

April 7, 2011

City of Miami Springs
201 Westward Drive
Miami Springs, FL 33166

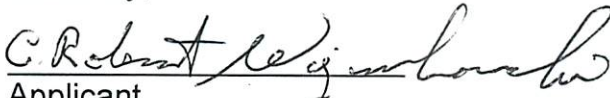
Attention: Richard E. Ventura, City Planner

Dear Mr. Ventura:

Pursuant to the provisions of Code of Ordinances, Section 150.113 (B) (1) (b) (ii), I am appealing the ruling of variance case #25-V-10, heard by the Board of Adjustment on April 4, 2011 and pertaining to a variance request from Code Section 150-011 *Utility shed* (B).

It is my understanding that I will be notified by separate letter as to the date and time during which my appeal will be heard.

Sincerely,


Applicant
C Robert Wojciechowski

mv

cc: City Council
City Manager
Assistant City Manager
City Attorney
City Clerk ✓

CITY OF MIAMI SPRINGS
*** CUSTOMER RECEIPT ***
Oper: MIASDAG Type: OC Drawer: 1
Date: 4/11/11 17 Receipt no: 6619

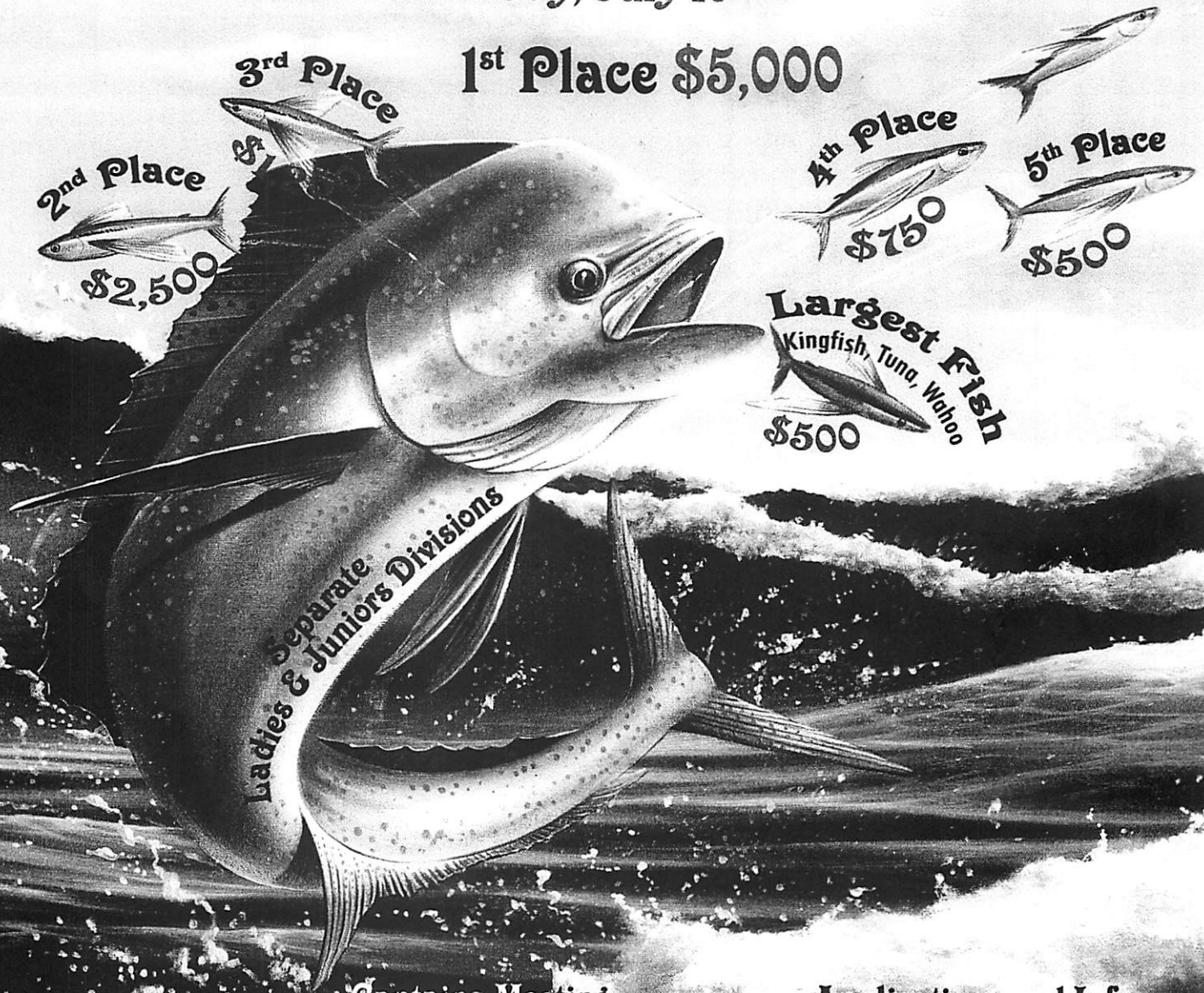
Description	Quantity	Amount
VZ VARIANCE - ZONING FEES	1.00	\$100.00

