

CITY OF MIAMI SPRINGS



Recreation Department
1401 Westward Drive
Miami Springs, FL 33166-5289
Phone: (305) 805-5075
Fax: (305) 805-5077

TO: Honorable Mayor Garcia and Members of the City Council

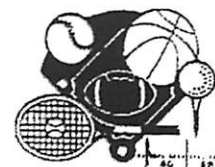
VIA: James R. Borgmann, City Manager *JRB*

FROM: Omar Luna, Recreation Director

SUBJECT: Recommendation For Approval of a Change Order in the Amount of \$3,918.75 to Superior Park Systems P.O. #110449, previously approved by Council, for a revised total Stafford Park Fencing cost of \$40,660.90

Date: June 27, 2011

Due to the mandatory updated Miami Dade County Public School Board approved specifications for the sports fencing at Stafford Park. The MDCPS architect engineering review department has changed all of the fence specification to a stronger heavier gauge of all components, including fence posts, top, middle and bottom rails, connectors, gates, knuckles, diameter and depth on concrete footers which result in an increase cost of those supplies and materials.



SUPERIOR PARK SYSTEMS, INC.

"A CERTIFIED LOCAL MBE/SBE OWNED BUSINESS #22214"

"For All of Your Parks and Recreational Needs"

June 27, 2011

Quote No. 062711

Send To:

City of Miami Springs
Parks & Recreation Department
1401 Westward Drive
Miami Springs, Florida 33166
Attention – Omar Luna, Director

Re: "Stafford Park" Sports Fields Custom Fencing Additional Materials for Miami-Dade County Public Schools Quote No. 062711

Superior Park Systems, Inc. quotation off the Miami Dade Contract #4907-3/13-1 at the same price, terms and conditions:

"Stafford Park" Sports Fields Custom Fence

Due to the mandatory updated Miami Dade County School Board approved specifications for the sports fencing at Stafford Park. MDCPS architect engineering review department has changed all of the fence specifications to a upgraded, heavier gauge of all components, including fence posts, top, middle and bottom rails, connectors, gates, knuckles, diameter & depth of the concrete footers which results in an increased expenses of all the listed above

MDCPS mandatory materials specification increases of materials and labor	\$4,125.00
5% Discount	\$ 206.25
<u>Discount Price per contract</u>	<u>\$3,918.75</u>
Total Price	\$3,918.75

Comments: Delivery & installation 1-2 weeks after receipt of purchase.

