

City of Miami

*City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com*



Meeting Agenda

Thursday, May 13, 2010

9:00 AM

**DRAFT
REGULAR**

City Hall Commission Chambers

City Commission

*Tomas Regalado, Mayor
Marc David Sarnoff, Chairman
Frank Carollo, Vice-Chairman
Wifredo (Willy) Gort, Commissioner District One
Francis Suarez, Commissioner District Four
Richard P. Dunn II, Commissioner District Five
Carlos A. Migoya, City Manager
Julie O. Bru, City Attorney
Priscilla A. Thompson, City Clerk*

ANY PERSON WHO ACTS AS A LOBBYIST PURSUANT TO CITY OF MIAMI ORDINANCE NO. 11469, CODIFIED IN CHAPTER 2, ARTICLE VI OF THE CITY CODE, MUST REGISTER WITH THE CITY CLERK, PRIOR TO ENGAGING IN LOBBYING ACTIVITIES BEFORE CITY STAFF, BOARDS, AND COMMITTEES AND THE CITY COMMISSION. A COPY OF SAID ORDINANCE IS AVAILABLE IN THE OFFICE OF THE CITY CLERK, CITY HALL.

ANY PERSON OR ENTITY REQUESTING APPROVAL, RELIEF OR OTHER ACTION FROM THE CITY COMMISSION OR ANY OF ITS BOARDS, AUTHORITIES, AGENCIES, COUNCILS OR COMMITTEES CONCERNING ANY ISSUE, SHALL DISCLOSE IN WRITING, AT THE COMMENCEMENT (OR CONTINUANCE) OF THE HEARING(S) ON THE ISSUE THE FOLLOWING INFORMATION:

1. WHETHER ANY CONSIDERATION HAS BEEN PROVIDED OR COMMITTED, DIRECTLY, OR ON ITS BEHALF, TO ANY ENTITY OR PERSON FOR AN AGREEMENT TO SUPPORT OR WITHHOLD OBJECTION TO THE REQUESTED APPROVAL, RELIEF OR ACTION;
2. TO WHOM THE CONSIDERATION HAS BEEN PROVIDED OR COMMITTED;
3. THE NATURE OF THE CONSIDERATION, AND
4. A DESCRIPTION OF WHAT IS BEING REQUESTED IN EXCHANGE FOR THE CONSIDERATION.

THE DISCLOSURE FORM WHICH IS AVAILABLE FROM THE CITY CLERK MUST BE READ INTO THE RECORD BY THE REQUESTING PERSON OR ENTITY PRIOR TO SUBMISSION TO THE SECRETARY/CLERK OF THE RESPECTIVE BOARD.

PURSUANT TO SECTION 4(g)(5) OF THE CHARTER OF MIAMI, FLORIDA, THE MAYOR MAY VETO CERTAIN ITEMS APPROVED BY THE CITY COMMISSION WITHIN TEN CALENDAR DAYS FOLLOWING THE COMMISSION ACTION. THE COMMISSION MAY, AFTER THE VETO OCCURS, OVERRIDE SUCH VETO BY A FOUR-FIFTHS VOTE OF THE COMMISSIONERS THEN PRESENT.

ANY PERSON MAKING IMPERTINENT OR SLANDEROUS REMARKS OR WHO BECOMES BOISTEROUS WHILE ADDRESSING THE COMMISSION, SHALL BE BARRED FROM FURTHER AUDIENCE BEFORE THE COMMISSION BY THE PRESIDING OFFICER, UNLESS PERMISSION TO CONTINUE OR AGAIN ADDRESS THE COMMISSION BE GRANTED BY THE MAJORITY VOTE OF THE COMMISSION MEMBERS PRESENT. NO CLAPPING, APPLAUDING, HECKLING OR VERBAL OUTBURSTS IN SUPPORT OR OPPOSITION TO A SPEAKER OR HIS OR HER REMARKS SHALL BE PERMITTED. NO SIGNS OR PLACARDS SHALL BE ALLOWED IN THE COMMISSION CHAMBERS. PERSONS EXITING THE COMMISSION CHAMBER SHALL DO SO QUIETLY.