830 FLOVER AVENUE
CASE #: 25-V-10

Tender detail		
CR CREDIT CA	319171	\$100.00
Total tendered		\$100.00
Total payment		\$100.00

Trans date: 4/11/11 Time: 11:05:14

Virginia Gardens/Miami Springs Optimist
10th Annual
Dolphin Classic & Community Fish Fry
Saturday, July 16th



Captains Meeting

Thursday, July 14th at 7:00 PM
Optimist Club
1101 Wren Ave
Miami Springs, FL 33166

Applications and Info

Virginia Gardens City Hall
6498 N.W. 38th Terrace
—
Miami Springs Community Center
1401 Westward Dr
—

Tournament Weigh In

Miami Springs Circle
(4 Dolphin total weight)

Online at www.vgrec.com
—

Spencer Deno at
305-467-5235
—

Fee

\$325 / Boat by July 1st
All entries paid by due date will
have an extra hour for weigh in

Tony Silva at
305-345-1019

Virginia Gardens /Miami Springs Optimist
10th Annual Dolphin Classic Saturday, July 16th, 2011
Boat Entry Form

Boat Name: _____
 Make: _____
 Captain's Name: _____ E-Mail: _____
 Address: _____
 City: _____ State: _____ Zip: _____ Phone: _____

Angler Name: _____ E-Mail: _____
 Address: _____
 City: _____ State: _____ Zip: _____ Phone: _____

Division:
 Junior
 Female

Angler Name: _____ E-Mail: _____
 Address: _____
 City: _____ State: _____ Zip: _____ Phone: _____

Division:
 Junior
 Female

Angler Name: _____ E-Mail: _____
 Address: _____
 City: _____ State: _____ Zip: _____ Phone: _____

Division:
 Junior
 Female

Angler Name: _____ E-Mail: _____
 Address: _____
 City: _____ State: _____ Zip: _____ Phone: _____

Division:
 Junior
 Female

Amount Enclosed

How did you hear about the tournament: _____

Boat Entry Fee \$325 (Four shirts and meal ticket included with entry)	Qty: _____	Amt: _____
Additional Non-Angler Adult Meals @ \$8.00 each	Qty: _____	Amt: _____
Additional Non-Angler Child (Ages 12 and under) Meals @ \$4.00 each	Qty: _____	Amt: _____
Shirts (each additional @ \$10) Size S M L XL 2XL 3XL	Additional Qty: _____	Amt: _____
Qty: _____		Total: _____

Make checks payable to: Miami Springs Optimist Club (note on check Fishing Tournament).

All entrants are bound and subject to the rules and regulations adopted by the tournament committee.
 *Fishing is limited to US or International waters only. **Largest fish category is for Kingfish, Tuna, or Wahoo.

Captain's Signature: _____

Mail Check and Form to: Miami Springs/Virginia Gardens Optimist Club
 Boat Entry
 1101 Wren Ave
 Miami Springs, FL 33166

For more info, visit www.vgrec.com

Attorneys at Law

Robert D. Orshan
Robert P. Lithman
Jan K. Seiden
Jorge H. Ramos
David L. Hatton
Nicole J. Huesmann
Ariana Fajardo

Jamie Segal Davis
Rachel Klastorin Samek

M E M O R A N D U M

TO: MAYOR AND CITY COUNCIL

FROM: JAN K. SEIDEN, City Attorney

DATE: APRIL 7, 2011

RE: CODE CHAPTER NO. 33

During the recent election, I received a call from the Washington D.C. office of a local law firm inquiring about City Code of Ordinance Section 33-06, which states:

33-06. *Political Contributions.*

No person shall accept as a political contribution a sum in excess of \$50 from any person or organization.

