



**CITY OF HOMESTEAD
CITY COUNCIL MEETING
AGENDA**

****PLEASE TURN OFF ALL ELECTRONIC DEVICES PRIOR TO ENTERING COUNCIL CHAMBERS. ****

WEDNESDAY, MAY 29, 2019 @ 6:00 PM
CITY HALL COUNCIL CHAMBERS
100 CIVIC COURT, HOMESTEAD, FL 33030
WWW.CITYOFHOMESTEAD.COM

DECORUM POLICY:

No individual shall make slanderous or unduly repetitive remarks, or engage in any other form of behavior that disrupts or impedes the orderly conduct of the meeting, as determined by the Mayor and/or Sergeant at Arms. No clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be permitted. No signs or placards shall be permitted in the Council Chambers. Individuals addressing the Mayor and Council must first be recognized by the Mayor and must do so utilizing the designated podium in the Council Chamber. No more than one person may address the Council at a time unless specifically permitted by the Mayor. No person may stand in or on the aisles, the well or the dais. Individuals waiting to be recognized shall wait in an area designated by the City. Persons exiting the council chambers shall do so quietly. Any individuals determined to have violated the Rules of Decorum, as determined by the Mayor or Sergeant at Arms may be required to leave the Council Chambers.

1. **CALL TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE**

- (a) INVOCATION BY REVEREND HOWARD HARDEN, PASTOR OF FIRST BAPTIST CHURCH OF HOMESTEAD
- (b) PLEDGE OF ALLEGIANCE COUNCILMAN MALDONADO & HOMESTEAD POLICE EXPLORERS

2. **ROLL CALL**

3. **ADDITIONS, DELETIONS, DEFERRALS**

4. **CONSENT AGENDA**

- i. (a) APRIL 17, 2019 COUNCIL PRESENTATION CEREMONY MINUTES **TAB 1**
- (b) APRIL 17, 2019 COUNCIL MINUTES
- ii. CAR #2636 – HOMESTEAD SPORTS COMPLEX SOCCER FIELD RENOVATIONS **TAB 2**
- iii. CAR #2641 – CULTURAL RESOURCES ASSESSMENT SURVEY **TAB 3**
- iv. CAR #2597 – PURCHASE OF 2019 FORD F-350 SERVICE TRUCK (CIP #135) **TAB 4**

- v. CAR #2554 – CITY OF HOMESTEAD SURPLUS PROPERTY **TAB 5**
- vi. CAR #2603 – PROCUREMENT BUILDING ROOF REPLACEMENT (CIP #979) **TAB 6**
- vii. CAR #2635 – AMEND PO FOR TREE TRIMMING AND LINE CLEARING SERVICES **TAB 7**
- viii. CAR #2617 – FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) OCCUPANT PROTECTION GRANT **TAB 8**
- ix. CAR #2578 – ITB #201918 - REMOVAL & REPLACEMENT OF RAPID INFILTRATION TRENCH #3 (CIP #454) **TAB 9**
- x. CAR #2650 – AMERICAN SECURITIES SETTLEMENT **TAB 10**

5. **PUBLIC HEARINGS – ORDINANCES, LAND USE ITEMS, ETC.:**

- (a) **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.

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

- i. CAR #2643 – PH2018-03 SPECIAL EXCEPTION FOR LORENZO ENTERPRISE CORP **TAB 11**
A RESOLUTION OF THE CITY OF HOMESTEAD, FLORIDA, APPROVING A SPECIAL EXCEPTION REQUESTED BY LORENZO ENTERPRISE CORP. TO PERMIT COMMERCIAL RETAIL USE EXCEEDING TWENTY THOUSAND (20,000) SQUARE FEET OF USABLE FLOOR AREA ON AN APPROXIMATELY 7.44 ACRE PARCEL OF LAND IN THE RETAIL COMMERCIAL BUSINESS (B-2) ZONING DISTRICT, GENERALLY LOCATED AT 30725 SOUTH FEDERAL HIGHWAY, AS LEGALLY DESCRIBED IN EXHIBIT “A;” AND PROVIDING FOR AN EFFECTIVE DATE.

- ii. CAR #2644 – PH2018-04 SITE PLAN MODIFICATION FOR LORENZO ENTERPRISE CORP. **TAB 12**
A RESOLUTION OF THE CITY OF HOMESTEAD, FLORIDA, GRANTING SITE PLAN MODIFICATION APPROVAL REQUESTED BY LORENZO ENTERPRISE CORP. TO PERMIT A 54,050 SQUARE FOOT AUTOMOBILE DEALERSHIP ON AN APPROXIMATELY 7.44 ACRE PARCEL, GENERALLY LOCATED AT 30725 SOUTH FEDERAL HIGHWAY, AS LEGALLY DESCRIBED IN EXHIBIT “A;” AND PROVIDING FOR AN EFFECTIVE DATE.

