City Of North Miami

Preliminary 1st Budget Hearing

September 10th, 2012
6:00 P.M.

776 N.E. 125th Street North Miami, FL 33161
(305) 893-6511
***northmiamifl*.gov**
VERBATIM MINUTES

A

SPECIAL MEETING
1st BUDGET HEARING

SEPTEMBER 10, 2012

The first budget hearing of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, September 10, 2012, beginning at 6:00 p.m.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

1. CALL TO ORDER / ROLL CALL OF MEMBERS

Mayor Pierre: Let me begin by saying, good evening welcome to one of the top best cities in the United States of America. Today is Tuesday…I mean Monday, September 10th, 2012. Welcome to the Special Meeting which is our First Budget Hearing here for the City of North Miami, sitting at the North Miami Council Chambers, 776 N.E. 125th Street in North Miami, Florida.

ROLL CALL

Mayor Pierre: To begin our meeting this evening I'm going to call on the Deputy City Clerk for Roll Call.

ROLL CALL	Vice-Mayor Steril	Here
	Councilman Galvin	Arrived at 6:10 P.M.
	Mayor Pierre	Here
	Councilman Marcellus	Here
	Councilman Blynn	Arrived

Ms. Vieira: You have a quorum.

Mayor Pierre: Let the record reflect that we do have a quorum to conduct the business of the people this evening.

2. PLEDGE OF ALLEGIANCE / INVOCATION

Mayor Pierre: For the pledge of allegiance I'm going to call on Major Neal Cuevas from the North Miami Police Department to lead us in the Pledge of Allegiance.

Flag salute by Major Cuevas.

INVOCATION

Mayor Pierre: Thank you. We're going to call on Pastor Jacques for the invocation this evening.

Pastor Jacques: Thank you Mayor and Council. It's always a privilege to be able to open these meetings with prayer. And like the pledge of allegiance says, we're one nation under God. And today I know we're doing the Budget Hearing and I just wanted to read a scripture before I pray because my prayer has to do with this scripture. Paul, Saint Paul told Timothy, for the love of money is the root of all kinds of evil. Some people eager for money have wondered from the faith and pierced themselves with many grieves. And then he goes on to say, command those who are rich in this present world not to be arrogant or to put their hope and wealth which is so uncertain. But to put their hope in God who richly provides us with everything for enjoyment. Command them to do good, to be rich in good deeds and to be generous and willing to share. And this way they will lay of treasures for themselves as a firm foundation for the coming age. So they may take hold of the life that is truly life. So my prayer is that as we have this Budget Hearings and we settle on a budget for the City that we would get our motives right as a City as leaders and as citizens. And it would not be about us and our districts and our homes and our organizations but it will be about the other person and God's blessing for them. Father, I thank you for the privilege of being able to pray. And as the pledge of allegiance say, that we are one nation under God. And as a DNC affirmed the use of the word God in their platform be recognized that we cannot run our families, we cannot run our cities, we cannot run our own personal lives without your power. And we ask God that you would purify the motives and the intentions of people in this City. That from top to bottom and from bottom to top you will purify our motives in the issue of money. And you bless this City with millions of dollars and we pray that in the weeks and months and years to come that we'll be good stewards of that money. And that we will not fight for our piece of the pie. But we would look at the other person from the other side of the City, from the other side of the country. People who are struggling. We would look at the other business and see our inner connection to them. Bless our leaders. I thank you for the works that they've done in changing this City. And I pray that you would give them even more wisdom and even more purity of heart and give them more justice and more grace to lead this City Lord. I thank you for our Mayor and our Councilpeople, bless them God. Bless our City Manager, anoint him. Give him wisdom. And I thank you Lord for the people of this City, bless them. In Jesus name, Amen.

Mayor Pierre: Thank you. Thank you so much Pastor Jack. Pastor Jack, how was the Gospel Hour at MoCA yesterday? I tried to make it there but we got caught up. Yesterday we were at like six different churches, so I didn't get a chance to really make it there. You know I really wanted to stop by and say congratulations on your first Gospel Hour at MoCA. But thank you so much for staying in the City and keeping up the faith. I appreciate it.

3. ORDER OF BUSINESS

We're going to move on. Mr. City Manager, Order of Business. Any changes or amendments?

Mr. Johnson: Good evening Mayor and Council and to our public attending. There are...just to give you a preliminary of the overall budget if I may. As you know at the end of 2010 last year for the Fiscal Year ending in 2010-2011 we had a deficit of $628,000.00 in the General Fund. I'm proud to announce that we have several cost savings measures that was able to recover us. When we did the (inaudible) ending last year we in fact learned that we had a surplus of $328,000.00. As you know that when we did the Budget last year we were $5.8 million deficit that we were covering. We balanced the Budget with projected revenue. First of all I'd like to say that we were able to cover that as well as go into this Fiscal Year that we are reporting for 2012-2013 with an additional $1 million dollars that we're reporting in your Preliminary Budget Book that we handed out. We did that because we were able to collect fees of about $600,000.00 from the oats. We had several areas of forfeitures and fines. We also had personnel vacancies. We were able to go back to various contractors and reduce the amount of money that we had on those contracts to save the City money. Also we...due to the fact that we did secure a contract with Biscayne Landing apart from the $17.5 million dollars, the City recovered the carrying cost and the legal fees. So all of which of these initiatives we were able to recover greatly without touching $17.5 million dollars. You will find that in this Budget once the presentation takes place, we'd like to provide some highlights. As you know we were able to reduce the Sanitation rate from $51.00 to $26.00 this year. That was a great savings to our residents. We're proud to say that in this bill, or in this Budget, we are reducing that an additional $5.00. Overall our residents are seeing a $30.00 reduction from $51.00 and change to $21.00 and change effective October the 1st. As you know that in this Budget we did do a Black & Veets study. The Council did pass a water rate study. And effective October 1st as approved by Council there will be an adjustment accordingly annually for the next five years. Also, in this Budget we did outsource our Building Department; there will be some savings there. But also there will be no jobs lost. We plan to keep staff working there as clerks like they do now. To understand the outsourcing part, our Building and Zoning was already outsourced as far as we were using contract workers to do our inspections and plans review. So that portion will continue to be outsourced. In addition to that, this year as to what was posted, there were some additions grant related items that we don't have. It's in your package but to what we were posted online, since we have posted that there are some additional grants that we provided in this Budget. Again, it did not make the online version but we did put it in your package. So (inaudible) it would come from Ms. Grant after your presentation.

Mayor Pierre: Thank you Mr. Manager. Before we proceed with the Budget Department presentation which Kay and Duke are ready to move on, I want to

say thank you to the City Manager Stephen Johnson for again a job well done. As all of you know he continues to prove that he is knowledgeable and capable of getting the job done with efficiency while putting the needs of North Miami residents first. Without a doubt Mr. Johnson thank you so much for being a public servant and committed to quality service. I have to say this is the first time in the history of this City that I can recall staff being so proactive in receiving the input of this community when balancing the Budget. The City held two Budget Workshops. One last Wednesday and the other one last Thursday while we were competing with President Obama speech. And several residents attended both Budget Workshops. Yesterday on Sunday, September 9th, the City Manager and I along with the Staff presented the Budget to several congregations in North Miami from 10:30 A.M. to 3 P.M. reaching over 1,800 people about the Proposed Budget that we have for the City of North Miami. Tonight we will review and discuss the Proposed Budget that has been carefully thought out and presented to the community for consensus. There are no fuzzy numbers, just a balanced Budget taken into consideration the needs and desires of the people. The City's gross property tax revenue and I think Kay and Duke will get into is calculated at 95%. That is an additional $750,000.00 if the people don't take advantage of the early payment option, which most people don't usually do. So that's an additional $750,000.00 that I think that is there that the City will definitely carry over from the 2012-2013 to the 2013-2014 Budget. We...it's a very conservative Budget. The money is being spent well. So I commend Mr. Johnson and the Budget Department for stepping out of their comfort zone and working diligently to develop a balanced Budget that is inclusive of the needs and opinions of the people of this great City of North Miami. We are going to proceed with the Public Hearings and I think the first thing we need to do is to turn it over to the Budget Department for their presentation. Can we have the record reflect that Councilman Galvin is here for the meeting?

Mr. Etienne: We'll let the record do so reflect that Mayor.

Mayor Pierre: You may proceed.

Ms. Grant: Kay Grant, Budget Manager. Good evening Mayor and Council, City Manager, Staff, good evening everyone. Over the last three years the City has taken proactive steps to combat the fiscal realities that have affected our nation. As economy recovers and with the direction set forth by the Mayor and Council, Staff's goals in preparing this Budget were to 1) continue to provide basic levels of service in the most equitable and efficient manner possible for both residents and employees and 2) strategically begin to position North Miami for tremendous economic growth and expansion. Tonight we are pleased to present a Budget that includes $5 million dollars in reserves in the General Fund and another $12.5 million dollars in unappropriate funding all from the closing of Biscayne Landing. This presentation of Fiscal 2013 Proposed Budget will cover the proposed millage rate, the City's General Fund Revenues and Expenditures. We'll talk a little bit about the Enterprise Funds, Capital Projects for 2013

and then a recap of the highlights of the Budget. For the proposed operating millage rate, the unshaded area is the current years Budget and the blue shaded area is the Proposed Budget. On July 1 the property appraisers' office released the taxable property values for Fiscal Year 2012. The City of North Miami saw a .76% decrease in values. That was from $2.078 billion dollars to $2.063 billion dollars. Again this is the smallest decline in the past four years. The current years operating millage rate is 8.1955. Staff is proposing for next year 8.1000, that's a 1.18% decrease from last year. And even lower than the roll back rate of 8.1037. At that rate the revenues, the property tax revenues is $15.8 million dollars; allocated between the CRA and the City's General Fund. The CRA receiving $1.06 million dollars and the City's General Fund $14.8 million dollars. A slight increase of 13% to the General Fund. Please note that the revenues are calculated at 95% as Mr. Mayor had said earlier, we anticipate homeowners taking advantage of the discount allowed if they pay their taxes early. The 8.1955 and 8.100 as I discussed before is the operating millage rate. We also...in the current year we also have a voted debt millage of 2.2188 for our General Obligation Bond. The Bond matured in May of this year and the obligation satisfied in full. Therefore the millage rate was eliminated was Fiscal Year 2013. So the total millage rate was reduced from 8.4143 to 8.1000 a 3.7% decrease to our millage. And for easy example let's say you have a property with assessed value of $100,000.00 after all exemptions, you'll pay $841.00 in taxes this year. But with the new rate you would pay $810.00. And this takes us into the General Fund and overview of the sources of review where it comes from. And total General Fund Budget is $67,434,011.00. This chart breaks down the revenues into major categories. And then the following slides will go into more details of each category. Revenues are generated from taxes 34%, non-revenues, inter Governmental revenues or fines and forfeits, licenses and permits or charges for services and of course the proceeds from Biscayne Landing of $17.5 million dollars that's 26%. And now the following slides go into more details of the taxes. We said it represents 34% of the General Funds Revenue. We have advalorem taxes, our general sales and use tax. That includes our local option gas tax. By the way this chart compares 2011 actual revenues with what we're estimating in 2012 and what we're proposing for 2013. Then we have our franchise fees, our utility services tax and our communication services tax. And so for 2013 we have proposed $22.86 million dollars in revenues. Then we have our inter-Governmental revenues. These are from the Federal, State and local governments. For Federal grants we have the Bike Path, the Cops and the Victims of Crime Act Grant. We have our State Grant which is right now State Aid to Libraries. Revenue sharing from the State and that includes our half cent sales tax. And grants from other local units and shared revenues. Typically when we are awarded grants during the year we usually take these to Council for amendment to the Budget. And this year our grants are $6.283 million. Then we have our fines and forfeits. The judgments and fines include our Code liens collection programs and our Police fines. The Code liens collection program was implemented in 2011 and to date we have collected approximately $800,000.00. Staff is continuing their efforts in 2013. We have our library fines, our Code violation citations and of course other fines or forfeits which include our parking fines or school crossing guard fines,

etcetera. That takes us to our licenses and permits which make up 2% of the General Funds revenue. Business tax receipts, building permits include plumbing, electrical, mechanical or recertification and certification of reoccupancy. And we have our other license fees and permits which include the billboard permits. You will notice that for Fiscal Year 2013 there's a decrease of 44.6...I'm sorry 44...$446,000.00. And this primarily due to the outsourcing of our Building services as the Manager mentioned earlier. Then we have our non-revenues. So named because they're not from external sources. For the inner fund transfer, this includes the refund from the CRA of the TIF tax incremental funding throughout as well as the reserve from the Solid Waste services. Mr. Manager mentioned earlier that we outsourced our Solid Waste services earlier this year. That fund was an Enterprise Fund which was collapsed at the end of 2012. And all the...and the surplus was transferred into the General Fund. So all expenses and revenues are now accounted for in the General Fund. So for Fiscal Year 2013 you will see $3.4 million dollars. That includes the reserve from the Solid Waste Service Fund. We have our Enterprise Fund contribution. That transfers for services provided by the General Fund such as accounting services, legal, I.T., utility billing services. And then we have our non-operating sources, which is our surplus and our reserves. In Fiscal Year 2013 there is an amount of $19.8 million dollars that includes the $17.5 million dollars proceeds from Biscayne Landing. Right the $17.5 million dollars from Biscayne Landing. Then we have our charges for services. That our passport application fees, certificate of use fees, minimum housing review fees, liens/records searches. For public safety that is our burglary alarm fees or Police record reports. Physical environment, this is our Sanitation fees as I mentioned in the previous slide that is now in the General Fund. And culture and recreation includes the rental of our recreation facilities, our revenues from camps and school programs, the use of our swimming pool, tennis program etcetera. So this $2.3 million dollar increase from 2012 to 2013 is primarily due to Sanitation services which are now in the General Fund. And you will also see this on the expenditure side. The final category is miscellaneous revenues. Includes our interest, our rents and royalties, primarily the lease agreement with Bell South Mobility and the lease payment from the Condos at the Oaks. Contributions and donations and also miscellaneous revenues. If you notice in 2012 for rents and royalties there is a $2.2 million dollars in revenues. A portion of this is $1.5 million dollar land lease. In contributions and donations in 2012 there's also $17.7 million dollars. $17.5 of that is the proceeds from the Biscayne Landing contract. And in miscellaneous revenues also for 2012 there's $1.5 million dollars. A million dollars of that is a reimbursement for the legal fees and maintenance cost associated with the carrying cost of Biscayne Landing. And this next slide summarizes all the categories we just discussed. Comparing 2012 Amended Budget with 2013 Proposed Budget, taxes, licenses and permits; there's a reduction there of 11%. And again this is primarily due to the outsourcing of our Building services. We have our inter-Governmental revenues, charges for services, again this is Sanitation revenues. Our fines and forfeits, miscellaneous revenues went down $2.1...went down 74%. And this is because of the $1.5 million dollar land lease that we received in 2012, which we won't get in 2013. We have the inter-fund transfers and

reserves. That our non revenues increased from $7 million dollars to $28 million dollars and we know that a portion of that is the Biscayne Landing 17.5. And then we have our transfers out. So in total, our total General Fund revenue increased from $44.6 million dollars to $67.4 million dollars, a 51% increase. And now this is what our General Fund Budget would look like without the Biscayne Landing proceeds, instead of the 17.5. You can see the grey shaded area has been taken out and that's our reserve, which reduced the Budget to $49.9 million dollars. So in essence we have balanced the Budget without the Biscayne Landing proceeds. And at $49.9 million dollars this slide shows you the expenditure, where does it go. Sixty four percent makes up our salaries and benefits. Twenty percent is the cost to operate the City, our utilities, contractual services, building maintenance, office expenses. Eight percent is allocated to Risk Management General Liability and Fleet Maintenance. Five percent is our principal and interest on our Pension Obligation Bond and our contingency. We have our capital outlay and of course our grants and aids. And this you can see the expenditure some rate by department. It compares 2011 actual expenses to 2012 and to 2013. Typically you would see an average of about five...6% increase and this is due to the 5% salary restoration for all employees. So it should be about 5%, however in the Building Department you see a 35% decrease. This is as stated earlier as a result of the outsourcing of Building services and the Manager did mention that with no loss of employees. The City Clerk's Office went approximately 35% as a result of the election cost that is budgeted for next year. Non-Departmental has a huge percentage change of 12,828%. This is where we have our reserve sitting. Non-Department is a department that accounts for things that are not specific to any particular department and again this where we have all reserves. $17.5 million dollars in...$12.5 in an unappropriate fund and $5.5 million dollars in reserves for the General Fund. And Public Works Department went up 140% and again this is our Sanitation Services now being accounted for in the General Fund. And so this is the 51% increase from $44.6 million dollars in 2012 to $67.4 million dollars in 2013. And this next slide gives you an overview of the entire General Fund comparing 2011 Amended Budget to 2012 and to 2013. And as you can see 2013 its $49 million dollars and the green shaded area is the reserves and unappropriated funds from Biscayne Landing. Now from $44.6 million dollars to $49 million dollars you may wonder what contributed to the increase. As we stated earlier, Sanitation Fund was collapsed and is now in the General Fund. There's a 5% salary restoration to all employees. Furlough days have been reduced from 12 to six. We have some CRA funded projects that are now back into the General Fund. The Joe Celestin Community Center is now fully completed and fully staffed. We have the election cost and miscellaneous operating expenses. All of this contributes to the $5 million dollar increase from $44.6 to $49 million dollars for 2013. That ends our General Fund and now we'll move on to the Enterprise Funds. It's classified as such because these funds operate like a business with one or two sources of income. We have Stormwater that represents 9% of the General Fund. We had Solid Waste first but it's now in being collapsed. Stormwater is from Stormwater fees. We have 22% in reserves at this point. And capital outlay a $500,000.00 allocation for capital improvement. And then we have our Water and Sewer, our largest Enterprise