THIS PRINTED AGENDA IS DISTRIBUTED AT LEAST FIVE DAYS BEFORE THE MEETING, AND THE MATERIAL IN CONNECTION WITH EACH ITEM APPEARING ON THE AGENDA IS AVAILABLE FOR INSPECTION DURING BUSINESS HOURS AT THE OFFICE OF THE CITY CLERK IN CITY HALL, AT AGENDA OFFICE/MIAMI RIVERSIDE CENTER, OR ON-LINE AT WWW.MIAMIGOV.COM.

ANY PERSON WHO SEEKS TO ADDRESS THE CITY COMMISSION ON ANY ITEM APPEARING IN THE FOLLOWING PORTIONS OF THIS AGENDA: "CONSENT AGENDA", "PUBLIC HEARINGS", OR "PUBLIC DISCUSSION" IS INVITED TO DO SO AND SHALL AS SOON AS POSSIBLE INFORM THE CITY CLERK OF HIS/HER DESIRE TO SPEAK, GIVING THE CITY

CLERK HIS/HER NAME. AT THE TIME THE ITEM IS HEARD, THAT PERSON SHOULD APPROACH THE MICROPHONE AND WAIT TO BE RECOGNIZED BY THE PRESIDING OFFICER.

* * * * *

Formal action may be taken on any item discussed or added to this Agenda. Any person, or persons, wishing to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, will require a verbatim record of the proceeding upon which the appeal is based. Any person with a disability requiring auxiliary aids and services for meetings may call the City Clerk's Office, 250-5360, with requests at least two business days before the meeting date.

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The City Commission has established a policy that the lunch recess will begin at the conclusion of deliberations of the agenda item being considered at Noon; further, that Commission meetings shall adjourn (a) at the conclusion of deliberation of the agenda item being considered at 10:00 p.m., unless the time is extended by unanimous agreement of the members of the City Commission then present or (b) at the conclusion of the regularly scheduled agenda, whichever occurs first. This rule does not apply when the City Commission is engaged in its annual budget hearings (Ordinance 12586).

CONTENTS

Items may be heard in the numbered sequence or as announced by the Commission

PR - PRESENTATIONS AND PROCLAMATIONS**MV - MAYORAL VETOES****AM - APPROVING MINUTES****CA - CONSENT AGENDA**

Item 1 which is comprised of items __ through __ may be heard in the number sequence or as announced by the Commission

PH - PUBLIC HEARINGS**SR - SECOND READING ORDINANCES****FR - FIRST READING ORDINANCES****RE - RESOLUTIONS****BC - BOARDS AND COMMITTEES****DI - DISCUSSION ITEMS****PART B****PZ - PLANNING AND ZONING ITEM(S)**

The Planning and Zoning item(s) shall not be considered before 10:00 am.

MAYOR AND COMMISSIONERS' ITEMS**M - MAYOR'S ITEMS****D1 - DISTRICT 1 ITEMS****D2 - DISTRICT 2 ITEMS****D3 - DISTRICT 3 ITEMS****D4 - DISTRICT 4 ITEMS****D5 - DISTRICT 5 ITEMS**

9:00 A.M. INVOCATION AND PLEDGE OF ALLEGIANCE

PRESENTATIONS AND PROCLAMATIONS

MAYORAL VETOES

(Pursuant to Section 4(g)(5) of the charter of Miami, Florida, Item(s) vetoed by the Mayor shall be placed by the city clerk as the first substantive item(s) for the commission consideration.)

APPROVING THE MINUTES OF THE FOLLOWING MEETINGS:

Regular Meeting of ()

Regular Meeting of ()

Planning and Zoning Meeting of ()

Planning and Zoning Meeting of ()

END OF APPROVING MINUTES

CONSENT AGENDA

Unless a member of the City Commission wishes to remove a specific item from this portion of the agenda, Items CA.1 through CA.(last number) constitute the Consent Agenda. These resolutions are self-explanatory and are not expected to require additional review or discussion. Each item will be recorded as individually numbered resolutions, adopted unanimously by the following motion.

"...that the Consent Agenda comprised of items CA.1 through CA.(last number) be adopted..."