6. **LEGISLATIVE MATTERS**

(a) ORDINANCES

SECOND READING

- i. CAR #2591- PH2019-18 ORDINANCE AMENDING CHAPTER 24 “STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES” **TAB 13**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES BY AMENDING CHAPTER 24 “STREETS, SIDEWALKS AND OTHER PUBLIC PLACES,” ARTICLE I “IN GENERAL,” AND ARTICLE II “ STREETS” TO PROVIDE AN EXCEPTION TO THE PROHIBITION ON THE USE OF THE PUBLIC RIGHTS-OF-WAY FOR VALET PARKING OPERATIONS ALONG THE KROME AVENUE CORRIDOR LOCATED WITHIN THE CITY’S ARTS, ENTERTAINMENT AND ANTIQUES DISTRICT PURSUANT TO CITY APPROVED VALET PARKING PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

SECOND READING

- ii. CAR #2619 – FY 2019 BUDGET AMENDMENTS – CYBRARY PROJECT **TAB 14**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE BUDGETS FOR EACH OF THE SEVERAL FUNDS AND DEPARTMENTS OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019, BY INCREASING THE TOTAL BUDGETED REVENUES AND EXPENDITURES BY \$15,010,873 PROVIDING FOR A REPEALER, SEVERABILITY AND AN EFFECTIVE DATE.

FIRST READING

- iii. CAR #2660 – CODE AMENDMENT TO SECTION 10-2 “TIME & MANNER OF QUALIFICATION OF CANDIDATES” **TAB 15**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY OF HOMESTEAD CODE OF ORDINANCES BY AMENDING SECTION 10-2 “TIME AND MANNER OF QUALIFICATION OF CANDIDATES”, BY AMENDING SECTION 10-2(2) “VICE-MAYOR BALLOT”; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR EFFECTIVE DATE.

(b) MOTIONS

- i. CAR #2512 – ITB #201925 AIR/WATER HEAT EXCHANGERS FOR GORDON IVEY POWER PLANT **TAB 16**

7. **RESOLUTIONS**

- i. CAR #2658 – INSTALLATION OF TEMPORARY BUS SHELTERS **TAB 17**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; APPROVING AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR TEMPORARY BUS SHELTER INSTALLATION ON THE TRANSITWAY NORTH OF MOWRY DRIVE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

- ii. CAR #2655 – PURCHASE OF TEMPORARY BUS SHELTERS **TAB 18**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; APPROVING PURCHASE FROM BRASCO INTERNATIONAL FOR FABRICATED BUS SHELTERS, FOR A TOTAL AMOUNT NOT TO EXCEED \$45,775, UTILIZING THE BEN FRANKLIN TRANSIT BUS STOP AND TRANSIT SHELTERS CONTRACT #1103; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

- iii. CAR #2642 – PROFESSIONAL ENGINEERING SERVICES – TEMPORARY BUS SHELTERS AT MIAMI-DADE COUNTY BUSWAY **TAB 19**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; ACCEPTING THE PROPOSAL FOR ENGINEERING SERVICES FROM EAC CONSULTING, INC., FOR A TOTAL AMOUNT NOT TO EXCEED \$70,386; AUTHORIZING THE CITY MANAGER TO ISSUE A WORK AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

- iv. CAR #2651 – CROWN CASTLE SETTLEMENT **TAB 20**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, APPROVING THE SETTLEMENT OF ALL CLAIMS OF CROWN CASTLE FIBER, LLC; AND PROVIDING FOR AN EFFECTIVE DATE.

- v. CAR #2657 – JOAN A. BERMEJO CUETO AND PAULA I. GUERRERO SETTLEMENT **TAB 21**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, APPROVING THE SETTLEMENT OF ALL CLAIMS OF JOAN A. BERMEJO CUETO AND PAULA I. GUERRERO; AND PROVIDING FOR AN EFFECTIVE DATE.

8. **PUBLIC COMMENTS**

9. **BUSINESS FROM THE CITY MANAGER:**

10. **CITY ATTORNEY’S REPORT:**

11. **REPORTS OF MAYOR AND COUNCIL:**

- (a) COUNCILMAN MALDONADO

- (b) **COUNCILMAN ROTH**
- (c) **COUNCILMAN GUZMAN**
- (d) **COUNCILWOMAN FAIRCLOUGH**
- (e) **COUNCILWOMAN BAILEY**
- (f) **VICE MAYOR BURGESS**
- (g) **MAYOR SHELLEY**

i. APPOINTMENT TO THE EDUCATION ADVISORY COMMITTEE

- 1. DEBRA WARD - RESIDENT

ii. APPOINTMENT TO THE PLANNING & ZONING BOARD

- 1. EFREN NUNEZ – NON RESIDENT

12. ADJOURNMENT

- THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, 305-224-4442 NO LATER THAN TWO DAYS PRIOR TO SUCH PROCEEDING.
- ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE CITY OF HOMESTEAD CITY COUNCIL, WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
- AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF HOMESTEAD, 100 CIVIC COURT, HOMESTEAD, FL 33030. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT 305-224-4442.
- IN ACCORDANCE WITH CODE SECTION 2-591, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK’S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.
- TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT ANY MEETING LISTED.
- THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION, 100 CIVIC COURT, HOMESTEAD, FL 33030, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.