The City Clerk, the City's Supervisor of Elections, has advised that the subject code section has never been followed during her entire tenure in office, and that campaign financial matters have always complied, and been consistent, with the provisions and requirements of state law.

Upon conducting a further review of the provisions contained in Code Chapter No. 33, it appears that the entire Chapter, with the exception of Code Section 33-20 (which adopts the current lobbying ordinance provisions of the county), was enacted in the same Ordinance in 1973.


Chapter No. 33 is designated as the "City of Miami Springs Conflict of Interest and Code of Ethics Ordinance". However, to my knowledge, no city officer or official has ever been accused or charged with a violation of the provisions of this Chapter. This is, quite frankly, understandable since city officers and officials are more likely to be prosecuted in accordance with the applicable county or state conflict of interest or ethics code provisions.

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April 7, 2011

In fact, there are no "enforcement procedures or processes" set forth in Chapter No. 33, and only a few of the provisions provide what could be described as punishment for acting in contravention of the existing code provisions.

The new City Council may want to consider whether it would be advisable to repeal the Code provisions contained in this 38 year old Chapter and simply adopt the provisions of the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance for enforcement against officers and officials of the City.

As always, please feel free to contact me if you have any questions regarding the foregoing.

Sincerely,

JAN K. SEIDEN

JKS:jll

James R. Borgmann

From: Herrera, Victor H [Victor.Herrera@atkinsglobal.com]
Sent: Tuesday, April 12, 2011 4:51 PM
To: Robert Williams; Herrera, Victor H; Carolyn Howard
Cc: James R. Borgmann
Subject: Re: LP8948 -- City of Miami Springs -- Progress Report

Agenda Item No. 9-E

City Council Meeting of:

APRIL 12, 2011

All-

As you are aware we have gone through multiple efforts to revise the proposed improvements for the Basin 35 project within the golf course. Purpose of the revisions were in an effort to reduce excessive costs due to the requirement of two large pumps and forcemain crossing Curtis Pkwy (based on engineer's estimate). Approaches taken to reduce costs were evaluating other manufacturers, value engineering the selection of material, and obtaining a detailed cost estimate from the contractor. All of these efforts did not net sufficient savings when compared to our engineer's cost estimate (or the contractors estimate).

In evaluating the 2001 stormwater master plan update, it was noted that the area of the golf course where this portion of the improvements are now proposed, falls in an area that was not identified as prone to flooding. The area prone to flooding is closer to the canal where DERM is requiring we remove the originally proposed structures. Based on this information, it is my recommendation that we reduce the improvements proposed in the area, and address any localized ponding with a shallow dry pond- which is permitted by DERM in the 10-day travel time.

Jim- I hope the above is sufficient. If you think it would be beneficial for me to brief the council, I will be glad to do so. I'm on my way to my wife's doctors appointment now, but can make a future meeting.

I will be sending a more formal memo tonight.

Victor H. Herrera, PE
ATKINS
786.412.4447

Effective April 1, my email will change to:

victor.herrera@atkinsglobal.com

From: Robert Williams <williamsr@miamisprings-fl.gov>
To: Herrera, Victor H; Carolyn Howard <howardc@miamisprings-fl.gov>
Cc: James R. Borgmann <borgmannj@miamisprings-fl.gov>
Sent: Tue Apr 12 16:21:08 2011
Subject: RE: LP8948 -- City of Miami Springs -- Progress Report
Hi Victor,

I know you have been quite busy and have a lot on your plate but the manager must address council this evening. Can you elaborate via e-mail on your position as it pertains to recommending abandoning the second phase of the basin 35 project? If not abandon, a severely scaled down model?

From: Herrera, Victor H [mailto:Victor.Herrera@atkinsglobal.com]
Sent: Tuesday, April 12, 2011 4:01 PM
To: Carolyn Howard
Cc: Robert Williams
Subject: RE: LP8948 -- City of Miami Springs -- Progress Report

Carolyn, as discussed I will be sending out a memo pertaining to my recommendations for basin 35. This will be a recap of our meeting a few weeks ago with the manager, Lazaro, and the two of us. In addition, I will provide the March