The Presiding Officer or City Clerk shall state the following: "Before the vote on adopting items included in the Consent Agenda is taken, is there anyone present who is an objector or proponent that wishes to speak on any item in the Consent Agenda. Hearing none, the vote on the adoption of the Consent Agenda will now be taken.

CA.1**10-00431***Department of NET
Administration***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A SPECIAL REVENUE PROJECT ENTITLED: "2010 MIAMI-METRO HOMELESS ASSISTANCE PROGRAM-NORTH" AND APPROPRIATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$292,660, CONSISTING OF A GRANT FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THROUGH THE MIAMI-DADE COUNTY HOMELESS TRUST, FOR A TWELVE-MONTH PERIOD, TO PROVIDE OUTREACH, INFORMATION, REFERRAL, ASSESSMENT AND PLACEMENT SERVICES TO HOMELESS INDIVIDUALS IN MIAMI-DADE COUNTY; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS TO IMPLEMENT THE ACCEPTANCE OF SAID GRANT AWARD.

CA.2**10-00538***Department of Public
Facilities***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT ("LICENSE"), IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI, ("CITY") AND THE MIAMI-DADE COUNTY AVIATION DEPARTMENT, AN ADMINISTRATIVE AGENCY OF MIAMI-DADE COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, FOR THE PURPOSE OF OPERATING AND MAINTAINING NOISE MONITORING EQUIPMENT TO BE LOCATED AT FIVE CITY PARKS, FOR THE PURPOSE OF DETECTING AND MEASURING NOISE LEVELS ON THE GROUND GENERATED BY AIRCRAFT IN THE VICINITY OF MIAMI INTERNATIONAL AIRPORT, FOR A TERM OF FIVE (5) YEARS, WITH AN OPTION TO RENEW FOR ONE (1) ADDITIONAL FIVE-YEAR TERM, AT NO CHARGE, WITH TERMS AND CONDITIONS AS MORE PARTICULARLY SET FORTH IN THE LICENSE; FURTHER AUTHORIZING THE CITY MANAGER TO APPROVE AND EXECUTE NON-SUBSTANTIVE AMENDMENTS TO SUCH LICENSE AS NEEDED.

CA.3**10-00430***Department of Parks
and Recreation***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION EXPANDING THE INTENT OF RESOLUTION NO. 09-0247, ADOPTED MAY 28, 2009, THAT APPROPRIATED FUNDS, IN THE AMOUNT OF \$14,200, TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION THROUGH ITS PROGRAM FOR PERSONS WITH DISABILITIES, WHICH FACILITATED THE HIRING OF A PROJECT SEARCH STUDENT TO BE EMPLOYED IN THE CLASSIFICATION OF WORKER TRAINEE, TO ALLOW FOR THE HIRING OF SEVERAL PROJECT SEARCH STUDENTS TO BE EMPLOYED IN THE CLASSIFICATION OF WORKER TRAINEE, UNTIL THE FUNDS APPROPRIATED PURSUANT TO SAID RESOLUTION ARE EXHAUSTED.

CA.4**10-00428***Department of Parks
and Recreation***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING A CHANGE ORDER TO BID CONTRACT NO. 191150, AWARDED TO TIP TOP ENTERPRISES, INC., FOR TREE AND PALM RELOCATIONS, FOR ADDITIONAL CITY OF MIAMI REQUESTED SERVICES, FOR THE DEPARTMENT OF PARKS AND RECREATION, IN AN AMOUNT NOT TO EXCEED \$96,800, THEREBY INCREASING THE TOTAL CONTRACT AMOUNT FROM \$128,640 TO AN AMOUNT NOT TO EXCEED \$225,440; ALLOCATING FUNDS FOR SAID INCREASE, FROM CAPITAL IMPROVEMENT PROJECT NO. 40-B3015J, AWARD 1496, SUNSHINE STATE LOAN, MARLINS STADIUM REDEVELOPMENT PROJECT.

