



**CITY OF WEST MIAMI
COMMISSION MEETING MINUTES**

**REGULAR COMMISSION MEETING
VIRTUAL MEETING**

WEDNESDAY, JUNE 17TH, 2020

10:00 AM

ZOOM VIDEO CONFERENCING

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

NOTE FOR THE RECORD: The City Clerk read the instructions to participate in the virtual Commission Meeting.

1. **INVOCATION.** Police Major Pedro Delgado gave the Invocation.
2. **PLEDGE OF ALLEGIANCE.** The Mayor led the Pledge of Allegiance.
3. **ROLL CALL.** The City Commission for the City of West Miami met in special virtual session on Wednesday, June 17th, 2020 beginning at 10:02 A.M. through Zoom Video Conferencing <https://zoom.us/j/3255236059>
Present virtually were: Mayor Rhonda A. Rodriguez, Vice-Mayor Eric Diaz-Padron, Commissioner Candida Blanca, Commissioner Blanes and Commissioner Luciano L. Suarez.
Also in attendance were: City Manager Yolanda Aguilar, City Clerk Annery Gonzalez and City Attorney Jose A. Villalobos were present through Zoom.
4. **PRESENTATION OF MINUTES FOR APPROVAL FOR MAY 15TH, 2020 SPECIAL EMERGENCY COMMISSION VIRTUAL MEETING.** Commissioner Blanca motioned to approve the Minutes as presented, seconded by Commissioner Blanes. All voted in favor by a 5/0 voice vote.

PRESENTATION OF MINUTES FOR APPROVAL FOR MAY 20TH, 2020 REGULAR COMMISSION VIRTUAL MEETING. Commissioner Blanca motioned to approve the Minutes as presented, seconded by Commissioner Blanes. All voted in favor by a 5/0 voice vote.

5. **PUBLIC COMMENTS.** The Mayor informed members of the public Natalie Castillo and Stacey Fandino were participating via Zoom and had questions on items of the Agenda related to Summer Camp.
6. **REPORT OF THE CITY MANAGER.** The City Manager submitted a verbal and written report as follows:
 - **Fourth of July 2020**
 - **Roofs Leaks.** The City Manager informed about roof leaks on a large portion of City Hall Office Building extending from the Lobby to the area over the City



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Clerk's Office, records room and the Office of the City Manager. A Bid Packet and Specifications had been sent out to the Mayor and City Commission addressing the roofing needs. A bid process would take approximately two to three months. The City Attorney recommended that in case of an emergency such as this to address the problem as soon as possible and waive the procurement process. Mayor Rodriguez, Commissioners Blanca, Blanes and Suarez voted yes. Vice-Mayor Diaz-Padron voted no. After a discussion the Director of Public Works was instructed to secure three proposals intended to remediate the current situation.

- **Passport Services**
- **Phase I Potable Water System**
- **Legal Fees in Connection with Litigation**
- **Rebuild Florida - Critical Facility Hardening Program Grant Application**
- **Planning and Zoning Meetings.** There was a discussion on the issue of holding Planning and Zoning Board meetings virtually. All were in agreement to re-evaluate and discuss at the next meeting.

NOTE FOR THE RECORD: Commissioner Suarez absented himself from the virtual meeting at 10:19 A.M. The City Attorney clarified that any Commissioner being absent during discussion will not be able to vote. Commissioner Suarez rejoined the meeting at 10:29 A.M.

After the discussion all agreed to hear recommendations by staff and discuss at the next Commission meeting of July 1st, 2020.

7. **REPORT OF THE CITY ATTORNEY.** The City Attorney requested an Executive Session on the Case of Gilberto Uribe/Banyan Healthcare vs. City of West Miami as early as Monday, Tuesday or Wednesday of the following week. After a brief discussion all were in agreement to hold the Executive Session, date and time to be determined after the City Attorney consults with counsel.
8. **REPORT OF THE CITY ENGINEER:** The City Engineer reported a bid opening on the Potable Water Project Phase I was scheduled for next Friday.
 - **MAY 26TH FLOOD ON SW 11TH ST.** The City Engineer reported a heavy rainfall over the past few weeks shattered all-time May records, which took a more than the usual time to drain due to high water table, thus resulting in floods around the area. The City Manager was instructed to proceed mailing a letter that had been drafted to advise the residents on information and data provided by the City Engineers as to why that certain area experienced that level of flooding. In closing the City Manager recommended a Resolution from the Mayor and City Commission encouraging the South Florida Water Management to lower the levels of the canals.