Fund. Earlier this year we were mandated by South Florida Water Management District under the consumpted use permitting to implement a conservation based water rate study. This was implemented earlier this year. And at the end of 2011...I'm sorry. At the end of 2012 the capital improvement fee that was implemented a couple of years ago for the improvement to our Water Plant, that fee has been eliminated. And at the end of 2012 there's approximately $10 million dollars in Capital Improvement Funding. And talking about capital, this next slide shows us the projects that Staff has proposed for next year. Certain building improvements at the Police Department, City Hall security system. We have the Council Chambers audio system; improvement to that. Gwen Margolis Community Center facility renovations as well as the recreation facility security enhancement, all in the General Fund. We have one of our grants, the Bike Path grant. And from our Transportation Fund we have improvements to our roadways and medians, sidewalk installation and repairs, street resurfacing. For Stormwater we have $550,000.00 improvement to our drainage. And in Water and Sewer we have or the continuing upgrade of our existing line softening plant. And that includes water line replacements and sanitation/sewer rehab. And our total capital outlay for 2013 is $6.051 dollars. And so finally the Total Budget, 2013 Proposed Budget with all the funds combined is $143,336,524.00. We have approximately 22 funds. And these are the General Fund, which make up 47%, the Water and Sewer fund. All other funds include land fill closure, the Federal Forfeiture Fund or Law Enforcement Trust Fund or Development Impact Fees Fund. Then we have our two internal services Fund which make up 4% of the Total General Funds Budget. And that's our Risk and Fleet Management. We have Stormwater. Our Transportation Funds include gas tax and half cent surtax. Our Housing Rehab Programs which include Community Development Block Grant, HOME and Neighborhood Stabilization Program. And we have our Debt Service Fund and the CRA funded projects that make up the Total Budget. And then the next slide compares the Total Budget over the next three years...over the last three years sorry. 2011 Amended Budget was $161,000, 2012 was $151 million. Did I say thousand? And 2013 Preliminary Budget is as stated $143 million dollars down 5% from the current year. To recap all the points the very important points made earlier. The proposed millage rate is 8.1000 that is 3.7% less than the current rate. This rate will generate net advalorem revenues of $15.8 million dollars to the City. The City's General Fund Budget is $67,434,011.00. This includes the Biscayne Landing proceeds of $17.5 million dollars. Of this amount $5 million has been set aside as revenues in the General Fund. And the remaining $12.5 unappropriated. Furloughs have been reduced from 12 to six days in 2013. And finally the Total Combined Budget of all the funds for 2013 is $143,336,524.00. And in closing, although positive signs of economic improvement are visible, the recovery is still expected to be very slow. However, with the support of a loyal community, diligent employees and the ongoing guidance of our City Council, we remain enthusiastic about the future of our City and committed to the course of progress. Thank you very much.

Mr. Johnson: Mayor as we pass it on to you just to bring up a couple of things. I know that it was echoed that the employees (inaudible) as much as possible. At the last Council meeting we had indicated that there would be a payment. The attorney bought up the correct title would be a payment…a lump sum payment in lieu of COLA. Again we were able to do that with no objection of the Council that did not get into Biscayne Landing funds. And as still as you saw here, we are giving the employees a 5% and reducing furlough days. Moving forward again all without touching Biscayne Landing money to create a balanced Budget. And when we had saw the Gwen Margolis and the capital overlay, that $50,000.00 we were able to secure contractually from the Oleta Partners. So that money will come in but it will go out specifically for that project.

Mayor Pierre: Thank you Mr. Manager and thank you Ms. Grant for your wonderful presentation on the Budget. I know it's been a year since you've been working on this Budget and you've finally got it all together at the last minute. Thank you so much for the work that you have done along with your Staff, Duke Sorey. Who's not only…he's getting the benefits of a City employee but he's also getting the benefits of a City resident where his water bill has been lowered, property taxes been lowered. So I'm sure he fought you a lot on that to make sure that he get the best of both worlds. To move on by law we are required to set millage rate.

4. PUBLIC HEARINGS

TAB A

Mr. City Clerk, would you read Tab A into the record.

Mr. Etienne: Absolutely Mayor.

Mr. Etienne: (reads resolution by title only)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE OF 8.1000 MILLS FOR FISCAL YEAR 2012 – 2013; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES

Mayor Pierre: Thank you Mr. City Clerk. Can I get a motion to approve the millage rate that was set at 8.1000?

Mr. Galvin: So moved.

Mr. Marcellus: Second.

Mayor Pierre: Second. Anyone wishes to record a no? Hearing none, anyone wishes to be heard on Tab A, which is the millage rate has been set at 8.1000. My guesstimation it was initially at 8.4143. As you know we had a General Obligation Bond which matured on May 1st, 2012. And that has been satisfied. So at this moment the millage rate has been reduced to 8.1000. If you look at other millage rate around Miami Dade County and when taking the millage rate into consideration you do have to take what they call the General Obligation Debt. Some cities around town may have a millage rate that is lower than the City of North Miami. But once you take in the Debt Services you can tell that the millage rate is higher than the City of North Miami. Although I think at this moment we are the 5th of the 6th largest City in Miami Dade County. The millage rate with the reduction that we see at this moment with the General Obligation Bond has been fulfilled. The millage rate right now we are roughly at number eight, which is a huge reduction and a relief to our residents in the City of North Miami. So motion was made and the millage rate has been adopted. Thank you.

TAB B

Mayor Pierre: Mr. City Clerk, would you read Tab B, the first reading of the Budget into the record?

Mr. Etienne: (reads ordinance by title only)

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING AND APPROVING THE BUDGET OF THE CITY FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; AUTHORIZING THE AMOUNT TO BE RAISED BY TAXATION FOR THE OPERATION OF THE CITY FOR THE 2012-2013 CITY FISCAL YEAR; AUTHORIZING THE EXPENDITURE OF FUNDS ESTABLISHED BY THE BUDGET; AUTHORIZING A "RETURN OF INVESTMENT" TRANSFER FROM THE WATER & SEWER UTILITY FUND TO THE GENERAL FUND; AUTHORIZING THE CITY MANAGER TO IMPLEMENT BUDGET AMENDMENTS (REVENUE AND/OR EXPENDITURE) TO APPROPRIATE OR UNAPPROPRIATE FUNDS AS REQUIRED DURING THE FISCAL YEAR, AND TO AMEND THE PRIOR FISCAL YEAR BUDGET TO FACILITATE THE YEAR-END CLOSING PROCESS; PROVIDING FOR REPEAL, SEVERABILITY AND AN EFFECTIVE DATE.

Mayor Pierre: All right. Thank you so much Mr. City Clerk. Just to be clear, this is the first reading of the Budget. To begin with the $17.5 million dollars that we received from…as a result of negotiating a contract with the developer for Biscayne Landing, that $17.5 million dollars is not part of this Budget. Although according to the Budget Department it has to be included somewhere. It has to be accounted in some place. The City Council maybe two months ago through an ordinance basically put $5 million dollars on the side as reserves. So at this moment there is $12.5 million dollars of that Biscayne money that is sitting there. It's not part of this Budget. It's not being discussed at this moment. Yes there will be a meeting. There will be a time where we'll talk about that $12.5 million dollars. But it's not a part of this Budget. That $12.5 million dollars is sitting some place waiting for the City Council to make a decision. Based on that I'm going to open public hearing on Tab B, which is the first reading our 2012-2013 Budget.

Mr. Haber: Good evening Mayor/Council, citizens and City employees mostly in the audience tonight. Joe Haber, 2096 Alamanda Drive. I think it's incredible that you guys manage to balance the Budget without the Biscayne Landing money. I mean that's awesome. The millage rate decrease is a sign that things are getting better in our City. And the buy back of the furloughs, raising the pay of the City employees, these are things that are super important to us. Balancing that Budget without the Biscayne Landing money is fantastic. I just would urge the Mayor/Council, in your infinite wisdom and power that you do everything that you can to live off of the interest of the $17.5 million dollars. And if you need to spend the money, try to keep it to one fifth of the $12.5 million a year for five years. That way we can stretch it out and we can make it last the five years it's supposed to cause it's a payment for five years rent. Other than that, everything looks great. And thank you very much for all your hard work, to all the City Staff and everybody. Thank you.

Mayor Pierre: Thank you Mr. Haber. Anyone wishes to be heard. This is a first reading of the 2012-2013 Budget. Okay, hearing none public hearing is now closed on Tab B, which is the Budget for 2012-2013. You will have an opportunity at the Second Budget Hearing to have additional input once we have heard what this Council has to do…has to add to this Budget. Councilman Galvin?

Councilman Galvin: Thank you Mr. Mayor. I've got a lot of questions but I'll try to get through them very quickly. I'd like to first make a request; hopefully it can be something you can provide me with within the next week ahead of the Second Budget Hearing. A list of any and all additions to this years Budget that are new and a list of anything that's increased over last year. So if I don't know Parks Program B got another $5,000.00 that we see that got $5,000.00. I'm looking to see with our better bottom line where we've applied the Budget. This is a great document. Y'al spent a lot of time putting it together but for historically purposes, I'm never able to compare it to what we did the year before to see if we like where we're increasing the spending. So I hope that

that's something that can we…that you are able to provide me in about a week…a week from now. Secondly, the Biscayne Landing money, when are we going to decide what happens with that money?

Mayor Pierre: That's up to the City Council. I mean if you guys want to make that decision now I don't think it's really up to Staff. That money is sitting there. The Council has to make that decision. I was hoping that tomorrow at regular City Council meeting if there is a plan to put a bid to discuss it. It would be on a City agenda item to discuss that money. So it's up to the City Council to make the decision when it's going to be discussed and what we're going to do with it.

Councilman Galvin: All right, I agree with you there. The…you've made reference to making the employees whole with 5% increase. How…I just heard you say that there might be some lump sum up front. And I've heard at other points talking about phasing it in over three years. What is the plan right now for that 5% increase? Somebody asked me at the gym the other day.

Mr. Johnson: Councilman at the last Council meeting I did bring up the fact that in this current Budget year that are…unless there was an objection to the Council. And at that time last Council meeting it wasn't. But basically what we're doing is giving the employees a payment in lieu of COLA. COLA is cost of living increase.

Councilman Galvin: Right.

Mr. Johnson: So what we were able to do was calculate that COLA over a two year period. That is a lump sum payment that is scheduled to go out this Fiscal Year for this Fiscal Budget.

Councilman Galvin: Okay.

Mr. Johnson: Okay. So that was at the request…I know Councilman Blynn had made mention of it. And we moved forward to do that. Again that is out of this years Budget and it has nothing to do with Biscayne Landing.

Councilman Galvin: Right.

Mr. Johnson: And we're still able to move over a million dollars into next year, which is a part of next years…it's been absorbed. This year also what we're doing is giving the employees back...well we're attempting to negotiate with the unions. But the union we do have scheduled for all employees including the union to give a 5% increase in pay as well as to reduce the amount of furlough we have.

Councilman Galvin: Right from 12 to six.

Mr. Johnson: From 12 to six. We may take six, we may not take any. But basically we won't take no more than six.

Councilman Galvin: So the 5% that they're going to get, are they getting it this year one time bang or are they getting it over a period of two years?

Mr. Johnson: It will be a one time payment. That's a one time payment.

Councilman Galvin: All employees whether union or non-union can expect a 5% bonus check?

Mr. Johnson: Yes. They'll be a one...well we have it union. We're just trying to negotiate that settlement. But we did reserve the funds. There are employees who are not in the union. So I do not intend to hold them back because we're negotiating with the union.

Councilman Galvin: Yeah and I think that's a good decision because it should be applied evenly.

Mr. Johnson: So that would be given in a one time check over the past two year period.

Councilman Galvin: So everybody's going to get a big fat check sometime before the end of September?

Mr. Johnson: Correct.

Councilman Galvin: Okay, hey everybody.

Mr. Johnson: Again unless Mayor and Council has an objection to that. Yes in lieu of COLA.

Ms. Monestime: It's not for past performance. It's in lieu of a cost of living increase.

Councilman Galvin: Thank you for that legally.

Ms. Monestime: That's why I'm here.

Mayor Pierre: But keep in mind it's not everybody. The City Council is not included. The City Council has to make their own decision on that.

Mr. Johnson: Yes Mayor.

Mayor Pierre: The City Manager is not included. And the City Attorney, I'm not sure if the City Attorney is included.

Mr. Johnson: I would have to correct you on that unless you object. But…well the reason why I say that Mayor just…

Mayor Pierre: You mean for the City Manager or the City Council?

Mr. Johnson: Well no because I have a contract but I did take furlough days. But those furloughs days did reduce my contract pay. So therefore I'm not asking you for approval for anything. It's just my regular pay. But I did take a furlough day along with the other employees and so did the City Attorney.

Mayor Pierre: So only the City Council is not included?

Councilman Galvin: My question was really for the (inaudible) guys because literally somebody asked me at the gym and I didn't know how to answer how it would be applied. I told them I knew it was coming. I just didn't know if it was going to be one time, over two years, over three years. So now I know next Saturday morning when I'm in the gym how to answer that question.

Mr. Johnson: And the 5% would be effective October the 1st in this Budget.

Councilman Galvin: Okay cool. Thank you. Let me bump through some of the other questions I have.

Mr. Johnson: I mean if it will help, it would help Staff to know if Mayor and Council is looking for the 5% back retroactively that you lost as well over the past two years.

Councilman Galvin: To be honest that hadn't even occurred to me. So I'm only asking the question for the (inaudible). That's my question. I'm not looking for anything else.

Mayor Pierre: I think your question…a decision has to be made.

Mr. Johnson: The decision has to be yes or no and the decision has to be made as well as putting you back where you were effective October 1st two years ago. So if we know that tonight it would help us to make that amendment accordingly for the next Council meeting.

Mayor Pierre: For the next Budget Hearing.

Mr. Johnson: Because Mayor and Council...everyone had took that 5% reduction.

Councilman Galvin: I'm not making that motion. Somebody else wants to under their section, they certainly can but I'm not. All right let me fly through some of these others cause I want to try to make it quick, Monday night football. One the income, I'm starting with the income and then I'll talk about how we're spending it. On the income we show under Parks and Recreation that revenue from North Miami Athletic Stadium rental be approximately $55,000.00. I thought we were no longer renting that facility. How is that?

Mr. Johnson: Are you talking about where the FIU Stadium is?

Councilman Galvin: Right. It says Athletic Stadium rental revenue but I assume that's what...

Mr. Johnson: We are renting that.

Councilman Galvin: Okay we are still renting.

Mr. Johnson: We have always rented that facility out and we will continue to rent it out.

Councilman Galvin: Okay so we didn't stop rentals. We just changed the parameters under which one rents or under which one is using it for free or...

Mr. Johnson: I think there's a misconception. The stadium...if we allow someone to use the stadium we were not renting the stadium supersedes everybody. And that's always been the case. It supersedes everyone. If there is someone that wants to...a non-profit or a group that wants to use the stadium, my understanding...just one second. The FIU Stadium is $95,000.00. That's the projected revenue. The other facilities are $55,000.00 but it's 95.

Councilman Galvin: These pages aren't numbered and that's one draw back.

Vice Mayor Steril: Sure mine is.

Mr. Johnson: It's on page four.

Councilman Galvin: Oh I'm sorry yeah it is. I need to get reading glasses. I'm going to one day give into the vanity. Okay page four I'm seeing...I didn't follow it over.

Mr. Johnson: So the projected revenue is $95,000.00. Irregardless of...if someone comes to me and wants to use the stadium, a kick ball group. If they are open to the general public as well we have in the past allowed people to use it. But if someone wants to rent it exclusively then everything goes and they use it exclusively. For instance, we've had cases where there's a football. They can't play that football game at another location. We automatically will stop the use of that facility and let the School Board rent it out.

