrad, General Counsel
Dade County PBA

For the City of West Miami

Yolanda Aguilar, City Manager

Carlos Avila, Police Chief



RESOLUTION # 2020-

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF WEST MIAMI AUTHORIZING THE CITY MANAGER TO EXECUTE THAT CERTAIN MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF WEST MIAMI AND THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION (PBA) PROVIDED THAT IT COMPLIES WITH THE CORONA VIRUS AID, RELIEF AND ECONOMIC SECURITY ACT (CARES ACT) REIMBURSEMENT PROCESS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Miami-Dade County and its municipal governments are currently experiencing the effects of the COVID19 pandemic which has been declared a public health emergency; and

WHEREAS, due to the COVID-19 public health emergency first responders have expanded duties with an increased exposure to COVID-19; and

WHEREAS, the Coronavirus Aid, Relief and Economic Securities Act ("CARES") provides a relief fund to State, Local, and Tribal governments which is intended to assist in responding to the COVID-19 public health emergency; and

WHEREAS, the PARTIES are desirous of providing the available funding to its first responders such as sworn law enforcement personnel.

WHEREAS, the City of West Miami desires to authorize the City Manager to execute the Memorandum of Understanding with the Police Benevolent Association as attached hereto and made a part hereof as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of West Miami as follows:

Section 1. The aforementioned statements are true and correct and adopted as is fully stated herein.

Section 2. The City Mayor and City Commission hereby authorize the City Manager to enter into a Memorandum of Understanding with the Police Benevolent Association, attached as " Exhibit A".

Section 3. This Resolution shall take effect immediately upon passage by the City Commission and signature of the Mayor.

PASSED AND ADOPTED this 23rd day of September 2020.

APPROVED:

RHONDA A. RODRIGUEZ, MAYOR

ATTEST:

**ANNERY GONZALEZ, MMC
CITY CLERK**

APPROVED AS TO FORM AND SUFFICIENCY:

JOSE A. VILLALOBOS, CITY ATTORNEY

THE FOREGOING RESOLUTION WAS OFFERED BY _____ WHO
MOVED FOR ITS ADOPTION. THE MOTION WAS SECONDED BY _____
AND UPON PASSAGE WAS PUT TO A VOTE AS FOLLOWS:

ROLL CALL VOTE:

MAYOR RHONDA A. RODRIGUEZ	—
VICE-MAYOR ERIC DIAZ-PADRON	—
COMMISSIONER CANDIDA BLANCA	—
COMMISSIONER JUAN M. BLANES	—
COMMISSIONER LUCIANO SUAREZ	—



RESOLUTION # 2020-

RESOLUTION OF THE CITY OF WEST MIAMI, FLORIDA ESTABLISHING THE 2020 FINAL MILLAGE RATES UPON ALL REAL AND PERSONAL PROPERTY WITHIN THE CITY LIMITS FOR THE PAYMENT OF THE AMOUNTS APPROPRIATED IN THE 2020-2021 FINAL BUDGET.

WHEREAS, The 2020 Real and Personal Property Tax assessment rolls of property within the City have been certified by the Metropolitan Dade County Property Appraiser as provided in F.S. 200.065; and

WHEREAS, The Final budgets of the City of West Miami, Florida, have been submitted; and

WHEREAS, It is necessary to establish the Final Millage Rate to produce the income in order to meet the requirements of the 2020-2021 budgets as provided in F.S. 200.065;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WEST MIAMI, FLORIDA:

Section 1. The aforementioned statements are true and correct and adopted as is fully stated herein.

Section 2. In order to provide funds to cover all appropriations set forth in the 2020-2021 Final budget of the City, there shall be and there is hereby proposed to be levied upon the assessed valuation of all taxable real and personal property in the City of West Miami, a tax of \$5.8858 per each \$1,000.00 of assessed valuation as shown on the real and personal property assessment rolls for 2019 for the calendar year beginning January 1st, 2020; and, as provided by Ordinance 133 as codified in sub-section 11-2 of the West Miami Code, and there is hereby proposed to levy thereupon a tax of \$1.00 per \$1,000.00 valuation for the playground and Recreation Fund established by said Ordinance. **For a total combined millage rate of \$6.8858.**

Section 3. The said millage rate to be levied increases the roll back rate by 7.05 % percent, resulting in an increase in property taxes by said percentage. Current year rollback rate 6.4326. Adopted millage rate 6.8858.

Section 4. This Resolution shall take effect immediately upon passage by the City Commission and signature by the Mayor.

PASSED AND ADOPTED this 23rd day of September 2020.

APPROVED:

RHONDA A. RODRIGUEZ, MAYOR

ATTEST:

**ANNERY GONZALEZ, MMC
CITY CLERK**

APPROVED AS TO FORM AND SUFFICIENCY:

JOSE A. VILLALOBOS, CITY ATTORNEY

ROLL CALL VOTE:

Offered by _____, who moved its adoption. The motion was seconded by _____ . The vote was as follows:

MAYOR RHONDA A. RODRIGUEZ	—
VICE-MAYOR ERIC DIAZ-PADRON	—
COMMISSIONER CANDIDA BLANCA	—
COMMISSIONER JUAN M. BLANES	—
COMMISSIONER LUCIANO L. SUAREZ	—