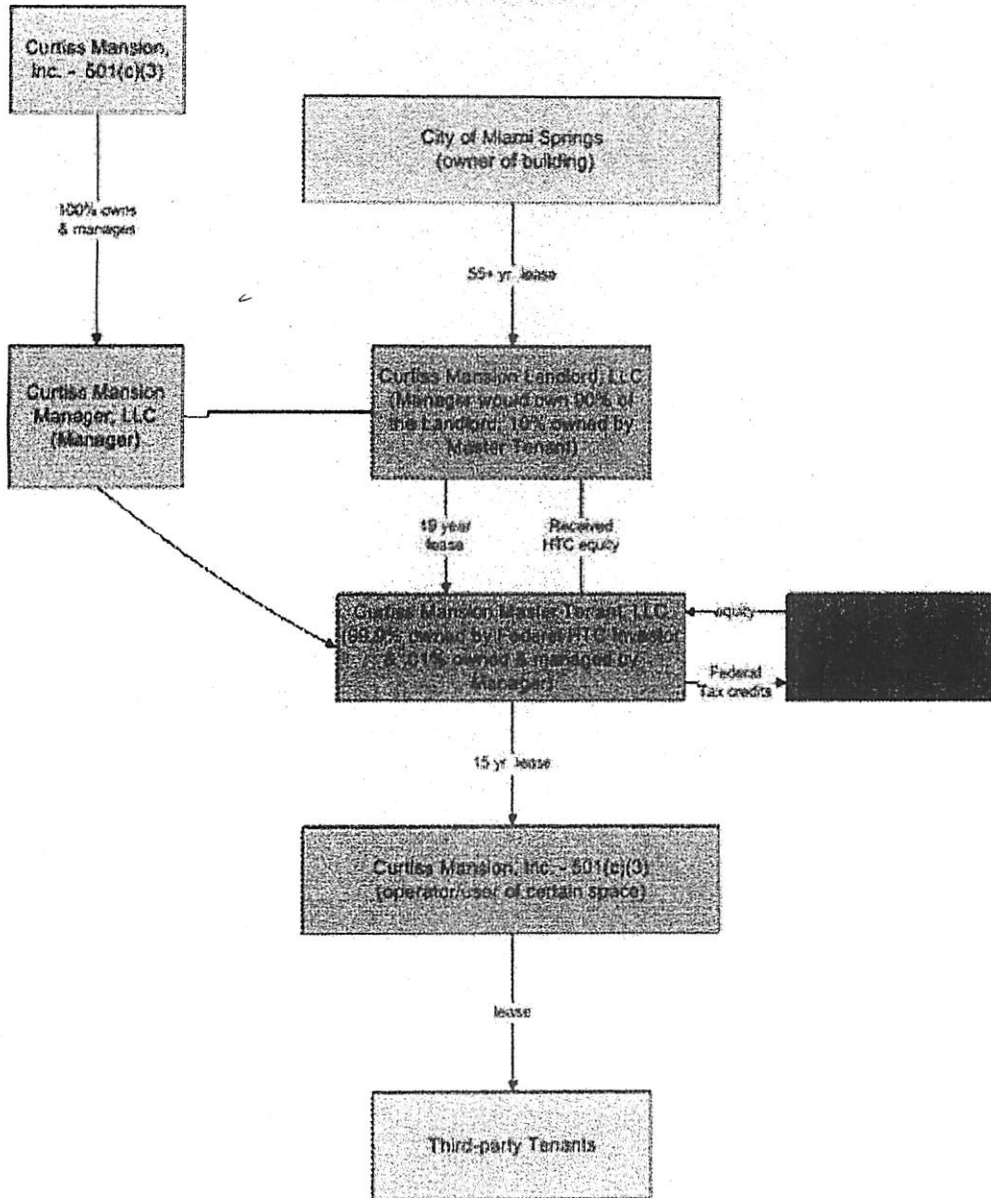
Submitted by,

Mitchell Leitner, President

File: "Miami Springs" –Stafford Park Sports Fields Custom fencing quote 06/27/11

Mobile (954) 445-7000 Office (954) 920-3352 Fax (954) 921-9563
1418 Scott St. Hollywood, FL 33020 E-Mail – mitch@superiorparksystems.com

Curtiss Mansion
HTC Structural Diagram
6-2-11



Erik M. Wishneff
Brian Wishneff & Associates
Vice President & General Counsel
1090 Vermont Avenue, NW
Suite 420
Washington, DC 20005
erik@wishneff.com
Office: 202-506-1127

6/10/2011

6-27-2011
ccRM

MEMORANDUM

TO: MAYOR; COUNCIL
CC: CITY CLERK; CITY MANAGER
FROM: DAN ESPINO
DATE: June 24, 2011
RE: Financial Considerations Involving City Management

Proposal: In a continued effort to be fiscally responsible with City funds, the Mayor and Council should accept the Manager's resignation to retire, effective immediately, appoint Ron Gorland as interim City Manager and **save the City \$139,383.69 in salaries, benefits and expenses.**

Accepting the City Manager's resignation now saves the City six (6) months of his compensation/expenses, **which totals \$99,834.96.**

City Manager:	Salary	<u>\$147,112.00</u>
	Car Allowance	<u>\$ 5,000.00</u>
	Retirement Pension Plan (City Contribution)	<u>\$ 22,066.80</u>
	Other (Insurance, Workman's Compensation	<u>\$ 25,491.20*</u>
	Taxes, Liability Insurance, Cell phone)	
	Total Yearly Compensation & Expenses	\$199,670.00
	Monthly Amount = \$16,639.16	

The City also stands to save money on the Assistant City Manager's compensation. Presuming that our new City Manager would not begin working with the City until January 1st, 2012, having Ron Gorland serve as interim until then saves three (3) months of his compensation/expenses for the months of October 2011 through December 2011, **in the amount of \$39,548.73,** a savings applicable to budget 2011/2012.