CA.5**10-00552***Office of Grants
Administration***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT(S), IN SUBSTANTIALLY THE ATTACHED FORM(S), WITH THE AGENCIES SPECIFIED IN "ATTACHMENT A", ATTACHED AND INCORPORATED, OR OTHER QUALIFIED AGENCIES, SHOULD ANY OF THE AGENCIES IN SAID ATTACHMENT WITHDRAW FROM THE PROCESS, AS RECIPIENTS OF TECHNICAL ASSISTANCE AWARDS FOR CAPACITY BUILDING ACTIVITIES, FOR A ONE-YEAR PERIOD EFFECTIVE JUNE 1, 2010; ALLOCATING FUNDS, IN THE AMOUNT NOT TO EXCEED \$241,000, FROM ACCOUNT NO. 15500.150001.531000, THE COMPASSION CAPITAL FUND DEMONSTRATION GRANT PROGRAM, FROM THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, PURSUANT TO RESOLUTION NO. 07-0641, ADOPTED NOVEMBER 9, 2007.

END OF CONSENT AGENDA

PUBLIC HEARINGS**PH.1****10-00423***Bayfront Park
Management Trust***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT OF EASEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, ON CITY OF MIAMI OWNED PROPERTY LOCATED AT BAYFRONT PARK, MIAMI, FLORIDA, TO MIAMI-DADE COUNTY WATER AND SEWER DEPARTMENT, OF AN APPROXIMATELY TWELVE (12) FOOT WIDE BY EIGHTY NINE (89) FOOT LONG STRIP RUNNING NORTH/SOUTH, EASEMENT LOCATED BEHIND THE BAYFRONT PARK AMPHITHEATER, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED AND INCORPORATED, FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF UNDERGROUND WATER FACILITIES, WITH THE RIGHT TO RECONSTRUCT, IMPROVE, CHANGE AND REMOVE ALL OR ANY OF THE FACILITIES WITHIN THE EASEMENT.

9:00 A.M.**PH.2****10-00418***Department of
Community
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), RELATING TO THE PROPERTY LOCATED AT 400-420 SOUTHWEST 8TH AVENUE, AND 430 SOUTHWEST 8TH AVENUE, MIAMI, FLORIDA, AS LEGALLY DESCRIBED ON EXHIBIT "A", ATTACHED AND INCORPORATED, COMMONLY KNOWN AS THE TEATRO MARTI PROPERTY, CONVEYED TO TEATRO MARTI APARTMENTS, LLC PURSUANT TO CITY OF MIAMI RESOLUTION NO. 09-0089 ADOPTED FEBRUARY 26, 2009, FOR THE DEVELOPMENT OF A MIXED-USE, ELDERLY HOUSING RENTAL PROJECT ON THE SITE, REVISING THE PROJECT RESTRICTIONS AND REQUIREMENTS AS INDICATED ON EXHIBIT "B", ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS FOR SAID PURPOSE.

END OF PUBLIC HEARINGS

ORDINANCES - SECOND READING

Note: Any proposed ordinance listed as an item for second reading in this section may be adopted as an emergency measure upon being so determined by the City Commission.

SR.1	<u>ORDINANCE</u>	SECOND READING
10-00333	AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 54/ARTICLE V/SECTION 54-190 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "STREETS AND SIDEWALKS/BASE BUILDING LINES/NONSTANDARD STREET WIDTHS," BY MODIFYING THE WIDTH OF NORTHWEST 12TH STREET BETWEEN I-395 AND NORTHWEST 1ST AVENUE, MIAMI, FLORIDA; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.	
<i>Department of Public Works</i>		
	DATE: APRIL 8, 2010	
	MOVER: COMMISSIONER GORT	
	SECONDER: COMMISSIONER DUNN II	
	VOTE: AYES: 5 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF, SUAREZ AND DUNN II	
	ACTION: PASSED ON FIRST READING--PASSED	