Councilman Galvin: Right.

Mr. Johnson: So rental supersedes everything. It always has and will continue to be. So our projected revenue is $95,000.00.

Councilman Galvin: I hope we're not making 95 grand off of Alonzo Mourning and North Miami High's back. That obviously they can't have their event open to the public because then they loose the gate revenue and other...

Mr. Johnson: That's an inter-local government that we have with them.

Councilman Galvin: But if Bob Jones wants to come in and like you said play kickball. As long as we're making it known to everybody who steps forward, you know if you have this open to the public you can get it for free. I'm cool with that. I just don't want us to not let that little benefit be known if somebody walks in. Because it's just sort of...

Mayor Pierre: But for the schools they always can use it because we have that inter-local agreement. We don't charge them right?

Councilman Galvin: No we charge them. That's upwards of $2,000.00 a game for each...

Mr. Johnson: Well for the various football games some of the schools are not North Miami Schools or they're part of that athletic program we do charge. But Alonzo Mourning I don't...

Councilman Galvin: We charge North Miami High and Alonzo Mourning High.

Mr. Johnson: Right but that's...yeah we do but that's based on the inter-local agreement because of the wear and tear. Because the School Board is using it every day.

Mayor Pierre: Okay. For example every morning I see the students running around the track and doing P.E. They're out there. Do we charge them for that?

Mr. Johnson: Yes. We charge on that because of the wear and tear. They get to use the field. If there's anything that takes place we repair it.

Mayor Pierre: Okay.

Councilman Galvin: I'm not asking at this moment for a $95,000.00 breakdown of where that comes from. But I'm just saying overall if it's all coming from school kids and everybody else is using it for free, I'm not happy with that. Just because that's putting too much on the kids and the schools which work hard to come up with that money. I mean North Miami High used to get 5,000 persons a game when I was in high school 25 years ago. Now I've read that the attendance at one of their games last weekend was 300. So they have to work hard to raise money to get bodies. And if it's all just going straight to us and we're giving it free to everybody else in the community, that's what I'm hoping we're not doing. So if we're making 95 grand off of this stadium this next Fiscal Year, I hope that that's nicely balanced between members of the community and the schools. Because if it's all the schools that's just not fair to the schools; my opinion. That's why I was asking the question.

Mayor Pierre: I agree with you. We should make it free to the schools. I agree 100% with that. You know there's no reason why we should be charging North Miami Senior High School. We shouldn't be charging Alonzo and Traci Mourning to use the field. To begin with we got a state grant you know from the government to build that...you know to build that field. So you know it wasn't supposed to be a money maker in the first place. So if we are charging I agree. I mean the parks should be open to the public. I mean there are no parks that should be closed. And only the powerful and the connected can use it. It should be open to the public. And it should be open to the schools.

Mr. Johnson: Mayor we do have it open for the public. But there are a lot of people that do come in and rent it. Whether it's for a soccer game, a kickball game. Whatever you...track meets, we charge individuals for that because they want exclusive use of that facility. At times they charge at the gate.

Mayor Pierre: Right that's what the Councilman is saying. If they want exclusive use, that's no problem. But if the school wants to use it and we shouldn't be charging the school, to use it for free. (Inaudible) Mr. Galvin, are we saying something totally different here? Are the schools being charged?

Mr. Geimer: Good evening Jeff Geimer, Director of Parks and Recreation. I just want to clarify. We do charge for use for the football games. And what we do

charge and you all...you passed about eight months ago a reduced fee for the two local high schools. For the football games we charge each of them $1,000.00. And that basically covers Staff costs, clean up afterwards and it covers our electrical use. We break even on that. For the non North Miami High Schools, they pay $1,300.00 per event. And what they do is, they charge at the gate and they charge concessions and it helps makes up the cost that are associated with that. I know that one of the members of the PTA at Alonzo and Traci Mourning had requested a fee waiver. And that's why we didn't propose a fee waiver to you all and it was adopted. So they pay $300.00 less per event. When they come out and they rent the fields for soccer games as well, when they have their varsity high school games out there. We do not charge the local high schools for those. We do charge for the football just because of the man power and the additional cleanup that is required after those games. Now per school they have five or six home games a year. So that works out to five or six thousand dollars for each school. Now when you have your other schools that come in and use this home field as well, we have about 32 to 34 rentals a year for football games. So that brings in about $40,000.00 of the $95,000.00 in revenue you're talking about.

Councilman Galvin: So about half of that money is coming from the schools, well a little bit less than half is coming from the school. And other half is coming from members of the general public?

Mr. Geimer: Then rentals yes.

Councilman Galvin: And do we tell them up front that if they'll be open to the public for their event, they can use it for free?

Mr. Geimer: The policy is, is that they don't get full use of the full field. We established a new policy where if they want to use a portion of the field, then we'll go ahead and allow that to be used for free. But if a group wants to come in and use the entire field, we tell them that they need to rent the facility out. We did an upgrade to that policy about a year ago.

Councilman Marcellus: The P.E. hours, why are charging them for that?

Mr. Geimer: We have an inter-local agreement basically with the schools. With North Miami for use of Cagni Park, with Alonzo/Traci Mourning for use of the track and field. The uses that go along with those fields as the Manager pointed out, for the general wear and tear. The cost associated with Alonzo and Traci Mourning using the stadium are a little bit less the cost of North Miami utilizing Cagni Park because you have a synthetic turf field opposed to a grass field. A grass field requires a lot more maintenance as you go along. So the costs are a little bit higher to maintain. But through the inter-local agreement the schools agreed to pay 50% of the cost associated with the maintenance of those facilities and that's from the School Board. Those were the

agreements that were settled on six years ago or eight years ago depending on how long that agreement was when the land transfer with Cagni Park. You have to remember that part of that deal was the number of things that we gave up as part of the process especially with Cagni Park.

Mayor Pierre: We give them the land for free.

Mr. Geimer: So they're paying for half of the maintenance associated with that. And then when we redevelop the other part of...the park on 135th and N.E. 8th Avenue on the north side. There's going to be a maintenance agreement that goes along with that as well, which has already been agreed to in the inter-local agreements.

Mayor Pierre: Okay, thank you.

Councilman Galvin: I promise they're not all going to take that long to answer. But thank you very much. Page 6 of our income mentions for CRA projects. When are we going to set our CRA Budget meetings?

Mr. Johnson: They will be set this week. I directed all going in...Mr. Prudent along with Mr. (name indistinct) to provide dates to Council for this week.

Councilman Galvin: Okay. Are they going to check with us or they're just going to set dates?

Mr. Johnson: We're checking. We're going to check.

Councilman Galvin: Okay cool. Please check.

Vice Mayor Steril: Don't we have one meeting tomorrow?

Councilman Galvin: Yeah regular CRA Board meeting tomorrow.

Mr. Johnson: I think it's another CRA but not for the Budget.

Vice Mayor Steril: But I understand but can we actually set the date by tomorrow?

Mr. Johnson: Well we wanted to give you proper notice. I can give you...we're looking at next week Monday or Tuesday before...

Councilman Galvin: I have a couple of family commitments on the upcoming Thursday. So I just would hope we don't do that. I don't like making my mom upset with me. All right now I'm jumping to expenditures page 64. We've got a

lot...and this is just a recurring thing through the Budget. We've got a lot of forums, we've got a lot of national leagues, we've got a lot of events. If it is necessary for somebody to retain their certification I...well I'm looking at page 64. It's listed under the City Manager's Budget. But I just use this example first because it's the first one that jumps up in the Budget. It's in several different departments. There are lots of conferences that we could possibly attend. Obviously in my opinion, if somebody has to attend a conference to keep their certification current, I think we should keep it there. But if it's a non-necessary event/conference, I think we should take that out of the Budget. For instance, there's $15,000.00 worth of conferences included under the City Manager's section of the Budget. Again Mr. Manager I'm not singling you out, please don't think that. I'm just using you because you popped up first. It's there under the Council. It's there under other departments. It would be my hope to the rest of the Council; we might save ourselves $15,000.00 if we eliminate conferences that we don't need to attend. And only keep those conferences in place that Staff absolutely needs to attend to keep certification current. But I don't know which is which. So if there's any way to delineate that for me please between now and the next meeting. I'd be very thankful because I don't know which of these conferences are such sort of fun things to go to. And which ones are necessary to go to.

Mr. Johnson: Councilman in regards to conferences, some are certifications and some are educational conferences. In the past two years there have really been basically no conferences. I would like to see City Staff attend conferences. I think they're great educational tools.

Councilman Galvin: Agreed.

Mr. Johnson: They are career developments. So I looked at the ones that are...that either myself or other members of Staff will attend. Because I think we're loosing a lot by not attending conferences. We had it in the...we had the availability or the strength in the Budget to do so. So I did ask that certain departments as much as possible allow for conferences, allow for certifications and educational conferences. It makes us better Staff. It makes us well rounded. So I will go whatever direction you all are directing us to do but I just feel that they are very educational and some are certifications. Some certifications are not necessarily required that we do our job. But they are certifications that are good as the City have.

Councilman Galvin: May I ask then by next meeting for a breakdown on which ones are educational and which ones are for certification. That's all I'm asking. I understand...

Mr. Johnson: Sure. I will provide it to you.

Councilman Galvin: In times we scaled it way back. I'm afraid we're jumping very fast forward with a lot. There's a lot of conferences in here. And it's nice that we've got the Biscayne Landing money. It's nice that things seem to be turning around. I'm afraid we're going to go hog wild and money will be gone. And we're going to (inaudible) you know. And $15,000.00 in this department, $15,000.00 in that department, $10,000.00 that adds up to a little something when we're in need later on. So I'm just looking for a breakdown on which is certification and which one is educational. And maybe we can strike a fine balance. I totally agree. I can't tell you the number of things I've been to over the years even professionally with my job that I learned so much when I can go to a different place and interact with other professionals. But I just don't want us to be feasting like we're...you know the fat cat right now.

Mr. Johnson: Sure but just keep in mind. This Budget is not balanced off of Biscayne Landing funding.

Councilman Galvin: No I know that. But I just mentioned that in the same breath because it's the same sort of idea. But now that things are turning around for us, let's not make...let's make sure we're still keeping a conservative approach as opposed to a...

Mr. Johnson: Sure. And we'll indicate that.

Councilman Galvin: Okay, thank you. Page 68 Governmental Affairs Manager. Has that person been hired?

Mr. Johnson: No.

Councilman Galvin: Okay. Will that be advertised?

Mr. Johnson: Yes.

Councilman Galvin: Okay, thank you.

Mr. Johnson: And that may not be the salary. Well that was the current salary of the Budget Manager that...Governmental Affairs Manager. That was the current salary.

Councilman Galvin: Was that...I hate to use names. Was that Miguel?

Mr. Johnson: Yes.

Councilman Galvin: Okay so you're going to re-advertise Miguel's position?

Mr. Johnson: Yes.

Councilman Galvin: Gotcha. Thank you. Page 74 Public Relations. I know who our Public Information Officer is. But who's our Public Information Specialist?

Mr. Johnson: We do not have one. I will be opening that position up.

Councilman Galvin: Okay. And this is why I'm starting to ask for a listing of what's an addition to this years Budget versus last years because here's a brand new position for $46,000.00. I'd like us to have a little bit of a discussion as to whether or not we need somebody in addition to Pam. Sorry Pam I just used your name. All right. One of the concerns I have overall with the Budget and maybe it's just sometimes when you do a good thing, it can have unintended consequences. And the Budget Department has been very helpful and giving us this sort of pie chart over how we spend our money. But it spooked me. I saw it in the presentation when I went to Griffing the other night. It spooked me that of all the money we spend of the $49 million dollar Budget we have, 64% goes to Personnel services and another 20% goes to operating cost. In other words, 80 something percent of all our taxpayer money basically stays right inside this building. Because it's going to Staff and it's going in cost of utilities and things like that. And so under the Library's Budget…

Mr. Johnson: Can I make a correction to that Councilman?

Councilman Galvin: Sure.

Mr. Johnson: Yes that is the percentage of the General Fund. The General Fund is $49 million. Our entire Budget is $143 million. So the presentation that you saw was the operating cost and the personnel coming from the General Fund which is $49 million.

Councilman Galvin: Right.

Mr. Johnson: I will say that last year it was…personnel was 70%. This year we reduced it to 64%.

Councilman Galvin: And see that's a good thing to know. Again, last year versus this year. We don't have any perspective with these charts. It's good that then we are reducing it. But I'm still concerned that that great a percentage of the pie is going to personnel, pensions, overtime etcetera. That's a lot of the money that comes into the City staying right here within. In other words, are we top heavy? Do we have too many Staff members? I don't know. I'm not here to ask that question tonight. But here's why I ask

it. Applying it to the Library Budget, other than a couple of hundred dollars here or there, I don't see any monies for new books for the Library, magazines for the Library. Upgrading our subscriptions at the Library. Almost everything in the Library Budget is related to somebody's salary, somebody's benefits, somebody's pensions. You know page 156 talks about $946.00 for items needed for Library functions. There's another $700.00 in thee somewhere. Do we have monies...and when I did by Budget town hall meeting a month ago or so, Friend of Library had the room stacked. There were a lot of people asking for programs for the Library. Obviously it's right near the two schools. The kids get out, that's one of the places they can go and sort of hang. Do we have money in this Budget to provide for new books, new subscriptions and programming in the Library?

Mr. Johnson: We are looking for State aid funding for that. And we...on tomorrow nights agenda, we do have it on there for Council approval to proceed with the grant application to get that funding. We are expecting in the neighborhood of about $20 to $30,000.00 for that. So that would help the Library. So it's not in the Budget because we are seeking for funding on that. And regards to the Police, a lot of that in the Budget presentation is pension. The Police Department is our largest by far. And that's a service that we need. So when you look at that entire Budget and it looks at personnel costs, that's where the majority of that comes from along with the pension costs and what have you. So we are trying to work more efficiently and effectively. For instance by outsourcing the Building Department those employees will be absorbed as time goes on and people retire we will start looking closely at positions. And also wherever we can put a part time person at, we will do that as well. Because that's not adding to the pension and to the overall impact.

Councilman Galvin: Right but when that...I'm sorry Mr. Mayor.

Mayor Pierre: What about the work so far you have done with your I.T. Department at the Library? And also, what would be done in the future? And I think Biscayne Landing initially was supposedly to do our Library. And I think you know so far the people that I have spoken to about this Biscayne Landing funding, they constantly talk about don't forget the Library. So I think once we get into the discussion of Biscayne Landing, this is...the Library is on the top of our list.

Mr. Johnson: Well you know one thing that our I.T. Department (inaudible). We went in there and transformed every computer. It's been updated. And we have a new system now to deal with tracking books and book printers. Now although we upgraded the system our fines have been reduced. Because upgrading the system brings in less money. Because there's way how people can quicker, more effectively and efficiently, it worked out for the general public. So we're getting less money in fines. But overall, the service and the impact of the Library has escalated because of that. So sometimes things we do will by default bring in less money and that's okay. But we'll

still continue to seek funds to enhance those services. So overall the services at the Library have been enhanced. Better computers. Now they have free Wi-Fi. So we are working to improve and enhance the services at the Library.

Councilman Galvin: And that just sort of ties back into my feelings on the conferences and the things and the last part I brought up. If we can save $10,000.00 per department on conferences and transfer that to the Library for more books and stuff for the kids in the public, that's where I want to be spending the money. Because again, we are very heavy on salary related stuff within...the money's within this building. I want to take the money out to the field, out to the people. That's why I'm bringing that out. Next question page 197 and I'm not going to mention the individual's name. Because again this is just the first time it popped up and there's a lot of different recurrences of this in here. Number 148 mentions retiree group health insurance. In this case it's $11,100.00 for one individual. That individual left our employ 15 years ago. How is it that we're paying for that employees insurance?

Mr. Johnson: Councilman...

Mayor Pierre: It's a legal question. You remember what happened with the issues of people that retire after they have worked for so many years and we continue to pay their insurance. Will you answer that legal question?

Ms. Monestime: Wasn't this contracted or...

Mayor Pierre: Yes it was contracted. But every year that question keep popping up. It's in the Budget so can you guys...

Mr. Johnson: Yeah when people are vested certain positions we will continue to pay their insurance for City Manager. Like we're still paying for Mr. Lee Feldman's.

Councilman Galvin: I did not bring up anybody's name.

Mr. Johnson: Well there's retired Chiefs. We're still paying for that. It's...the way it's set up that any Director that has been with the City for...

Councilman Galvin: X number of years.

Mr. Johnson: X number of years we continue to pay for their insurance.

Councilman Galvin: Okay. I was just making sure because that just jumped out at me. And I stand corrected on the Mayor's statement. He's right. Page 200 maintenance contract on Biscayne Landing $125,000.00. What is that?