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9. **COMMITTEE REPORTS:**

REPORT OF THE MAYOR. The Mayor reported and commended the efforts of Vice-Mayor Diaz-Padron on the allocation by District Six Vice-Chairwoman Rebeca Sosa of a contribution towards the senior meals. The Mayor Expressed how grateful the City of West Miami is, because thanks to Vice-Chairwoman Sosa the meal program will run now until the end of August.

10. **UNFINISHED BUSINESS:** None.

11. **NEW BUSINESS AGENDA ITEMS:**

- A) **REPORT AND RECOMMENDATION BY THE OFFICE OF THE CITY MANAGER REGARDING PROPOSED AND RECOMMENDED CHANGES TO THE CITY'S MEDICAL/LIFE INSURANCE BENEFITS FOR CITY OFFICERS, EMPLOYEES, MAYOR AND CITY COMMISSION, CITY ATTORNEY, CITY CLERK AND REQUEST FOR SAID CHANGE TO TAKE EFFECT AUGUST 1, 2020 VIA AN AMENDMENT TO THE CITY ORDINANCE/ARTICLE I ADMINISTRATION SECTION 2.6, TITLED; GROUP INSURANCE.** The City Manager submitted a verbal and written report via a memorandum recommending ceasing to offer life insurance benefits to future employees, Mayor and City Commission, City Attorney, City Clerk and any other City Officer. Also the City Manager proposed that moving forward the Mayor and City Commission authorize a change to the Section of the Code limiting medical and life insurance to coverage to newly elected City Commissioners and a future City Attorney to the member only at no charge, with the option of dependent coverage at the established rate of contribution in effect equal to what employees pay. Maria Diaz, 6246 SW 15th ST, West Miami inquired about re-elected officials. A discussion led to instructions to the City Attorney to define clearly on the future proposed Ordinance the term elected and/or re-elected. Commissioner Blanca motioned in favor of the item, seconded by Vice-Mayor Diaz-Padron. All were in favor to hear a proposed Ordinance on First Reading at the Regular Commission meeting of July 1st, 2020.

NOTE FOR THE RECORD: The Mayor requested a short break at 11:47 A.M. The meeting was called back to order by the Mayor at 11:53 A.M. Present were Mayor Rodriguez, Vice-Mayor Diaz-Padron and Commissioner Blanca. Commissioner Blanes joined the meeting at 11:54 A.M.



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B) REPORT AND RECOMMENDATION ON THE BID OPENING FOR THE CITY OF WEST MIAMI RECREATION CENTER TENNIS COURT AND BASKETBALL RESURFACING PROJECTS PARTIALLY FUNDED BY LWCF (LAND WATER CONSERVATION FUND) GRANT AND THE CITY OF WEST MIAMI WITH USE OF RECREATION CENTER IMPACT FEES. The Director of Public Works informed the Bid for the Recreation Center Basketball Resurfacing and Acrylic Painting Project was publicly opened on June 3rd, 2020 at 2:01 P.M. and two proposals were received as follows:

- McCourt Construction, Inc. - \$ 58,600.00
- Sport Surfaces - \$ 16,100.00

One of the proposals was disqualified, therefore, the Director of Public Works recommended the bid award to McCourt Construction, Inc.

C) RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MCCOURT CONSTRUCTION FOR THE PURPOSE OF RESURFACING (2) TENNIS COURTS AND (2) BASKETBALL COURTS LOCATED IN THE CITY OF WEST MIAMI RECREATION CENTER FOR AN AMOUNT OF FIFTY EIGHT THOUSAND SIX HUNDRED DOLLARS (\$58,600.00) TO BE FUNDED PARTIALLY BY THE STATE OF FLORIDA, LWCF GRANT, LAND AND WATER CONSERVATION FUND GRANT PROGRAM AND 50% MATCH FROM THE CITY OF WEST MIAMI PARK IMPACT FEES BUDGETED FOR 2019-2020 FISCAL YEAR UNDER LINE ITEM #572-602, PROVIDING FOR EFFECTIVE DATE. Upon motion by Commissioner Blanca, second by Vice-Mayor Diaz-Padron and 4/0 voice vote, the aforementioned Resolution was approved and entered into the record.

NOTE FOR THE RECORD: The Mayor requested taking item 11 F) out of order.