Assistance City Manager:	Salary	<u>\$113,910.00</u>
	Car Allowance	<u>\$ 4,500.00</u>
	Retirement Pension Plan (City Contribution)	<u>\$ 17,086.50</u>
	Other (Insurance, Workman's Compensation	<u>\$ 22,698.40*</u>
	Taxes, Liability Insurance, Cell phone)	
	Total Yearly Compensation & Expenses	\$158,194.90
	Monthly Amount = \$13,182.91	

The recent budget presumptions show that the City will have to resolve a \$537,000.00 budget deficit, \$120,000.00 of which is a payout to the City Manager for accrued sick and vacation leave. The City needs to save money from every possible source, and we should take the opportunity to save **\$139,383.69 in salaries, benefits and expenses,** by accept the Manager's resignation to retire, effective immediately, and appointing Ron Gorland as an interim City Manager.



SESSION REPORT – CITY OF MIAMI SPRINGS

2011 LEGISLATIVE SESSION

799 BRICKELL PLAZA
SUITE 804
MIAMI, FL 33131

CITY OF MIAMI SPRINGS

2011 LEGISLATIVE SESSION REPORT

INTRODUCTION

Florida's 2011 Legislative Session came to an end on May 7, 2011 at three in the morning closing one of the more contentious sessions in recent history. The differences between the House and Senate only came to light in the final days of the session creating the "late" end and also resulting in many bills not being heard.

SESSION ACTIVITIES

The Fuentes Rodriguez Consulting Group (FRCG) has enjoyed a strong relationship with Miami Springs and it was our pleasure to represent the city in Tallahassee in what proved to be a very contentious session. As in 2010, the legislature did not make any moneys available for necessary water or basic infrastructure projects. Our primary goal was to work with the city and through other local government advocates to minimize unfunded mandates or other legislative issues that might impact the city's efforts.

Councilman Dan Espino represented the city during the yearly "Dade Days". Mr. Espino met with the Governor's chief of staff and with the Chief Financial Officer, Jeff Atwater. The key points of both meetings were to again push for minimal negative impact to municipalities and second to introduce these offices to the City of Miami Springs. We hope to work with the councilman and assist in organizing a visit by the CFO with the Council.

Below is a synopsis of legislation that is of interest to the City of Miami Springs:

State/Local Government

- **SB 2100** requires that all public employees pay 3% of their salary to cover part of the pension costs. It also requires public employees to work longer by increasing the retirement age from 62 to 65 years old (55 to 60 for special risk employees). The bill eliminates cost-of-living increases. The intent is for this provision to expire in 2016 at which time increases will resume.
- **SB 2156** creates the new Department of Economic Opportunity by integrating the Agency for Workforce Innovation (AWI) and Office of Tourism, Trade and Economic Development (OTTED) on October 1. The practical impact of this is the "one stop shop" for economic development opportunities.
- **SB 1312** gives the Department of Agriculture authority over school nutrition programs
- **HB 5401** transfers cybercrime offenses from the Attorney General to the Florida Department of Law Enforcement (FDLE).

Environment/Natural Resources

The Legislature considered repealing the septic tank inspection requirement but the

House and Senate approached the issue in different ways. Septic tank inspections may begin as required July 1, but budget language requiring the Department of Health to identify cost and workload involved will require the Legislative Budget Commission to approve these efforts as well.

- **HB 457**, a controversial bill, which would prohibit local governments from regulating fertilizer, did not pass. However, the substance of the bill was included in HB 7215 (Department of Agriculture bill).
- **HB 7215** (Department of Agriculture bill) allows for local fertilizer ordinances in place before July 1 to remain in effect. The budget includes \$305 million for the Florida Forever land acquisition program, but the moneys must come from sale of existing state land no longer needed for conservation purposes. Department of Environmental Protection (DEP) and Department of Management Services (DMS) are identifying state land for possible sale. The legislature appropriated \$30 million for Everglades restoration, much less than the \$200 million per year provided in previous years.
- **SB 2142**, a budget conforming bill, cuts about 30% of the property tax revenue from the state's water management districts.
- **HB 143** increases the tax corporate tax credit awarded for the cleaning of "brownfield" contamination sites. (There is currently a backlog for companies seeking those credits.)
- **HB 613** did not pass this year, which would have delayed a deadline for South Florida utilities to upgrade wastewater discharges into the Atlantic Ocean. (The implementation of these upgrades will cost Miami-Dade taxpayer approximately \$4 billion.)