Mr. Johnson: That is for the current contract that we have at Biscayne Landing that was approved by Council. That's the property management contract.

Councilman Galvin: But that was only until Biscayne Landing or in this case Oleta Partners took over. It was not a permanent thing going forward. It was a stop gap until we found somebody to run the property. If we're paying...well so to speak. If we're giving great rights to Mr. Swerdlow to run Biscayne Landing, why do we need to spend another $125,000.00 for any individual to serve as the property manager?

Mr. Johnson: On that particular contract we contractual decided that we felt it would in the best interest of the City to have someone by a liaison person to ensure that certain things were done compliant wise. Certain things were done contractually, sort of like an overseer. All of the monitoring issues that need to go place for the next 10 years. There's also certain obligations that we have to do dealing with the grant money. We wanted to make sure that that took place with having someone there. And we got...we put those things in our contract because there are reporting requirements that we have to report for that grant. And we have to give it to all of the other reporting agencies. What I'm doing now is giving the stuff to the Office of the Inspector General quarterly. Those documents will be compiled. We need to...we can't just take the developers word that these things are being done. One of the issues in the OIG report is that there was no oversight by the City. There was no documentation that we could produce to them. If you remember that OIG report. So this is what this contract is for.

Councilman Galvin: Madame City Attorney. I don't recall at this moment whether that was a resolution that we approved that created this position or whether it was just a stand alone item. Do you remember?

Ms. Monestime: I believe that was by...that was bid out right?

Mr. Johnson: Yes that was bid out. But we are...

Councilman Galvin: It was for a period certain though.

Mr. Johnson: It is and we are bringing it to Council...

Councilman Galvin: I'd like to take this out of the Budget until that's approved. And if you need to bring it to us before the second Budget Hearing or something like. I'm not comfortable paying for duplicative services at the tune of $125,000.00. It was one thing when we had nobody out there, when nobody was in control. When it was just sort of never, never land. It was one thing to bring somebody in to sort of manage things until Mr. Swerdlow took over. But if Mr. Swerdlow needs somebody to manage that property, he can pick up $125,000.00 of payment. I don't think

that our taxpayers should be the ones to do that. And if we are going to do that, I think we need to do it by the book. If it was a resolution we need to extend the resolution for...and I know it was a time certain bid out. We need to rebid it for an additional time.

Mr. Johnson: If I can just ask. I did ask Ms. Johnson to prepare a resolution for Council to bring that before Council. If she can tell me when that is coming up? I don't know if she's here. She's not here. But I did direct her last week to bring this as a resolution to Council for Council approval. However, I understand what you're saying on the developers end. The City...

Mayor Pierre: Mr. Manager, what you want to do is to bring the information in when there was no one on that site, how much money we lost there. A lot of stuff that went unchecked. In fact they were dumping garbage there. There are monies that we never collected on that site as a result on not having anybody there. So yes, it's $125,000.00 but bring the information that we collected about a million dollars as a result of having a property manager there.

Mr. Johnson: And that's the City side.

Mayor Pierre: Right just the City side. So bring that information in because a lot of times we are saying let's cut here, let's take out this. But at the same time we're getting killed on the other side. So if we're bringing in a million dollars and we are maintaining that property and remember Mr. Swerdlow and his group they're not our partners. I mean their interest will continue to be their interest to make as much as they can. So we need somebody to watch our property. I don't know who that manager is. I don't care who it is. I mean you know it doesn't matter to me. But I think you know we need someone to be watching that site. It's 185 acres work to be done on that property. So I'm not you know going to vote to say hey let's not...let's give it to Mr. Swerdlow and let him do whatever he wants with it. In fact as a result of having that property manager there we just collected what two or three hundred thousand dollars from the Oaks. How much was it?

Mr. Johnson: We collected 600 but there was work being done at the Oaks.

Mayor Pierre: Work being done illegally which you caught dumping on that site, which you caught. So just bring that information in so we'll know exactly what it is. And I don't care who the manager is. We can bid it out and whomever get the contract, I have no problem with that. But basically I definitely want someone to be on that site to be watching what's going on there.

Councilman Galvin: And I can agree with the Mayor that there should be somebody on Staff. I hear where he's coming from. There should be somebody out there representing our interest that's there. $125,000.00 is more than some department heads

make, I think. That's a lot of money to sort of watch a relatively inactive piece of land. Maybe we can get it for a better price. Maybe it's rebidding, if that's the answer. I don't know but that just jumped out at me when I see $125,000.00 for Biscayne Landing management.

Ms. Monestime: I believe the matter is coming before Council on September 25th or whatever date you designate for the next hearing.

Councilman Galvin: And what format is coming to us? Is it recommended contract renewable?

Mr. Monestime: Yeah correct. It was bid out...

Councilman Galvin: It hasn't been rebid because it hasn't been advertised if it's been rebid.

Mr. Johnson: No.

Ms. Monestime: Oh no I believe it's an extension of the contract. The original contract was bid out and so...

Councilman Galvin: Can we rebid that because we can potentially get a better price? The extension of a contract at the same level, you can get a better price.

Mr. Johnson: Respectfully Council through the Mayor, if we could take that recommendation on the 25th as to how what us to proceed and handle that.

Councilman Galvin: Can you change that item on the 25th to a discussion item then? Because other wise we're voting on something.

Mr. Johnson: If you like we can change it to a discussion item.

Councilman Galvin: I'd be more comfortable with that. And I'm almost to the end now. On page 202 line 820 these are non-departmental grants to others. Money that we're giving to other organizations. There's $50,000.00 for adult continuing education. Is that the Biscayne Landing provision for continuing education?

Mr. Johnson: No.

Councilman Galvin: What is that then?

Mr. Johnson: That is a grant to the request of the high school-night school. Basically they lost funding...well there's no funding. When we did the Budget workshop

this was an issue and a concern that came up from the community. The School Board is now charging for...which was free. Now they're charging. So what we were proposing is for North Miami residents who are adults who will be going to the night school receive the cost of that tuition. So now there's a tuition where before there was not a tuition.

Councilman Galvin: So this is a request of the Miami Dade County School Board for this money?

Mr. Johnson: No this came from the community. From the community involvement and having input of what they would like to see. So it's a proposal.

Councilman Galvin: So who would collect and disburse said money?

Mr. Johnson: Well basically we would coordinate with the principal at the high school. We would track who our North Miami residents. We'd do the application process and then there's a fee that would be paid. I believe the fee that they're charging now is $35.00.

Mayor Pierre: Right. It would go directly to the School Board.

Mr. Johnson: It would go directly to the School Board. That's where it goes to.

Mayor Pierre: Basically what the School Board is doing now, the people that live in the City of North Miami that either cannot go to college or cannot get a GED or wants to learn English at North Miami Adult Education, the School Board is charging them. And I think admission went from 5,000 to 3,000 students as a result of this additional course that the residents have to pay. (Inaudible) 5,000 residents at one point but not all of them are North Miami residents but a lot of them are North Miami residents because the school is right there in North Miami. So during the Budget workshops in both sessions Councilman Blynn was there when the request was made from you know a couple of people that talked about it. Basically said we lost a lot of students. Some of my friends used to be able to go to school there to learn English and they cannot do it anymore because they cannot afford the fee that is being charged by Miami Dade County School Board. The second Budget workshop on Thursday at Sunkist Grove, a lot of people were there and the same request was made again. So basically all we're doing is you know we were advised maybe there's 1,000 or a couple of thousand of North Miami residents that actually go to school there. And the School Board said hey, if the City wants to pay for those residents that otherwise would not have been able to go to school, that's no problem. And they have to cut the check directly to the School Board. And North Miami residents will be able to you know whether they are learning English, whether they're there to get some kind of training. And the request came from students and teachers that were at those Budget workshops.

Councilman Galvin: Thank you Mr. Manager for the explanation. Now a related question. I'm jumping into the soft bound book that you gave us. We've got two different books that I'm working from. Again non-departmental grants to other correlating between the Fiscal Year 2012 Amended Budget and the Actual Budget. We apparently were $69,000.00 over budget in what we expected to give to non-departmental grants. Am I reading that correctly? It's page 93 of the soft bound book. It looks like we were estimating we'd be $140,500.00 and then in actuality we were at $209,000.00. Am I reading that correctly?

Ms. Grant: Yes sir.

Councilman Galvin: Okay that means we were $69,000.00 over Budget this year on non-departmental grants to others. Who got that extra $69,000.00 and where did we come up with it?

Mr. Johnson: While Ms. Grant is looking to who got that money. We got the money in any over expenditure from unexpected revenue. As I indicated before, when we started the Budget year off, we were in the red. As we went through the Budget year we were able to recoup. And we named several areas of how we were able to recoup that $5.8 million dollars. And that comes either unexpected revenue that we generated. I'll give you an example. $600,000.00 came in from the Oaks. In the past years that was never collected, we never went after it. We just kind of let it go. This year we went after it. Another example is, Bank of America. We did a settlement with them for $100,000.00. Those are unexpected revenue that was not projected throughout the year. In other areas where there was revenue projected we...whatever we projected, we brought in more money than what was anticipated. So in areas like that there were other grants went out at Council approval. And I'll give you an example. For instance, the Dream Act. There was $10,000.00 that was requested by Council. That's one source of funding that went to that location. There were other areas when we were doing the CVO grants. I think we put extra money there. So it was areas like that that came from Council direction that accommodated that $69,000.00. We will get that funding for you.

Councilman Galvin: Yeah and I don't want to delay the night by having her pull it up.

Mr. Johnson: Sure we will get that for you.

Councilman Galvin: Give it to me later. That's cool.

Mr. Johnson: But that's just an example. I think that was the latest one that I remember was the $10,000.00. There were other grants I think we approved

$30,000.00 one time through Councilman Marcellus. Councilman Blynn made a request that we gave money to…

Mayor Pierre: Five thousand dollars.

Mr. Johnson: Five thousand to one agency. So these are all ones that came from Mayor and Council throughout that year.

Councilman Galvin: Let me make this my last one and I have other questions. I'll save them for maybe between now and the next meeting. And at the next meeting so that I don't…

Mr. Johnson: And I have a list of them here.

Councilman Galvin: Give them to me later. I don't want to make...we'll add another 10 minutes here. Honestly I'm trying to get out of here. This is my last one for tonight. On page 248 again of the hard bound edition, the three ring binder. We've got $900.00 for the American Cancer Society Relay for Life. Have we received a request from them to have an event?

Mr. Johnson: I believe so. And when I say that is because this is annual. So I don't think this was a change from last year.

Councilman Galvin: But that's a non-profit organization. But I noticed there are for profit organization in here twice, the (name indistinct) Cup, the Soccer Game. We've…this is an issue every November when they rise up like the weekend before their soccer tournament and say we forgot to ask you for money this year. We're a for profit business but will you waive all of our fees. And we do and they go on and they go on and have their event etcetera, etcetera. Can we proactively reach out to them this year and say are you guys having an event? Cause this is 16, $1,700.00 for a for-profit organization that charges at the door for revenue that's coming. I mean it's one thing if you're giving some freebies to the American Cancer Society as a non-profit. But it's another thing to me that we're giving freebies to for-profits. And can we just make sure that we get the headache out of the way and not wait 'til November 20th or November 27th.

Mr. Johnson: We do as best as possible Council. Again the ones that have been consistently coming before Mayor and Council, we do proactively reach out. These costs are for Staff. Because when we do help and partner, there's a cost for Staff and overtime and clean up and set up. So that's what that's for. This is not a grant that will go to them in their pocket. This is for Staff for the cost of that.

Councilman Galvin: I just have a continuing concern with providing anything to a for-profit business that comes from the taxpayers. Why should the taxpayers be underwriting a for-profit business for any business especially when they always come to us the last week before. If they can't be here at the next Council Meeting...the next Budget Meeting and tell us they're doing it and lay out some details. I would take this part out. Now again it's only 16, $1,700.00 but it the point of the whole thing. Because every single year it's got to four years at least it's happened to us. And we've always given in and we've been you know helpful. But I'm just looking for one less headache from this year if we can help it. So that's all I've got for tonight Mr. Mayor. Thank you for letting me have so much time.

Mayor Pierre: You're welcome. (Name indistinct) Pro Cup been doing this for over six years in the City of North Miami not just four years. Every single year we always waive the fees for them. So the $1,700.00 is not money that's actually given to him, it's a waiving of the fees. Councilman Marcellus.

Councilman Marcellus: I remember last year before this year it was trouble for most of us. And I remember I went down to Kay's office and with the City Manager and try to be involved in every detail about the Budget. Because it was a concern for everyone. But this year it was different. I didn't have to go up there. I didn't have to call Kay and call the City Manager and call Mr. Sorey and chance to find out how we're going to balance the Budget and not lay off anybody. And this year I think we make a big accomplishment by balancing our Budget without laying off anybody. And then without touching the $17.5 million dollars from Biscayne Landing and plus the surplus. My goodness, that was very good. I read this Budget and I went over every single line item; line by line. And I'm still going over it just to find out anything that I believe that I have to have some probably hard questions like Councilman Galvin does. But so far I'm comfortable with it. And the only thing I can say to guys and Mr. City Manager, congratulations. And Kay and Sorey, I think I did tremendous work. And continue with that work. I expect next year and the year after next we can be in the same situation that we are today. And I probably have some questions for the second Budget Hearing. But for now I might say good job and I'm proud of every single one of you. Thank you.

Mayor Pierre: Thank you Councilman Marcellus for being so brief. You know let's give him a round of applause. That was 30 seconds. That's great. That's great. Pastor Jack we're going to be able to get out here quickly so you can make it to...to get some Haitian Rum. Councilman Blynn.

Councilman Blynn: My fellow citizens thank you for being here this evening. Although most of you probably work for the City. Anywhere we're here for the general welfare and the health and the safety of this City. And this Budget makes money and losses money but the five analyses that we try to maximize the benefit of this City's citizens with the Budget. One of the things that I...been brought to my attention is the

Sunday hours of the Library which is only four hours. Citizens have asked it to be extended to eight hours from 10 to 6 o'clock. Is that economically feasible?

Mr. Johnson: Councilman the reason why we were able to open up our Library on Sundays, it was because of grant funding. So we are seeking that grant funding again. And based upon how much that grant is, it would dictate the hours of operation. But that is our job is to leave it open on Sundays as many hours as the grant will provide.

Councilman Blynn: Well as many citizens who get up late on Sunday would still like to go to the Library from 10 o'clock to 6 o'clock. We have new computers in there. I've been this Library a number of times and they're used almost every minute of the day. And the only time most people have cause many people work six days a week is Sunday. And we're not giving them enough time on Sunday. I would like to put into the Budget the monies to open the Library from 10 to 6 o'clock on Sunday.

Mr. Johnson: If I may respectfully ask Councilman, once we get the grant money from the State then we will evaluate the amount of the grant so that it does not have to come from the General Fund.

Councilman Blynn: I don't care if we have grant money or not. I'd like to have the Library open eight hours on Sunday.

Mayor Pierre: Okay so make your motion to have the Library open for eight hours on Sunday.

Councilman Blynn: I make a motion that the citizens should get the full benefit of the Library on the one day they have off by opening it eight hours a day which is Sunday from 10 to 6 o'clock.

Councilman Galvin: I second it.

Mayor Pierre: Motion was made and seconded. Anyone in favor…

Vice Mayor Steril: Mr. Mayor I think I would rather give a direction to the City Manager and Staff to recalculate the Budget to see if it's financially feasible to do so and bring it to us by the second reading. And I will be happy to vote for it if it's feasible. Just go out and vote for it like this, I don't think that it's kind of…

Mayor Pierre: Right. I think that's probably the best thing to do. But he was arguing with the City Manager. And I think it's up to this body to make the decision. So I figure you know let him make his motion.

Vice Mayor Steril: Mr. Blynn, would you give the Manager to give direction to go…

Councilman Blynn: Yeah I would comply with what you…

Vice Mayor Steril: Instead of us voting it down.

Councilman Blynn: All right I withdraw that motion and we'll go that route. The other thing year after year that cost the City millions of dollars since I've been here is overtime. Especially overtime for the Police Department. Its many hundreds of thousands of dollars. Can we look into that and try to structure the Police Department in a way that we can minimize the overtime? I think its 7, 8 $900,000.00 a year.

Mr. Johnson: Every year the overtime is based upon a projection. However we try to mitigate that certain practices. The Chief of Police has been directed to do so. We've implemented several programs. However, we need to project it. It's best to project it at the rate that it's been based upon the best and try to reduce it from there. So yes, we will implement every measure. We have so on court time. The State Attorney's Office realizes that this is County wide problem. We have a subpoena…electronic subpoena program trying to schedule time when the Officers are actually working. But yes we are attempting to trim that but I think it's prudent for us to put down and an amount and try to work from there.