D) REPORT BY THE OFFICE OF THE DIRECTOR OF PUBLIC WORKS RE: FREEBEE PILOT PROGRAM AND RECOMMENDATION FOR IMPLEMENTATION OF A 90 DAY TRIAL THROUGH SEPTEMBER 30TH, 2020. The City Manager recused herself from the meeting due to a conflict of interest and appointed Juan Pena, Director of Planning and Zoning to represent her office in all the matters with Freebee. Mr. Pena reported he had met with representatives of Freebee in efforts to make changes to the transportation service in the City. The service provided by Freebee would include the vehicle, driver and the charger station. Maria Diaz, 6246 SW 15 ST, West Miami inquired about the hours of operation.

NOTE FOR THE RECORD: Commissioner Blanes was absent from 12:28 P.M. through 12:33 P.M.



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- E) RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS/HER DESIGNEE TO ENTER INTO AN AGREEMENT WITH FREEBEE FOR A 90 DAY TRIAL TRANSIT PROGRAM AND GEO FENCING THE LIMITS OF THE TRANSIT SERVICE BETWEEN THE CITY OF WEST MIAMI AND FREEBEE, PROVIDING FOR THE FUNDING TO COME FROM THE 20% PTP REVENUE SOURCE FROM MIAMI DADE COUNTY, FURTHER COLLAPSING THE CITY'S PTP CITYWIDE LOOP JITNEY BUS SYSTEM UNTIL SEPTEMBER 30TH, 2020, PROVIDING AN EFFECTIVE DATE.** Vice-Mayor Diaz-Padron motioned to approve the Resolution. The motion was seconded by Commissioner Blanca. All voted in favor by a 4/0 voice vote.
- F) RECOMMENDATION BY THE OFFICE OF THE CITY MANAGER AND DIRECTOR OF PARKS AND RECREATION TO FORGO THE 2020 SUMMER CAMP PROGRAM DUE TO COVID-19 RESTRICTIONS FOLLOWING THE NEW NORM MANUAL.** The City Manager reported that after careful consideration the recommendation of her office was to cancel Summer Camp this year. The Recreation Center Director agreed with the Manager's recommendation. The Mayor read for the record that the following members of the public had questions:
- Natalie Castillo, 6480 SW 20th TERR, Miami
 - Stacey Andino, 2053 SW 59 AVE, Miami
- After a brief discussion all were in agreement to follow the Manager's recommendation.

NOTE FOR THE RECORD: Item 11 D) was heard.

- G) REPORT OF THE CITY MANAGER REGARDING ALLOCATION/RE-ALLOCATION OF RECREATION CENTER STAFF UNTIL FURTHER NOTICE.** The City Manager reported that in light of the fact that the Commission had accepted the recommendation to forgo Summer Camp, the staff at the Recreation Center has been reassigned to the Community Center for the delivery of the elderly meals, maintenance and clerical work at City Hall.
- H) REPORT BY CHIEF AVILA REGARDING ACCEPTANCE OF JAG EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT - RESIDUAL FUNDS FOR THE PURCHASE OF 20 COMPUTERS, MONITORS, PRINTERS AND SURGE PROTECTORS.** Chief Avila spoke in support of using the residual funds for the intended purpose. All were in favor.

NOTE FOR THE RECORD: Commissioner Blanca asked to be excused at 12:42 P.M.



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12. CONSENT AGENDA ITEMS:

- A) A RESOLUTION OF CITY OF WEST MIAMI COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MUTUAL AID AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM AS EXHIBIT A, BETWEEN THE TOWN OF MEDLEY AND THE CITY OF WEST MIAMI PROVIDING FOR THE REQUESTING OF ASSISTANCE FOR BOTH ROUTINE AND LAW ENFORCEMENT INTENSIVE SITUATIONS, PROVIDING FOR AN OPERATIONAL ASSISTANCE AGREEMENT AND A VOLUNTARY COOPERATION AGREEMENT PURSUANT TO, CHAPTER 23, FLORIDA STATUTES; FURTHER DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS NAMED HEREIN; PROVIDING FOR AN EFFECTIVE DATE. Approved by a 3/0 voice vote.
- B) RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE INTERDEPARTMENTAL TRANSFERS BEFORE THE END OF THE FISCAL YEAR 9/30/2020 AS PRESCRIBED BY CHARTER SECTION 5-10 TITLED; TRANSFER OF FUNDS BETWEEN DEPARTMENTS. Approved by a 3/0 voice vote.

13. GOOD OF THE ORDER. None

ADJOURNMENT. There being no further business before the City Commission the meeting was declared adjourned at 12:44 P.M.

RESPECTFULLY SUBMITTED BY:

A handwritten signature in blue ink that reads "Annery Gonzalez".

ANNERY GONZALEZ, CMC
CITY CLERK

APPROVED: 07/15/2020 Regular Commission Meeting