Budget/Taxes

The budget gap dominated this legislative session. The legislature addressed the \$3.75 billion gap by cutting \$1.3 billion on school operations, health care spending and road-building. The budget eliminates nearly 5,000 state positions and required government employees enrolled in the state pension plan to contribute towards pension costs. This budget – even before the vetoes – came in at about \$700 million less than the FY 2010-2011 budget. As mentioned, there was a reduction in property taxes by the water management districts. The legislature also placed constitutional amendments on the ballot:

- **HJR 381** would shield first-time homebuyers from property taxes and would cap the annual change in assessed value for non-homestead property to five percent.
- **SJR 592** would expand property tax breaks for injured veterans to those who did not live in Florida when they entered into military service.
- **SJR 958** would limit future growth in state revenues to a formula based on population growth and inflation. This measure only applies to state spending not to local governments.

- **HB 281** would require property owners challenging property values before a value adjustment board to pay 75% of their owed taxes while the case is under appeal.
- **HB 7185** raises the exemption level for corporate income tax from \$5,000 net income to \$25,000 at a cost of nearly \$30 million. However this will result in 15,000 businesses from having to pay taxes.
- **HB 143** would shield multi-state corporations from their corporate tax liability if they spend \$250 million or more on capital costs.

Other

The back-to-school sales tax holiday was revived for only one weekend. The budget did not include moneys for water projects. There was a 5% increase for health care and human services with a \$36.2 million increase for Florida KidCare. Hospital Medicaid reimbursement rates were cut, county health departments' rates were cut 10 percent and development disabled providers were cut 3 percent.

Growth Management

- **HB 7207**, which provides for the overhaul of growth management, and **SB 2156**, which breaks up Department of Community Affairs (DCA) and sends the Division of Community Planning to a new economic development agency, both passed. The bills are extremely complex and the full extent of their impact has not yet been truly determined. HB 7207 also shifts the burden of “proof protection from the state to local governments in legal challenges to land-use decisions.” Department of Community Affairs ceases to exist under SB 2156 with many duties being transferred to new Department of Economic Opportunity (Division of Emergency Management being transferred to Governor’s Office and the Florida Building Commission going to Department of Business and Professional Regulations).
- **HB 639** repeals a cap on how much money can go into trust funds dedicated to affordable housing. But it also states than no money can be spent to build new housing until July 2012. Those moneys can now be used to help people buy existing homes.
- **SB 410**-This bill deals with impact fees and was adopted to re-enact a law shifting the burden of proof to cities and counties when builders file legal challenges against local impact fees on new developments.

Health Care

Key issues that passed this session include Medicaid reform requiring Medicaid patients to enroll in managed care plans beginning in October 2013 for long term care and 2014 for traditional health care.

- **HB 7109** places limits on lawsuits against Medicaid providers

- **SB 1676** gives University of Miami and its employees sovereign immunity when working at Jackson Memorial Hospital
- **HB 7095** this bill aims to cut down on prescription drug abuse by banning most abused narcotics (“pill mills”). This became a reality after late session negotiations between the Governor, AG and Senate President.

Education

- **SB 736** – Last year’s controversial SB 6 regarding teacher merit pay was revived although in a more moderate light. This bill will allow current teachers to remain under the existing system until retirement. However, all new teachers coming into the system will not have tenure and their pay will be tied to a combination of students’ standardized test scores and other evaluation methods.
- **HB 1329** overhauls the McKay Scholarship program broadening the eligibility requirements.
- **SB 1546** allows for “high-performing” Charter Schools to create their own districts and would allow them to grow.

Higher education funding was cut overall.

SESSION PREPARATION

As the summer progresses, FRCG is working closely with the Governor’s office and leadership of both the House and the Senate. It is our intent to assist the city in defining a list of priorities and to begin with our delegation as soon as possible. Next year’s session will begin in January to accommodate the decennial redistricting exercise. The City of Miami Springs will need to have a clear view of what to pursue in 2012 certainly by the end of this summer.

FRCG has also worked with the City of Miami Springs on issues of local interest including communicating with the airport and the County Commission. We will continue to serve in this capacity.

We thank you for your trust and friendship and look forward to continue serving the City of Miami Springs.