Councilman Blynn: Make every due effort to try to minimize it, trim it. Even the former Police Chief you know the ways that overtime can be reduced. You know the secrets as a Chief. I won't say anything more.

Mr. Johnson: And Councilman let me say this, when it comes to the overtime when you look at that amount, there are grants that the City does receive; the Police Department. So I don't want to beat up on the Police Department coming from there.

Councilman Blynn: Well I don't know what they are, they're not in here.

Mr. Johnson: They are there. But for instance we may get a DUI grant or we may get a Special Task Force Grant. Most of those grants cover overtime.

Councilman Blynn: Well they don't say that.

Mr. Johnson: So although we expend it, we must show it in there. So there are special details, traffic related, task force related. And we get reimbursed but we have to show what those are. We have people that are out in different agencies and task force.

So what you're seeing here is the cost of that. But on the revenue side you do see it coming back in to the City. So it's kind of deceiving of what you're look at there. It looks like the Police Department is spending a lot of overtime. But there are grants, special task force. We are reimbursed a number of different ways.

Councilman Blynn: Won't you display that to us at the next Budget Meeting how much grant contribution is to overtime cause I would like to know that figure. The other thing I've been requesting and I've been requesting this for several years and my wife spoke of it at the last meeting. Is that we need a Grant Writer. The City needs to obtain more grants. And there are thousands upon thousands of grants out there. And I don't think we're getting the full advantage of these grants without having someone specializing in obtaining them for the City.

Mayor Pierre: So is that a motion to create a new position for a Grant Writer in this City? Is that a motion?

Councilman Blynn: Absolutely. And that Grant Writer should bring in 10, 20 times its salary in grants. Otherwise you won't be here next year.

Mayor Pierre: So a motion was made to create a new position in the Budget year for a new Grant Writer. I second that motion.

Councilman Galvin: Mr. Mayor?

Mayor Pierre: Yes.

Councilman Galvin: Here's my concern. Again we're creating more spending inside the building you know what I mean. And not providing to the community. If we're going to do something with an extra 30 or $40,000.00 I'd rather buy books at the Library and things like that than hire more Staff in here and then need to recur those costs in those pensions year after year. I agree the Grant Writer serves a purpose but there's got to be somebody on Staff ala the Governmental Services person that Miguel used to be that can write grants as part of their responsibility. And then as Staff grows into something that's self sustaining, then we can add a person that just does that.

Mr. Johnson: That is what our intentions are.

Councilman Blynn: Scott, this is someone who brings in maybe 10 to 20 times its salary. It will buy all the books we need for the Library.

Councilman Galvin: You're willing to personally guarantee that they'll bring in that much extra money?

Councilman Blynn: I guarantee it'll bring in more than its salary.

Councilman Galvin: That's naïve then. In reality grants are a hit and miss kind of thing. You might get a grant…

Councilman Blynn: That's why you need a Grant Writer because they are so picky.

Councilman Galvin: But I worked for a non-profit and somebody who gives us a grant in year one might not give us the same grant in year two.

Councilman Blynn: And that's why you need a Grant Writer to get the year two grant because they change from year to year. Someone has to have their eyes open every single minute…

Councilman Galvin: That's why you get somebody who write grants part time until you have enough income coming in to sustain it full time. And in the meantime you let them do it on a part time basis. Again, I'd rather provide books for our kids than salary for yet another employee.

Mayor Pierre: All right Councilman Blynn…

Councilman Blynn: Every major city has a Grant Writer.

Mayor Pierre: Councilman Blynn, would you take the Manager's recommendation that he will be using Staff part time to go after grants. And hopefully in the future…

Councilman Blynn: That's why we're doing so poorly because we're using part time Staff to something that needs a full time job.

Councilman Galvin: But you don't know that we're doing it poorly because you just…

Councilman Blynn: …emphasize to you so they can bring in 10 times its salary.

Councilman Galvin: But Mr. Blynn you've just said you don't know how much money we receive from grants and asked Staff to give us a report.

Councilman Blynn: Yeah that's…(inaudible – simultaneous discussion).

Vice Mayor Steril: Mr. Mayor, may I? Since we already have a motion and there's a second. Can we go for a vote?

Mayor Pierre: Sure.

Vice Mayor Steril: Thank you.

Mayor Pierre: Mr. City Clerk would you do roll call for me please? A position of...to open a new position in the 2012-2013 Budget of a Grant Writer.

Mr. Etienne: Of a Grant Writer, yes Mayor.

ROLL CALL	Councilman Blynn	Yes
	Mayor Pierre	Yes
	Councilman Marcellus	No
	Councilman Galvin	No
	Vice-Mayor Steril	No

Mr. Etienne: Okay measure fails 2-3.

Mayor Pierre: Go ahead Councilman Blynn.

Councilman Blynn: It's a great disservice to the City. I'd like to have a Grant Writer. We have something called holiday cards, it says 0-0. Did we once give out holiday gifts or cards that we included in the Budget but now there's 0-0.

Mr. Johnson: Yes.

Councilman Blynn: Valuation of that.

Mr. Johnson: Councilman, what have done last year and will continue to do this year, in lieu of a holiday party they'll be a day off, administrative day to be structured around the holidays so that it has minimal impact on the City.

Councilman Blynn: This year's Budget ladies and gentlemen was balanced because we had extra money from the Oaks, red light fines, the Bank of America you mentioned and selling off the Sanitation equipment. We're not going to have that extra money next year.

Mr. Johnson: If I can correct you Councilman. The Sanitation had nothing to do with this years Budget. That rolled over into the Current Proposed Budget. But the Current Budget, that was not the case dealing with Sanitation.

Councilman Blynn: Well how much money do we anticipate from selling off the Sanitation?

Mr. Johnson: I think that rolled into next years Budget but it was about $2.9 million dollars. And that was not all the equipment either.

Councilman Blynn: My God almost $3 million dollars.

Mr. Johnson: The equipment I think was about $900,000.00, I'm still looking into that. Contractually the vendor agreed to buy garbage trucks and garbage canisters. We just made our last payment on the lease of those vehicles in August. So I will give one last try to Waste Pro to look at the trucks that we do have. Because contractually they did purchase some and they did purchase all of our canisters. Now that we've made the last payment in August, I will reach out to them to...for them to assess their need to do a sale there. And if not we'll be moving forward to dispose of them one way or the other.

Councilman Blynn: I noticed that...

Mr. Johnson: But that was about $900,000.00.

Councilman Blynn: I have to give you credit. I noticed you put the $50,000.00 for the capital (inaudible) for the Gwen Margolis Center.

Councilman Galvin: That's coming from Biscayne Landing too right?

Mr. Johnson: Correct.

Councilman Blynn: Yeah that's coming from Biscayne Landing too. What exactly are we going to do for $50,000.00 there?

Mr. Johnson: Staff will be giving you a presentation to evaluate the priorities and what needs to be done there first and we'll be moving in that direction.

Councilman Blynn: Because I inspected it about a week ago and the air conditioning didn't seem to be very sound. And the bathrooms are old fashioned. The floor could be cleaned up a little bit.

Mr. Johnson: I believe those three are (inaudible – simultaneous discussion).

Councilman Blynn: ...some of my perspectives on it. I wish you could rebuild the whole place.

Councilman Galvin: You see the Joe Celestin Center was just like walking into the Taj Mahal and everything else we have now looks inadequate.

Mayor Pierre: Can you send your suggestions to the Manager about the Gwen Margolis Community Center? I mean if you would like to see...

Councilman Blynn: That's my message. I'd like to see it up there yes. Matter of fact it might be more than $50,000.00. But we use it continuously. How many days of the year is that used?

Mr. Johnson: I'm not for sure but it's used quite often on a weekend basis.

Councilman Blynn: And aren't supposed to build another community center, Michael Swerdlow...

Mr. Johnson: Yes.

Councilman Blynn: When is that supposed to commence?

Mr. Johnson: That's supposed to take place within the first three years of the project in Biscayne Landing.

Councilman Blynn: So this is 2012, 13, 14...so 2015 or 16?

Mr. Johnson: By the end of 2000...

Councilman Blynn: Where is that going to be located? Do you know?

Mr. Johnson: I don't know exactly but it will be located on the 180 plus acres.

Mayor Pierre: Done Councilman?

Councilman Blynn: Well those were things that majorly concerned me. There are lots of small amounts of money which don't concern me, which I think we have every year. I would like to see everyone get their 5% back who lost it.

Mayor Pierre: Thank you Councilman Blynn. The contribution that we usually make to the North Miami Senior Foundation, is that in the Budget?

Mr. Johnson: Yes that was...that's coming out of...

Councilman Galvin: Non-departmental grants.

Mr. Johnson: And we did bring that to Council last Council meeting that was asked.

Mayor Pierre: Right, how much is that?

Mr. Johnson: I believe its $115,000.00 and that's what we've done in the past.

Mayor Pierre: I see some of the cities around town do provide additional funding to the North Miami Foundation and I know they're here in the City of North Miami. And I think Councilman Blynn you sit on that Board.

Councilman Blynn: Yes and I was the president for four years.

Mayor Pierre: He was the president for four years. I just wanted to make sure that money is in it. And hopefully when we discuss Biscayne Landing we can do a little bit better for North Miami Senior Foundation.

Councilman Blynn: Thank you Mr. Mayor.

Mayor Pierre: Vice-Mayor?

Vice-Mayor Steril: Thank you Mr. Mayor. Mr. City Manager, thank you very much for taking the time. You along with your Staff to meet with me on several occasions to go over the Budget. It was hard work and I was pleased to see that your Staff actually was able to answer most of my questions and my concerns and most of my feedbacks were addressed in this Budget. Kudos to the Mayor that was able yesterday to go to six churches to present the Budget. I was not able but actually I choose not to go with the Mayor for the Budget. But I was able to attend a couple of small meetings with my constitutents to discuss a couple of things regarding this Budget. But because of the information with me I was able to answer most of those questions. However I still have two concerns. One is the federal lobbyist that I see still in the Budget. But I thought that last year we did not have one.

Mr. Johnson: We took it out of the Budget. We put it in the Budget...back in the Budget this year. We do foresee...as Ms. Grant indicated, you see a bottoming off and we anticipate things to do that on a Federal level. So if there...if we do foresee the opportunity is there to bring in a Federal lobbyist to bring in that grant money then at least the funding is there.

Vice-Mayor Steril: So are we just going to go and use the same firm or we're just sort of put it out there for bid?

Mr. Johnson: Well we would have to put it back out there for...we could use...I think our contract with the other firm is over. But we will at least explore the option of bringing in other lobbying firms to do that for us. And that goes along with what Councilman Blynn was saying as far as the grants. Because these Federal lobbyists do help bring in and identify grants to the City for us to apply the application for.

Vice-Mayor Steril: Okay licensing and permitting. I understand that we have a decrease of 11% for the outsourcing of the...what the housing? Not the Housing Department.

Mr. Johnson: The Building?

Vice-Mayor Steril: The Building and Zoning. Should we oversee the expenses...what happened? The last time that we met I thought that we were not supposed to have a decrease.

Mr. Johnson: Well when it comes to...in particular to the Building Department. You see a decrease because now there's shared revenue. So although you saw in the previous years the revenue, the expense to operate once you separate what we got in for the revenue, we were actually in the red. So this year because we...now although we're bringing in lesser revenue, the expenses would be less because of having the employees there or the contract workers that existed before. And so therefore the expense is lower. So you will see we'll be in the black.

Vice-Mayor Steril: But that doesn't mean that we are in red.

Mr. Johnson: We would not be in the red. In years before you saw the revenue but then there is an expense to operate as well. So when you see the revenue coming on another sheet you got to look at the expenses to operate. So for instance if it brought in a million, it may have cost $1.1 million to operate. So there was a negative. So our goal is moving forward is to...although you see shared revenue, the expenses. So when you subtract that we'll be in the positive.

Vice-Mayor Steril: Thank you Mr. Mayor. That's all I have for now.

Mayor Pierre: All right thank you Vice-Mayor. We're just going to move on quickly. Mr. City Manager I think the City Clerk mentioned that he's going to be providing additional services. The marriage certificate that will be conducted. Meaning that he is going to marry more people at City Hall than before. He also got notary program which I think is good for people to come here in a government entity and have

their documents notarized. I think you know he wants you to find him an additional $18,000.00. I think there are some other issues that he may want to talk about. But I was advised that usually when you have your City Clerk is also have a voice, then you have a dangerous City Clerk.

Mr. Etienne: Thank you Mayor.

Councilman Galvin: Danger is his middle name.

Mr. Etienne: Thanks for that great introduction. Let me just put things in perspective regarding the Clerk's Office. It appears that before getting here our department, the Clerk's Office Department wasn't a well respected department. I didn't have a parking spot to be honest with you. My Deputy Clerk didn't have a parking spot. Now let me just put this in perspective. My Fiscal Year 2012 Budget was $513,000.00 for the most part. So far and our Fiscal Year isn't even over, the City Clerk Department has been responsible for bringing over $520,000.00 into the General Revenue in the City of North Miami. That's a big deal. That is called a self...

Ms. Grant: Five hundred and...

Mr. Etienne: Five hundred and twenty, I have it right here. The revenue to date; $520,448.64. Because our adjusted estimate we were supposed to collect $400,000.00 from the occupational business licenses. It's our job to go and collect them. The Council can't do it. The (inaudible) department can do it by Charter, this is what we do. If my department does not collect it, it's not collected. We collected over $405,000.00. We exceeded the adjusted estimation because we are out there. We're working. We're making sure that the business owners are paying their fair share. My point is, my...Jacqie, the two part time employees we have their, the administrative assistants and the assistant clerk which is Birdie. They're not sitting in the office doing nothing. We are providing remarkable services to the residents of North Miami. And because of the Mayor and the Council members, they forced us, which I can understand to increase passport hours which has increased our passport revenue by $30,000.00. The Mayor and the Council was very specific with me. They say Mike you were elected for a reason, you've got to provide services to the residents of North Miami. Right now we are providing free notary services to residents of North Miami. We are implementing what is called a marriage certificate program which will generate additional revenue for the City of North Miami, which is being headed up by Alberta Patterson. In addition to that...since elected last year, every single contract and resolution this Council has passed under my watch is currently made available online. We have part time employees there who are residents of North Miami who are scanning every single contract and resolution that we have. They are currently online through the Clerk's Office. That has never been done before. In addition to that...so this is why I'm bragging about our accomplishments. Now this year my Budget goes up $170,000.00 because we elections

coming up next year in which my department have to oversee and we have to make sure it's ran efficiently and well.

Mr. Johnson: One eighty.

Mr. Etienne: The hundred and eighty and that's because of the election. So my point we're providing remarkable services. I have two requests Mayor and Council members, right now a young lady by the name of Mary retired. She was getting paid about $40,000.00. We replaced her replacement with a salary of roughly $31,000.00. So we replaced her...the additional funds we used to hired a part timer. Her name is Alberta Patterson. She has her masters in municipal clerk. Right now in the Budget that was presented to me I can't have her in my office anymore and this is only a $20,000.00 request here. She's there now. I thought it would have been in the Budget unfortunately it's not. I had the discussion...I love Kay by the way, she's great. I had the discussion with her apparently it wasn't...it's not in the Budget. But without Ms. Patterson there, now again we're generating the revenue. She's doing a phenomenal job. We are increasing services to the residents of North Miami. But according to this I can't get $20,000.00 to keep Alberta Patterson there as a part timer so she can help with services like helping the office of the City Manager with City Board Administration. She's implementing the marriage certificate program. She has her masters in municipal clerk certification and we have her for only $20,000.00 a year. And she is a certified city clerk. In addition to that she's helping Jacqie with the influx of public records request that we get through the Clerk's Office. She's heading up the free notary service program that we're providing. And if you ever come down to the Clerk's Office that line is always extremely long because we are providing services to the residents of North Miami and we're making sure that we're making up for it by putting money in the General Revenue. Last but not least this year alone we had about a $90,000.00 surplus so we managed the Budget well. So the only request that I'm requesting two things; the first thing is, I want to make sure that I keep Ms. Patterson in my office so we can continue providing the services that we've been providing thus far. That's only an additional $20,000.00. And that should be replaced by the administrative specialist that just retired. Her salary that's got to be 11, $12,000.00 surplus there. Her salary can easily cover that. And last but not least Mayor and Council, every appointed official and the elected official have what is called a car allowance. I got to still catch the bus. I'm requesting a car allowance like everyone else but especially the Alberta Patterson. Those are the only two request that I'm making for my particular department. And again, this is a very, very important department. This department is...as important as the Mayor and Council department. Duties that we are required to do under the Charter, the Mayor and Council cannot do. And our department is...for example, if we don't go out there and we don't properly notice these individuals of the Council Meetings, whatever the Mayor and Council decides to do, will be invalidated. This is a very important department. And fortunately the Deputy Clerk, Alberta and everyone down there Louis, they're doing a remarkable job making sure we live up to what we have to live up to pursuant to the laws and the

Charter. And they are providing remarkable services down at the Clerk's Office. We are increasing transparency cause every contract, every resolution, every ordinance is online. They're not just sitting on their tail bone.

Mayor Pierre: Thank you Mr. Clerk. I appreciate that.

Mr. Etienne: Thank you Mr. Mayor. I hope…okay thank you.

Mayor Pierre: Yes thank you so much.

Mr. Johnson: First of all I want to commend the City Clerk for his enthusiasm and the energy he does put in that department and to bring more initiatives in. He is correct. Our lines down there are long and there are people there. I want to just say is that, that's not something you have to vote on. I've been doing that at my level to allow these part time positions to come in and they're evaluated. And the cost is covered through a number of economic measures. Sometimes we have salary savings where we have openings and we haven't hired someone. So basically what we are able to do is unilaterally allow him to continue to keep those individuals. So there is no plan to take those individuals away. They are part time where they will continue to be part time.

Mayor Pierre: Okay so in the first request that's something you can handle. That's no problem. The second request which is…I guess the Council have to make that decision. You want a car allowance?

Mr. Etienne: Yeah I want a car allowance like every one else.

Mayor Pierre: Okay cause the last time I checked you were driving a…

Mr. Etienne: I was driving a what Mayor?

Mayor Pierre: Was it a Cadillac?

Mr. Etienne: A 2005 Cadillac.

Mayor Pierre: We can take this at the next Budget Hearing. The City Council could make a determination on that. I mean it's just brought up on us and we'll make a determination on that and to see if there's any…

Mr. Etienne: I'm just requesting that they include it in the Budget. The $20,000.00 for the part time because I already have the two part timers that's there.

Mayor Pierre: Mr. City Clerk, the Manager will handle that. The second request which the Council has to make a decision on that. We'll make that decision on

the next Budget Hearing. I think we have heard from the public. We've heard from the City Council, the City Clerk, the City Manager, Budget Manager. Can I get a motion to approve the…

Councilman Blynn: So moved.

Mayor Pierre: Okay it's been made…

Councilman Galvin: Second.

Mayor Pierre: Seconded by Councilman Marcellus.

Ms. Monestime: Sirs, if I may interrupt you. I apologize but we need to read the entire resolution for the millage rate in its entirety not just the caption. So can we just go back for a second and read the entire…although it was previously passed. But we just need to read in its entirety. And after that we can move on to the ordinance for the Budget.

Mayor Pierre: No problem.

Mr. Etienne: (reads resolution by title only)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE OF 8.1000 MILLS FOR FISCAL YEAR 2012 – 2013; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES

Mr. Etienne: Whereas, the City of North Miami has considered an operating budget for Fiscal Year 2012-2013 in accordance with the provisions of Section 200.065 Florida Statutes and whereas the millage rate necessary to fund the City's Operating Budget for Fiscal Year 2012-2013 is 8.1000 mils. Which the negative .046% less than the roll back rate of 8.1037 mills. And whereas, in accordance with Section 200.0655A Florida Statutes 2012 as amended from time to time. A majority vote of the Mayor and City Council is required to adopt a rate up to 9.1225 mills. And whereas the Mayor and City Council find that the adoption of the proposed tentative millage rate for Fiscal Year 2012 – 2013 is in the best interest of the City. Now therefore, being it duly resolved by the Mayor and City Council of the City of North Miami Florida as follows. Section 1, adoption of tentative. The Mayor and City Council of the City of North Miami Florida hereby adopt 8.1000 mills as the tentative millage rate on assessed property value necessary to fund the City's Fiscal Year 2012-2013 Operating Budget. Section 2,

effective date this resolution shall become effective immediately upon adoption. Passed an adopted by…well I guess that's read afterwards. I'm going to conduct a roll call vote. Councilman Galvin?

Councilman Galvin: What?

Mr. Etienne: This is the resolution that you already passed initially.

Councilman Galvin: We're re-reading the millage rate.

Mr. Etienne: Right of the resolution.

Councilman Galvin: My apologizes. I vote yes on the millage rate.

ROLL CALL

Councilman Galvin	Yes
Mayor Pierre	Yes
Councilman Marcellus	Yes
Councilman Blynn	Yes
Vice-Mayor Steril	Yes

Mr. Etienne: Measures passes 5-0. Now with regards to the ordinance. We had a motion by Councilman Blynn and a second by Councilman Marcellus. Roll call vote.

ROLL CALL

Mayor Pierre	Yes
Councilman Marcellus	Yes
Councilman Blynn	Yes
Vice-Mayor Steril	Yes
Councilman Galvin	No

Mr. Etienne: Measures passes 4-1. Thank you. Ms. City Attorney, any other business to be conducted?

Ms. Monestime: No sir.

5. *ADJOURNMENT*

Councilman Blynn: Motion to adjourn.

Mayor Pierre: Hearing none, motion to adjourn has been made. Anyone wishes to second it? Anyone wishes to record a no? Hearing none, motion pass. Thank you so much. I'll see all you tomorrow afternoon at 7 o'clock for September 11th, Council Meeting. I'm sorry 5:30.

SUMMARY MINUTES
REGULAR COUNCIL MEETING
September 11, 2012

The City of North Miami Regular Council meeting for September 11, 2012 was called to order at 776 NE 125 Street by Mayor Andre Pierre at 7:05pm.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

Note: The actual agenda and all backup materials for each City of North Miami Council meeting can be found at: www.northmiamifl.gov

ROLL CALL: The roll call sheet was read. The following were noted as present / absent:

Councilman Michael R. Blynn	Here
Councilman Scott Galvin	Here
Councilman Jean R. Marcellus	Here
Mayor Andre D. Pierre	Here
Vice-Mayor Marie E. Steril	Here

Mayor Pierre asked everyone to assemble in front of the Police Department for the National Day of Remembrance for those who lost their lives on September 11, 2001 ceremony.

- Proclamation to Commemorate the Anniversary of the September 11th Tragedy

3. ORDER OF BUSINESS - None

4. SPECIAL PRESENTATION(s)

- Officer of the Month - Chief Marc Elias recognized Officer M. Shery and Officer James Stuart as Officers for the Month of August, 2012.
- Sgt. Dominguez was recognized as a supporter of the National Guard Officers as recommended by reserve Officer Campbell.
- Chief Elias recognized staff for outstanding work with the North Miami PAL Golf Tournament in collaboration with Miami Beach PAL
- Proclamation in honor of U.S. Constitution Day
  City Attorney Regime Monestime received the proclamation presented by Mayor Pierre
- Proclamation in honor of *"Sign-up for your Library Card Month"*
  Lucia Gonzalez received the proclamation presented by Mayor Pierre
- Proclamation in honor of *National Hispanic Heritage Month*
  Lucia Gonzalez and Mayda Pineda received the proclamation from Mayor Pierre and summarized events planned to celebrate.

5. CITY EVENTS – ANNOUNCEMENT – Pam Solomon provided an update.

6. HURRICANE PREPAREDNESS- Dr. Lumane Claude provided an update.

7. CITY PROJECTS UPDATE – City Manager Stephen Johnson provided an update

8. CONSENT AGENDA

TAB B and TAB E were pulled. City Manager Johnson stated TAB L was added at the request of Councilman Blynn.

[TAB A]

APPROVAL OF MINUTES – Regular Council Meeting – August 28, 2012

[TAB B]

PROPOSED RESOLUTION DESIGNATING EMERALD DRIVE TO BE KNOWN AS "CHIEF KENNETH EACH DRIVE"; AUTHORIZING THE CITY MANAGER TO ALLOCATE AND EXPEND THE NECESSARY FUNDS TO COVER THE COSTS FOR SIGNAGE, AND DO ALL THINGS NECESSARY TO EFFECTUATE THE DESIGNATION

TAB B was read into record by the Clerk. Councilman Galvin moved that [TAB B] be approved. Mayor Pierre seconded the motion. The motion passed unanimously.
Chief Each thanked Mayor and Council.

[TAB E]

Councilman Galvin had questions concerning TAB E. City Manager Stephen Johnson and Director of CP and D Maxine Callaway provided the information.
[TAB E] was added back into the Consent Agenda items.

[TAB C]

PROPOSED RESOLUTION ADOPTING AN "ADMINISTRATIVE FORECLOSURE PROGRAM"; FURTHER AUTHORIZING THE CITY ATTORNEY TO TAKE ANY ACTION IN LAW OR EQUITY TO COLLECT ON MUNICIPAL LIENS AND SPECIAL ASSESSMENTS, INCLUDING BUT NOT LIMITEDTO, FORECLOSURE LITIGATION

[TAB D]

PROPOSED RESOLUTION APPROVING THE SUBMITTAL OF A GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF STATE DIVISION OF LIBRARY AND INFORMATION SERVICES, TO SECURE A STATE AID TO LIBRARIES GRANT 2012-2013

[TAB E]

PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND LITTLE HAITI HOUSING ASSOCIATION, INC.; APPROVING FOR THE DISBURSEMENT OF HOME INVESTMENT PARTNERSHIP PROGRAM FUNDS IN ACCORDANCE WITH THE 2011-2012 ACTION PLAN TO FINANCE AFFORDABLE HOUSING

[TAB F]

PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND KIMLEY-HORN AND ASSOCIATES, INC., FOR THE PROVISION OF CIVIL ENGINEERING AND OTHER RELATED SERVICES AS REQUIRED FOR THE FORCE MAIN TRANSMISSION PIPING UPGRADES PROJECT, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN RFQ #38-09-10 CONTINUING PROFESSIONAL ARCHITECTURAL & ENGINEERING SERVICES

[TAB G]

PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND EAC CONSULTING, INC., FOR THE PROVISION OF CIVIL ENGINEERING AND OTHER RELATED SERVICES AS REQUIRED FOR THE FORCE MAIN EXTENSION IMPROVEMENTS PROJECT, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN RFQ #38-09-10 CONTINUING PROFESSIONAL ARCHITECTURAL & ENGINEERING SERVICES

Councilman Marcellus moved that the Consent Agenda Items A, C through G be approved. Vice-Mayor Steril seconded the motion. The motion carried unanimously.

9. PUBLIC HEARINGS – ORDINANCES, RESOLUTIONS, ZONING, LAND USE ITEMS, ETC.

9.A. QUASI-JUDICIAL ITEMS

9.B. LEGISLATIVE MATTERS

9.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB H]

PROPOSED ORDINANCE *(SECOND READING)* AMENDING CHAPTER 7 OF THE CODE OF ORDINANCES ENTITLED "FINANCE", UNDER ARTICLE III, ENTITLED "PROCUREMENT CODE", SPECIFICALLY AT SECTION 7-118, ENTITLED "DEFINITIONS", SECTION 7-120, ENTITLED"APPLICATION OF THIS CODE", SECTION 7-121, ENTITLED "EXCEPTIONS", AND A NEW SECTION 7-153, ENTITLED "PURCHASE OR LEASE OF REAL PROPERTY", TO PROVIDE FOR THE INCLUSION AND APPLICABILITY OF THE PROCUREMENT CODE TO ALL REAL PROPERTY PURCHASES AND LEASEHOLD TRANSACTIONS, PURSUANT TO STATUTORY LAWS AND IN ACCORDANCE WITH THE POWERS VESTED TO THE CITY BY THE FLORIDA CONSTITUTION

City Attorney Regime Monestime stated the only change was substance to clarify the amounts. Mayor Pierre moved that TAB H be approved as presented. Vice-Mayor Steril seconded the motion. TAB H passed by a roll call vote of 3-2.

9.B.2. ORDINANCES – FIRST READING – [NONE]

9.B.3. RESOLUTIONS – [NONE]

10. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB I]

DISCUSSION REGARDING DONATION OF CITY'S GARBAGE COLLECTION VEHICLES TO OPERATION GREEN LEAVES (OGL), NOT-FOR-PROFIT ORGANIZATION

Nadine Patrice explained the purpose of her request of the equipment donation.
Council discussed the equipment purchase procedure.
Mayor Pierre moved that two vehicles (4015 and 4016) be donated to OGL. Vice-Mayor Steril seconded the motion.

[TAB I] failed as a result of a roll call NO vote of 3-2.

[TAB L]

DISCUSSION REGARDING SPECIAL BOARD OF ADJUSTMENT MEETING

Councilman Blynn stated he was informed that the Special Board of Adjustment meeting scheduled for September 20, 2012 is illegally scheduled. Councilman Blynn asked that the Council rule that the meeting should not be held.

11. CITIZENS' FORUM

A variety of residents spoke on issues of interest.

12. COUNCIL REPORTS

Mayor Pierre moved that the council meeting for September 25, 2012 be cancelled due to Yom Kippur. Councilman Blynn seconded the motion. The motion carried unanimously.

Mayor Pierre requested City Manager Johnson to adjust the council meeting calendar so that the meeting dates will not be scheduled on the holidays.

Councilman Blynn moved that Mayor, Council and Clerk salaries "receive the benefits mirroring the employees' benefits". Mayor Pierre seconded the motion. The motion carried unanimously.

Mayor Pierre moved that City Manager Johnson receive a five percent increase and a vote of confidence. Vice-Mayor Steril seconded the motion. The motion passed by a 3-2 vote. Councilman Galvin vote was no for the increase but yes for the vote of confidence.

Mayor, Council and City Manager discussed the recommendations from HUD.

13. CITY CLERK'S REPORT

Clerk Etienne stated tonight's council meeting will be able to be viewed through the YouTube link on the Clerk website as a pilot program. This is a part of the transparency process that was promised.

Clerk Etienne stated Mayor Pierre appointment was closed before appointing Joe Haber. Therefore, Joe Haber will be the alternate position on the Board of Adjustment.

14. CITY ATTORNEY'S REPORT – none

15. CITY MANAGER'S REPORT

City Manager Johnson thanked Mayor and Council for their vote of confidence and the Clerk for his support of confidence.

City Manager Johnson also briefed Mayor and Council on the pay restoring process for the employees adding he will not accept the pay increase until the employees receive the increase first.

16. ADJOURNMENT: Councilman Blynn moved that the Regular Council meeting of September 11, 2012 be adjourned. Mayor Pierre seconded the motion. The motion carried unanimously. The Regular Council meeting was adjourned at 11:55pm.

Respectfully submitted,

Transcribed date: September 17, 2012

City Of North Miami

Second Budget Hearing

September 24th, 2012
6:00 P.M.

776 N.E. 125th Street North Miami, FL 33161
(305) 893-6511
***northmiamifl*.gov**
VERBATIM MINUTES

SPECIAL MEETING
2nd BUDGET HEARING

SEPTEMBER 24th, 2012

The Second Budget hearing of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, September 24, 2012, beginning at 6:00 p.m.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

1. CALL TO ORDER

Mayor Pierre: Good evening. Welcome to the City of North Miami, sitting at the North Miami Council Chambers, 776 N.E. 125th Street on the second floor. This is our Special Meeting, Second Budget Hearing. Today is Monday, September 24th, 2012. A little bit past 6 P.M.

2. PLEDGE OF ALLEGIANCE / INVOCATION

Mayor Pierre: To begin the meeting this evening please rise for the Pledge of Allegiance.

ROLL CALL

Mayor Pierre: Thank you. You may be seated. Mr. City Clerk, Roll Call.

Vice-Mayor Steril	Here
Councilman Galvin	Here
Mayor Pierre	Here
Councilman Blynn	Here
Councilman Marcellus	Here

3. ORDER OF BUSINESS

Mayor Pierre: Mr. City Manager, any changes, amendments to the Agenda?

Mr. Johnson: Good evening Mayor and Council. There are no changes to this Budget. Just to bring a minor part up but it does not affect the bottom line. We will be moving one of...because of the outsourcing of our Sanitation Department. We initially we were going to leave four people there. I'm sorry Building Department. We

do…we probably will leave three there. But during the course of the year one person will be…at least one will be moved out in the neighborhood of $39,000.00. So we'll leave that to the discretion of the Council as to how you want to handle that.

4. PUBLIC HEARINGS

TAB A

Mayor Pierre: Okay no problem. Thank you. Mr. City Clerk, Tab A.

Mr. Etienne: (reads resolution by title only)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A REVISED CLASSIFICATION AND PAY PLAN FOR CLASSIFIED AND UNCLASSIFIED EMPLOYEES OF THE CITY FOR THE 2012-2013 FISCAL YEAR BUDGET; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES

Councilman Blynn: Move the resolution.

Mayor Pierre: It has been moved.

Vice Mayor Steril: Second.

Mayor Pierre: It has been seconded. Anyone wishes to be heard on Tab A? Hearing none, any additional discussions about this resolution? This is the second reading. Okay, anyone wishes to record a no? Hearing none, Tab A passed.

TAB B

Mayor Pierre: Tab B.

Mr. Etienne: I'm sorry Mayor. Who second that? Was it you Mayor? I second it. I'm sorry the Vice-Mayor seconded that motion. We both second it so made by Councilman Blynn seconded by Vice-Mayor. Now with regard to Tab B and C, I was told that I have to read it by the entire…in its entirety. So please bear with me.

Mr. Etienne: (reads resolution by title only)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A

FINAL MILLAGE RATE OF 8.1000 MILLS FOR FISCAL YEAR 2012-2013; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Mr. Etienne: Whereas, the Budget of the City of North Miami, Florida for the Fiscal Year commencing October 1, 2012 and ending September 30, 2013 attached hereto as Exhibit 1 was considered at public hearings held on September 10th, 2012 and SEPTEMBER 22nd, 2012 as required by Chapter 200 Florida Statutes, and whereas the Mayor and City Council wish to approve and adopt the Budget of the City for the Fiscal Year beginning October 1, 2012 and ending September 30, 2013; and to authorize that this amount be raised by taxation for the operation of the City for the 2012-2013 Fiscal Year; now therefore be it ordained by the Mayor and the City Council of the city of North Miami, Florida that Section 1, Budget approved and adopted the Budget of the City of North Miami for Fiscal Year 2012-2013 Fiscal Year; attached hereto as Exhibit one is approved and adopted; Section 2, implement Budget amendments; the City Manager of the City of North Miami is hereby authorized to implement Budget amendments, revenue and/or expenditures by resolution to appropriate or unappropriate funds as required during the Fiscal Year and to amend the prior Fiscal Year Budget by resolution to facilitate the year end closing process; Section 3, expenditure of funds appropriated in the authorized Budget; funds appropriated to the various departments in the budget may be expended by the directors of each department by and with the approval of the City Manager in accordance with the provisions of the City Charter and applicable ordinance; expenditures of funds including but not limited to Enterprise Funds, Internal Service Funds and Expendable Trust Funds under circumstances in which additional revenues are generated by user fees or charges to offset the cost of supplying a service to residents or other City departments shall not be limited by estimated appropriations but rather by actual revenue and to that extent; the actual revenue received shall be deemed to be appropriated; Section, return on investment of water and sewer fund assets; the Budget includes a transfer from the water and sewer operations and maintenance fund to the General Fund representing the return on investment that taxpayers would receive if the utility were to be sold; the transfer for the 2012-2013 Fiscal Year is calculated at 5.0% of fixed assets as of September 30, 2011; this transfer may be made annually but not to exceed 7.5% of utilities net fixed assets; Section 5, checks; all checks on City bank accounts shall be signed by any member of the City Council and Finance Director; Section 6, amount of taxes; the approximate amount of $16,710,351.00 shall be the amount of gross taxes to be raised by the operating ad valorem tax levy authorized by resolution of the City Council; Section 7, authority of Manager; the City Manager is authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the transactions contemplated by this ordinance; Section 8; repeal; all ordinances or parts of ordinances in conflict or inconsistent are repealed; Section 9, severability, if any word, clause, phrase, sentence, paragraph or section of this ordinance is held to be invalid by a court of confident jurisdiction, such declaration of invalidity shall not affect any

other word, clause, phrase, sentence, paragraph or section of this ordinance; Section 10, effective date; this ordinance shall become effective immediately upon adoption on Section Reading, passed and adopted by a 4-1 vote of the Mayor and City Council of the City of North Miami on First Reading this 10th day of September, 2012.

Mr. Johnson: Mr. Mayor if I could just bring out one probably a typo. But in the second or last statement it should be, the Budget of the City of the City for the Fiscal Year beginning October 1st, 2012 and ending September the 30th, 2013.

Mr. Etienne: What page is that Mr. Manager?

Mr. Johnson: One of three.

Mayor Pierre: Okay, that's it?

Mr. Johnson: Yes.

Mayor Pierre: Okay.

Councilman Blynn: Move it

Mayor Pierre: Okay it has been moved by Councilman Blynn.

Vice-Mayor Steril: Second.

Mayor Pierre: Seconded by Vice-Mayor. Mr. City Manager, anything you need to add? Any additional comments we need to be made about this Budget? Anything else?

Mr. Johnson: Mr. Mayor and Council just as I indicated it first. Other than that this is a very workable document. I have to say that our Budget Office and all of Staff have gone through this. I think it's a Budget that does put us in a position that we can work effectively and efficient into the new coming year. Keeping in mind that wherever we can also save money, it will also be our every attempt to do so as well.

Mayor Pierre: Okay, thank you. Public hearing is open on Tab C. Anyone wishes to be heard on Tab C? Okay, public hearing is now closed on Tab C. I mean you know at the last Budget Hearing which was scheduled for September 10th, 2012 there were a few things that I said. And a few of them must be said again. Let me say again, thank you to the City Manager, Stephen Johnson for a job well done. He continues to prove to us that he is knowledgeable and capable of getting the job done with efficiency, while putting the North Miami residents first. And also to the Budget Staff Duke Sorey Jr. and Kay Grant coming in at times and basically have been able to show to us that they

are capable of balancing our Budget here in the City of North Miami. We had several workshops on this Budget. In addition to that this Budget was presented to several congregations in North Miami, reaching about 1,800 people. On this Budget we received their comments, their input. And again basically throughout the community we have continued to get their feedback. This is a Budget that was balanced with no fuzzy numbers. Just a balanced Budget taken into consideration and the needs and desires of the people. As I said before the City's grossed property tax revenues is calculated at 95%. To me that is a very, very conservative way of calculating this Budget. It just seems to me that 80% of the people do not usually take that what I call you know the early payment option. So if they don't the City of North Miami will see an additional close to $700,000.00 if the people don't take advantage of the early payment option that you usually get from Miami-Dade County. So this is additional funding that I think you know as we go through probably in March the City Manager will come back here and say, hey you know we get an additional five, six, $700,000.00 because people didn't take that payment option. So again thank you Mr. Manager for stepping out from your comfort zone and working to give us this balanced Budget that is inclusive of the needs and opinion of the people of North Miami. Councilman Marcellus your comments.

Councilman Marcellus: I think at this time we have to acknowledge when we make good progress. And this is the way to encourage our Staff and to let them know we're proud of the work they've done in the City. And I think Mr. City Manager, personally I thank you for the great job. And the Budget Staff and all the Staff members that participated and make this thing a reality. Like I said, last year it was very bad and everybody was anxious in knowing how we were going to balance our Budget. And I was very…I was taking part on it. And it was (inaudible). And I remember when I went to Kay and Sorey and Mr. Stephen and Dr. Claude that was very tense last year. But this year we understand we balance our Budget, we decreasing the taxes without touching the Biscayne Landing money and we still have a surplus. I think this is something that we have to acknowledge and make the…on behalf of the people of North Miami and to be proud of the work that you do. Please continue to do so and encourage your Staff and to work together with you and to use our head. And I think like we said, our better days is ahead of us. And we'll make sure in the City of North Miami (inaudible) compared to other cities. And once again thank you very much.

Mayor Pierre: Thank you Vice-Mayor…I mean thank Councilman Marcellus. I think before you mentioned that there is a $39,000.00 that is there. I know we budgeted $115,000.00 for the North Miami Foundation. And I know we cut Nanay maybe two straight years or you know last year. Can we allocate that $39,000.00 to Nanay Foundation which is here in the City of North Miami? I'll make a motion to give that $39,000.00 to that not for-profit organization. That all of you have been there and seen the services that they are providing for our North Miami residents.

Councilman Blynn: I'll second it.

Mayor Pierre: Okay it has been seconded by Councilman Blynn. Anyone wishes to record a no?

Councilman Galvin: I've got questions.

Mayor Pierre: Yeah when we get to the Budget. I'm just talking about that $39,000.00.

Councilman Galvin: I have questions on the $39,000.00.

Mayor Pierre: Oh sure go ahead.

Councilman Galvin: Where is that coming from?

Mr. Johnson: We have four positions in our Building Department. As you know we're bringing in another company to run that. When we met with them over the past week, they could only use about three…two to three people. So those four individuals were in there. To be on the safe side, I just dropped the one being the lowest position denotes the individual that has the least seniority. Of course that would be absorbed in another department which leaves the $39,000.00 in that particular department. So it's going from four to three employees.

Councilman Galvin: Thank you. And Mr. Mayor you were the maker of the motion?

Mayor Pierre: Yes.

Councilman Galvin: The $39,000.00 do you want it to go totally to Nanay or did you want it to be in a fund or did you want it to be dispersed to others? I wasn't clear on…

Mayor Pierre: Totally to Nanay to provide services for our North Miami residents.

Councilman Galvin: Okay thank you.

Mayor Pierre: Okay, motion was made. It was seconded. Anyone wishes to record a no? Hearing none, motion passes 5-0. Continuing on with the Budget, Councilman Galvin.

Councilman Galvin: Sure, thank you. I know it's not in this Budget…well it is in this Budget. But when are we going to talk about how we're going to spend the Biscayne Landing money?

Mayor Pierre: Good question. You want to make a motion, let's do it the first meeting in October or the second meeting in October? It's up to…I guess we could put it on the agenda for the next meeting in October. I have no problem with that. Anyone have a problem putting this discussion on how we're going to spend the Biscayne Landing money?

Councilman Blynn: Or not spend it.

Mayor Pierre: Or not spend it in the first meeting in October. Well not discuss it because we may take action there. So I just want to make sure…

Councilman Galvin: Can we do that the second meeting of October at least to give everybody a chance to their ducks in a row? Cause I just see them whispering to each other. That's like two weeks from now or whatever.

Mayor Pierre: It doesn't matter to me. I mean it's up to this Council whether we do the first meeting or the second meeting in October.

Councilman Blynn: A motion for the second meeting.

Mayor Pierre: Not just a discussion. Actions may…will be taken there. So whatever, whether it's not to spend it or to spend it, where to spend it; action will be taken at that meeting.

Councilman Galvin: I'm cool with the second meeting. I guess that gives everybody a little bit more time.

Mr. Johnson: Mayor and Council, we just wanted clarity on that. What your expectations were in that meeting?

Councilman Blynn: Second meeting.

Mayor Pierre: Its $12.5 million dollars and action will be taken at that meeting. So it's up to the Staff to do that resolution right now. This Council needs to determine whether they want the first meeting or the second meeting.

Councilman Blynn: Second meeting.

Councilman Galvin: I'll second the motion for the second meeting of October.

Mayor Pierre: Okay is there any problem with the…I mean it doesn't matter to me the first or the second meeting in October.

Councilman Marcellus: I have no problem with the second.

Mayor Pierre: Okay the second meeting in October. Add that agenda item…

Ms. Monestime: Just so that I'm clear. Do you want a resolution or do you just want it as a discussion item?

Mayor Pierre: Whichever way that would allow us to make decisions on whether to spend it or not to spend it and how to spend it. So a decision action will be taken at that meeting.

Councilman Galvin: It might have to be like Budget amendments or something like that. I'm thinking cause right now it's in the Budget just sort of allocated and then we're amending the Budget. That's the thought off of the top of my head.

Mr. Johnson: That is correct through the Mayor and Councilman; it would be a Budget amendment. The funds are now placed over into a particular allocation. So if there's going to be any proposals that's what we would be doing. But we would do that during the year anyway. So I think what the Mayor is saying at that meeting he would like to discuss how the utilization of those funds.

Mayor Pierre: That is correct.

Mr. Johnson: So we can't really come up with a resolution of how because it's going to be discussed. And at that point and time we could come up with subsequent meetings as its allocated to move those funds accordingly.

Councilman Blynn: It's a discussion.

Mayor Pierre: Well whether is a resolution there or not, whichever way that you want to advertise it, all I'm asking you to do is to make sure whichever you advertise it, make sure that we can take action at that meeting. If we say that we're going to put the $12.5 million dollars into a trust account for 10 years interest, I want to make sure that I'm able to do that. Let's say that I want to spend $12.5 million dollars into making sure that the City employees are compensated for the work that they have done. That I want to enter into a contract with them, I want to make sure that I'm able to do that at that

meeting. Let's say that I want...for example you know we know initially Biscayne Landing was supposed to rehab the homes that we have on the west side. Let's say that's what I want to do. I want to make sure that I'm able to do that. For example Biscayne Landing was supposed to build us a new Library with empty promises. So at that meeting if I want to refurbish our old Library, I want to make sure that I'm able to do that. So whichever way that Staff wants to do it, wants to publish it, it's up to you. But I don't want to be here making that decision then I'm hearing well you cannot make decisions here, it's only for discussion.

Mr. Johnson: I would have to defer to counsel.

Councilman Galvin: That's why we give you a month to figure it out.

Ms. Monestime: Okay we'll be ready.

Mayor Pierre: Go ahead Councilman.

Councilman Galvin: Thank you. On page 74 and I'm looking at the hard bound copy of the Budget because the soft bound one that's online is a little bit different. So I'm looking at that one, I refer to page numbers. On page 74 there's a Public Information Specialist for $46,000.00. That's a new position as I understand it. What would that Public Information Specialist do?

Mr. Johnson: They would be carrying out the current position or the tasks that are being done now Pam Solomon. Pam Solomon's position would be enhanced. I think we have Public Information Officer but the Specialist basically would be assisting here and those responsibilities, other areas that we would like to get involved into. Utilization of Channel 77 in a way that we've never used it before, the internet in a way that we've never used it before. Getting a lot of material out timely in a way that we've never been able to do before. So Pam Solomon has really been using other Staff people. But more importantly Channel 77 and the internet is not reaching its full utilization and we would like to do that with an additional person.

Councilman Galvin: Thank you; page 200 Maintenance Contract on Biscayne Landing. I'd like to if the Council's inclined, either zero fund that and move the money elsewhere or significantly reduce this. I brought this up at the last Council meeting or excuse me, the last Budget meeting. And we talked about why we need to fund that much for this position. And the Mayor made a good point that...a very good point that we should have somebody that represents the City's interest out at that sight. But I've since learned there's an additional $125,000.00 in the Biscayne Landing contract which basically brings this position to a quarter of a million dollars. That's more than you get paid and more than she gets paid. That makes that person the highest paid employee of the City; a quarter of a million dollars a year. I think that needs to be

significantly lowered. I questioned whether or not we need the position but even if we do, the fact that he's getting paid...he or she might be getting paid by both Biscayne Landing and the City even though Biscayne Landing would give the money to the City and the City...I don't think that person then becomes any more of an independent voice for the citizens of North Miami. I mean you're already getting paid from two places. It's hard not to sort of do the wishes of both places. So is there preference among the Council to reduce that Biscayne Landing maintenance to either zero or $50,000.00; somewhere in that neighborhood.

Mr. Johnson: Through the Mayor, Councilman if I could shed some light prior to you all making that decision and however you all decide. That price or that amount was...we derived that only because of the existing contract that's out there now, which is more than this amount along with the amount that we were getting from the developer. I'm sorry...

Vice-Mayor Steril: I don't understand. What do you mean far more than the contract that's already out there.

Mr. Johnson: Well currently the contract out there now is about $25,000.00 a month. So that's $300,000.00 a year. However at the time that we were doing the Budget and during the contract with Biscayne Landing we had based it upon the services moving forward of about $250,000.00. My goal in negotiating and the City was paying all of that. My attempt then was to lower what the City pays by putting it on the developer during contract negotiations. So I can tell you that I have directly Staff for the next Council meeting to look at the work that's being out there now. And to look at what additional services that are going to be regulatory required so that you can have a better assessment in making your decision, so that we would know what is the scope of work that is being done out there. But keeping in mind that the prior contract was in line with that amount, the existing contract is in line with that amount. So that's how we came up to this number of around $250,000.00. But again my goal was to get the developer to share the cost. And that individual...the developer would pay the City and this person will work for the City. So this is just information for you all to have while you making your decision.

Councilman Galvin: Thank you. I still stay in the same place. Obviously that's a lot of money for any individual or company to make off of the City of North Miami. So I would like to make a motion to reduce that amount in our Budget and make some other projects.

Councilman Marcellus: Mr. Mayor?

Mayor Pierre: Just one second. As I said before to me the issue has to be decided. And a Budget amendment will be made if necessary. So at this moment to me

the funds must be allocated. Then if we find a lowest bidder or the best company or the best girl to do the work, it's much lower than what it is then we'll just the Budget amendment. That's the way I see it. I don't really want to just take that out from the Budget then for me to come back again and say hey you know what it's going to cost us 150 or 175. Let's go and find the money for that. So you know to me I think it must stay there. Then when the City Council make that decision on what to do with whomever it is, the consultant is, then we could always make that change.

Councilman Blynn: I concur with you.

Mayor Pierre: So I mean that's just the way I see it. I'm not sure if...I mean you make the motion. You made that in a motion to take Item #311 out of the Budget, is that the motion?

Councilman Galvin: Sure.

Mayor Pierre: Okay.

Councilman Blynn: No second.

Mayor Pierre: Anyone wishes to second the motion? Okay hearing none, motion fail.

Councilman Galvin: All right, thank you. On page 202 just some clarification. Object 820 North Miami peer tutoring, that sounds familiar to me but what specifically is that going to be?

Mr. Johnson: Through the Mayor, Councilman this is a program...this is similar to the program that was given to the Police Athletic League about two years ago. This is where the students in the high school tutor each other and it's been known to be very effective in addressing students who are entered into the program based upon their academic level, based upon their need. And they will be placed into this program with a goal of raising their overall grades. As you know at the time that this was done North Miami Senior was a D or D-. The year of that program that it did work, I would have to say that the peer tutoring took the majority of that credit. The grade level came to a C. Last year this item was not budgeted, the grade level came out to still be a C. So that's information for you all to have and to consider when you're looking at this item It proved to be very effective by raising the overall grade level of the school.

Councilman Galvin: When was the last year we funded this one?

Mr. Johnson: This was in 2010-2011 Budget.

Councilman Galvin: And what was the amount that we budgeted it for?

Mr. Johnson: $100,000.00.

Councilman Galvin: And who oversaw the administration of the program? I mean it that…is there a company that we hire or how does that work?

Mr. Johnson: Through the Mayor, Councilman we utilize school staff. We work with the principal. They've got a coordinator which was someone from the School Board. School staff who oversaw the program, they got their best students to be the tutors. And this was all facilitated through the Police Athletic League.

Councilman Galvin: But this would be facilitated in a different manner this time or still through the Police Athletic League?

Mr. Johnson: Through…it would be facilitated through the Police Athletic League and it would be run by…in conjunction with the School Board. They're the ones that get the teachers to oversee the program, identify the students and they are the ones that look at the profile of the students as to who goes into this program. So it's all North Miami Senior students.

Councilman Galvin: Thank you. And then the adult continuing education. I know I asked questions about the last time but then I guess it didn't register. Can you explain that for me again please?

Mr. Johnson: Yes.

Councilman Galvin: Who is…what is this program?

Mr. Johnson: Through the Mayor to Councilman, this School Board for…has changed their policy. At night time North Miami Senior has probably the largest adult program, adult continuing education program in the County. We have over about 5,000. Many of those are North Miami residents. So the spirit of this grant is to those that are going to be attending that school, they're now charging $35.00. So basically it would be a $35.00 fee. This grant would pay for North Miami residents to attend that program to continue the…to ensure that their program continues. So we would have to work with Mr. Redure (phonetic spelling) to look at the applications to ensure that they're North Miami residents. Inform them that there is a grant that would pay that $35.00 or $50.00 fee, whichever it is so that they can continue in that program.

Mayor Pierre: Right. In addition to that admission has been reduced because of that fee that our residents and non-residents cannot pay to go to school there.

Councilman Galvin: So we're going to make grants available for people who are…yes they're City residents but is there some income level that's going to be established? Or is established that they'd have to fall under to qualify? How does that work?

Mr. Johnson: I would say that basically if there's anyone going to school as an adult, I think that enough of itself would explain that there is already a need or a condition, where there's a need for this person to be there getting that education. So basically the criteria should be basically if they're North Miami residents and if they're an adult and if they want to attend school to enhance themselves.

Councilman Galvin: So residency is going to be the only standard that we take into play.

Mr. Johnson: Correct.

Councilman Galvin: When we're writing the check it's going to straight to Dade County Public Schools not to the residents.

Mr. Johnson: Straight to Dade County Public Schools.

Councilman Galvin: All right, thank you. Page 248, the Jasper Cup, again that's a for-profit organization who tends to jump up at us at the last meeting to say by the way we're having an event this weekend. We need you to underwrite all sorts of cost. I have issues with underwriting costs, Staff hours and such for a for-profit organizations event. Have we heard anything from them now eight weeks out from that event, two weeks removed from our first Budget hearing? Are they having the event, are they making any plans or are they going to wait until the last minute?

Mr. Johnson: The reason why it's in the Budget is because we have…this is for Staff because we do anticipate them having the event. They've had the event for the past several years. In speaking to them last year they have committed themselves to having the event again this year. But this only covers the City's cost for Staff. And yes from the last conversation that they would like to do this annually. So anticipating that this is going to take place, its here in the Budget.

Councilman Galvin: Again I have an issue that it's a for-profit business. It's one thing if we're underwriting some costs for the American Cancer Society a non-profit, for the students who need to go to North Miami High you know because they can't afford to go to. I do have an issue with Jasper Cup. Not the event itself but the fact that they're a for-profit. And I have to ask but if we haven't made direct contact with them about their 2012 event, then we please do so. So that it's not coming to us in an emergency rush November 15th for the November 22nd event. And people are angry that

this…we've gone through that same dance at least four times with them. And you know I'm just pointing it out now because I don't like the precedent of paying for for-profit companies out of the City's Budget even though it is for our Staff time. They should be paying for that. That should be built into their cost like when you rent the Margolis Center or something like that. The cost of the Staff is written into the fee that they pay. Normally their procedure is to jump forward at the last minute and ask everything be waived and we're not only eating that cost but now we're paying lots of Staff members here 60 hours a Staff for one event, 24 hours to Staff another event. All total $1,600.00 or so $1,700.00, so I'd like to remove that. Is there anybody else on the Council that's interested?

Mayor Pierre: What are going to do when they come to us and they hey we're going to do Jasper Cup? Because I know they're going to come, whether you like it or not. They're going to come in either way. This is something that they do every single year. Coach Roland, he's always late. He always shows up and he'll stand there and say he apologizes. I mean he remember he did it in 2009, did it in 2010. Came back again 2011 and he's going to do it again this year. So you know…

Councilman Marcellus: Mr. Mayor. Even though this organization is a for-profit organization but I've been to this event year after year. I really do not understand we (inaudible), because it's a lost for him. I think he always get a loss from that event. But I think that's where he get his…that's a fantasy for him. Get the people there and they have fun and that's the only thing he get from it. It's the joy of doing it but not because he make any money out of it. And by saying that, just by providing this thing to help the people come out in that event, I think this is a good thing. Because he does…I don't know because I went to that event for many years. And I don't think he make any money, any profit off doing that event. I don't know Councilman Galvin if you've never stopped by there and see. And this year I encourage you to stop by…

Mayor Pierre: Even Councilman Blynn came by to play soccer one day right?

Councilman Blynn: Yeah I was there for four hours.

Mayor Pierre: Yeah he tried to play soccer with the guy.

Councilman Marcellus: So it's fun but it's not the money.

Councilman Galvin: I understand….

Councilman Blynn: It's a nice event.

Councilman Galvin: I could say this, have I been by the event, yes. Did I recognize that there's hardly anybody there, yes. Am I making a big point that we're spending a lot of taxpayer money for this man to have a fantasy as you just called it, no? I was trying to be gentile in addressing the subject. But since you've brought it up, it's a bunch of…it's a small bunch of folks who get together to play a little soccer. It's cute, it's nice but we're giving them a free facility and now we're underwriting off our Staff. And that's one thing if it's a non-profit organization. It's a totally separate thing if it's a for-profit organization and that's my issue. Is that we are underwriting a fantasy for a for-profit organization at the taxpayers expense. I'd like to remove it. If there's…

Councilman Marcellus: But I just don't want (inaudible) because two, 300 people come out and they have fun. I think they live in the City of North Miami. And so I think…(inaudible – simultaneous discussion).

Councilman Galvin: Then we should do the event…

Mayor Pierre: The motion was made. Anyone wishes to second the motion. Hearing none, motion fails.

Councilman Galvin: All right, thank you. My last question is just a general overall one. When we make donations, like we're buying a table at an event or other donations that we make through the year. You know this year we made a few of them. Where does that money come from in this Budget?

Mr. Johnson: What we plan to do is look at donations that are coming into the City. Some of those events that come before the Council, some of them are public relations related. So the funding could come out of my office. And it just depends on the nature of the event. If it's…for instance the Miami-Dade County Chamber of Commerce. They may have a table. It might be advantageous for the City to participate in that. So it really depends on what type of event it is as to the revenue source. One of the things that I am attempting to do this year is to get participation from vendors to give back so that the City could have a funding source for those events of that type. So it does not come out of the Budget. That's my goal.

Councilman Galvin: So your hope is to ask some of our people…not just Biscayne Landing. Everybody always ask Biscayne Landing. But you're going to ask some of the other people who do work for the City, Country Bill's or I don't know. I can't name anybody else off the top of my head. But you're going to ask those folks to donate into a fund and then that fund is going to be used for us buying a table for that. Like we gave $10,000.00 to the We Are Foundation this year, a wonderfully deserving, that's where you'd fund those type of requests.

Mr. Johnson: That came from...something at that expense comes from unexpected revenue. That's where something like that would come from. But when you're getting into a small area like tables, that's what our goal is. That's what our strategy is this year. If we get a contract, as long as it's in the contract that they give to community related events that would be the revenue source. But large events that come before the Mayor and Council that you all have voted on, a $5,000.00 or $10,000.00 then that comes from unexpected revenue that we have. And then we go back as Staff to see if we have it. We look at the Budget. We look at areas that we have and we say we can take it from this because if you direct us we would try to find it.

Councilman Galvin: So as it stands right now is there a line in there that provides for that?

Mr. Johnson: Like what the Budget Director is pointing out. Like in your...on page 174 Miami-Dade County League of City Gala. It's in the Budget.

Councilman Galvin: Right, there are some that I see are in there. It's not the specified ones. I was thinking more of the lines of the unexpected ones. I think there was one night that we did We Are Foundation and $10,000.00 to the family of a trooper in the same night. And I don't see anything in there for that sum. So my first question was, if that comes up next week and somebody's asking us for $10,000.00 for their foundation...

Vice-Mayor Steril: We don't have it.

Councilman Galvin: Right. Do you tell us that we don't have it until such time as you get this unexpected revenue or are you going to grab it from somewhere else and do it anyway?

Mr. Johnson: No. We would try to find the revenue. And if it's not there we'll tell you that it's not there. But it's not in the Budget because every line item here is what we have. And if we come to that road and we could then say we don't have it or if we do have it, we will say we have it. Last...at the end of the year or toward the end of the year, there were several things that came in that was unanticipated revenue. Some of it is revenue that we projected that we did better than what we thought that we were going to do. That's one area of what we call unanticipated revenue. We...I'll give you another example. We entered into a settlement with Bank of America for $100,000.00, so that came in. At the same time there are other areas where we may not have done as well as we thought that we were going to do. So those funds get absorbed into those areas as well. Last year we had a lot of measures in place. I mean we put a lot of emphasis on budgeting, a lot of policies in place. We went back to vendors. We asked vendors to change their contracts. We went after contracts that we had not gone after before that owed the City money such as The Oaks. So we had a lot of areas that we did

very well in, which we did because we did not want to count on Biscayne Landing. So that's how we were able to do last years Budget without using Biscayne Landing and this year without using Biscayne Landing.

Councilman Galvin: Do we know off the top of our head, I mean they have a little spreadsheet right there, how many donations did we make last year, in the last Fiscal Year?

Mr. Johnson: She's looking but it's roughly about 50 or more. We're looking but I can give you an example. If you're going to do an event in your district, Councilman Marcellus might say, I want to do a health fair. These are things that catches Staff off guard. So basically we look into areas where we would get donations and that is what helps absorb some of that cost to do events like that.

Councilman Galvin: So I guess now I have two questions. We have donations going out. How many of…you say 50 of those donations going out?

Mr. Johnson: You're asking for donations coming in or donations going out?

Councilman Galvin: Well now I was going to ask about coming in, that would be my second one. But my first question is about donations going out. How many have we made of those?

Mr. Johnson: Well when you…the way the revenue works, if it's going out…

Councilman Galvin: You said it's coming from unexpected revenue. I mean I get that. But I'm just curious how many we have going out?

Mr. Johnson: This year we have $80,000.00 in donations/revenues coming in.

Councilman Galvin: Okay and those…that $80,000.00 came from whom?

Mr. Johnson: It was the Haitian Heritage Donation and the Arts and Education Donation, the Back pack program…

Councilman Galvin: We made those going out though.

Mayor Pierre: Those are donations coming in.

Mr. Johnson: Donations coming in.

Councilwoman Steril: Fundraising.

Councilman Galvin: So I don't know take...what was the first one you mentioned there, Haitian Heritage Museum?

Vice-Mayor Steril: Month.

Mr. Johnson: Haitian Heritage Month.

Councilman Galvin: Okay so those are donations we made out? You've lost me.

Mr. Johnson: Coming in.

Vice-Mayor Steril: Fundraising.

Councilman Galvin: So we solicited that money from somebody?

Mr. Johnson: Yes and then they go out. So basically...

Councilman Galvin: So we have $80,000.00 in and $80,000.00 out?

Mr. Johnson: Yeah because they're specific for different functions.

Mayor Pierre: For example, National Hispanic Heritage Month. One book sponsors that money. He sent a check for $2,500.00 so that's donations coming in to support what we do during the month and there are other checks that may come in. But at the same time we have to write those checks back out. For example when we...what's the young ladies Felippe...the grand fiesta. You know we have to pay for her performance. So we take money out from that $2,500.00. We pay for performance whether that be four or $500.00. Then we have the Key to the City...not the Key to the City. The induction, the Hall of Fame. You know we take money from that and cut the check. So it just pretty much balance itself out.

Councilman Galvin: I see she was able to pull that up pretty quickly on the little spreadsheet. It is too much to ask for a print off of the spreadsheet both incoming and outgoing?

Mr. Johnson: No, we can provide that.

Councilman Galvin: All right, tonight maybe?

Mr. Johnson: Yes.

Councilman Galvin: All right, thank you. Those are all the questions I had Mr. Mayor. Thank you.

Mayor Pierre: Councilman Blynn?

Councilman Blynn: I still have a high priority which you preceded to tell me in the last meeting that you'll make an effort to meet. And that's something that's very important to the citizens of this City; is to keep the Library open on Sunday from 6 to 10 o'clock. The Library gets a good number of people on Sunday and they complain that they have to leave early. I really wish we could find some way of funding that. It'll be a great benefit to the citizens of this City. I mean we are here for their general welfare. This is their education which is their general welfare. And I would appreciate if you could adjust the Budget to reflect some monies to pay for the Library to be open eight hours on Sunday or more for that matter.

Mr. Johnson: Through the Mayor, Councilman Blynn we are seeking grant money. We just did an application that's going on tomorrow. So once that grant money comes in based upon the amount we can take that into consideration, the request that you're making.

Councilman Blynn: And have we gotten Swerdlow's $50,000.00 (inaudible)?

Mr. Johnson: No. Is this for the Gwen Margolis Center?

Councilman Blynn: Yeah for the renovation of the Gwen Margolis Center?

Mr. Johnson: Not as of yet. We do anticipate getting those funds in the month of October.

Councilman Blynn: Any other monies we anticipate getting?

Mr. Johnson: I mean that's it right now. If there is a sale for the Biscayne Landing Oaks, we're in the process of discussing that right now and into negotiations. Its two areas that we're looking at.

Councilman Blynn: That would be a considerable sum of money.

Mr. Johnson: That would be considerable. However like I said we're discussing that with the seller, I Star. And the way that works is, is does the City get the money on the back end or the front end. So we are in discussions of that right now.

Councilman Blynn: All right, thank you.

Mayor Pierre: We'll get the money on the front end. Vice-Mayor?

Councilman Galvin: Oh wait, that's you.

Vice-Mayor Steril: I see that he really want to say something.

Councilman Galvin: I forgot it moved from one to the other.

Vice-Mayor Steril: No. I don't have any questions Mr. Mayor because all my concerns were already addressed from the last hearing.

Mayor Pierre: All right no problem. Mr. City Clerk, roll call.

ROLL CALL

Councilman Marcellus	Yes
Councilman Blynn	Yes
Vice-Mayor Steril	Yes
Councilman Galvin	No
Mayor Pierre	Yes

Mr. Etienne: Item passed at 7:06.

Mayor Pierre: Okay, thank you. Mister…I'm sorry Ms. City Attorney, any items to be considered? Anything we need to do to legalize this Budget?

Ms. Monestime: No, we're done.

5. *ADJOURNMENT*

Mayor Pierre: Okay hearing none, can I get a motion to adjourn?

Councilman Blynn: Motion to adjourn.

Vice-Mayor Steril: Move to adjourn.

Mayor Pierre: Okay it was seconded. All in favor say Aye. AYE. Opposed? None. Thank you so much.

Councilman Blynn: Thank you Staff for being here. Thank you Carol. Thank you citizens. We have a new Budget for 2012-2013 completed.