SR.2**10-00385***Office of the City
Attorney***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION SCHEDULING AN ELECTION TO FILL, THE OFFICE OF COMMISSIONER DISTRICT NO. 1, AND, SUBJECT TO DISPLACEMENT, THE OFFICE OF COMMISSIONER, DISTRICT NO. 5; SETTING NOVEMBER 2, 2010, AS THE DATE OF SUCH ELECTION, AND ESTABLISHING SEPTEMBER 3, 2010 THROUGH SEPTEMBER 18, 2010, AT 6 P.M. AS THE TIME TO QUALIFY THEREFOR; FURTHER, SCHEDULING A RUN-OFF ELECTION TO FILL THE OFFICES OF COMMISSIONER DISTRICTS NO. 1 AND NO. 5, SAID ELECTION TO BE HELD ON NOVEMBER 16, 2010, UNLESS SAID OFFICES HAVE BEEN FILLED BY THE ELECTION OF A CANDIDATE AT THE ELECTION TO BE HELD ON NOVEMBER 2, 2010; DESCRIBING PERSONS QUALIFIED TO VOTE IN SAID ELECTIONS; DESCRIBING THE REGISTRATION BOOKS AND RECORDS TO BE USED FOR THE ELECTIONS; DESIGNATING AND APPOINTING THE CITY CLERK AS THE OFFICIAL REPRESENTATIVE WITH RESPECT TO THE USE OF SUCH REGISTRATION BOOKS AND RECORDS; DIRECTING THE CITY CLERK TO GIVE NOTICE OF THE ADOPTION OF THIS ORDINANCE AND TRANSMIT A CERTIFIED COPY TO THE MIAMI-DADE COUNTY SUPERVISOR OF ELECTIONS; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

DATE: APRIL 8, 2010
MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER SUAREZ
VOTE: AYES: 4 - COMMISSIONER(S) CAROLLO, GORT,
SARNOFF AND SUAREZ
ABSENT: 1 - COMMISSIONER(S) DUNN II
ACTION: PASSED ON FIRST READING--PASSED

SR.3**ORDINANCE****SECOND READING****10-00179***City Manager's Office*

AN ORDINANCE OF THE MIAMI CITY COMMISSION GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO THE CITY OF MIAMI DURING A TERM OF 30 YEARS; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

DATE: MARCH 25, 2010
MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER SUAREZ
VOTE: AYES: 3 - COMMISSIONER(S) GORT, SARNOFF AND SUAREZ
ABSENT: 2 - COMMISSIONER(S) CAROLLO AND DUNN II
ACTION: DEFERRED--PASSED

DATE: APRIL 8, 2010
MOVER: COMMISSIONER DUNN II
SECONDER: COMMISSIONER GORT
VOTE: AYES: 5 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF, SUAREZ AND DUNN II
ACTION: DEFERRED--PASSED

DATE: APRIL 22, 2010
MOVER: COMMISSIONER SUAREZ
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 5 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF, SUAREZ AND DUNN II
ACTION: PASSED ON FIRST READING WITH MODIFICATIONS--PASSED

SR.4**ORDINANCE****SECOND READING****10-00497***District 5 -
Commissioner
Richard Dunn II*

AN ORDINANCE OF THE MIAMI CITY COMMISSION RELATED TO REQUIREMENTS OF FOUR-FIFTHS (4/5THS) VOTES AMENDING CHAPTER 2/ARTICLE V, OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ADMINISTRATION/CONFLICTS OF INTEREST", MORE PARTICULARLY BY AMENDING SECTION 2-614, ENTITLED "WAIVER OF REQUIREMENTS OF ARTICLE", ARTICLE XI/SECTION 2-884, ENTITLED "BOARDS, COMMITTEES, COMMISSIONS/MEMBERSHIP ON BOARDS:" CHAPTER 18/ARTICLE III ENTITLED "FINANCE/CITY OF MIAMI PROCUREMENT ORDINANCE, MORE PARTICULARLY BY AMENDING SECTIONS 18-85, 18-89, 18-90 AND 18-92 AND CHAPTER 38/ARTICLE VI, ENTITLED "PARKS AND RECREATION/VIRGINIA KEY BEACH PARK TRUST", MORE PARTICULARLY AMENDING SECTION 38-233 TO CLARIFY THE DEFINITION OF THE FOUR-FIFTHS (4/5THS) VOTE REQUIREMENT FOR ALL SECTIONS STATED HEREIN; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

DATE: APRIL 22, 2010
MOVER: COMMISSIONER DUNN II
SECONDER: VICE CHAIRMAN CAROLLO
VOTE: AYES: 5 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF, SUAREZ AND DUNN II
ACTION: PASSED ON FIRST READING--PASSED

SR.5**ORDINANCE****SECOND READING****10-00488**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING CHAPTER 2, ARTICLE XI, DIVISION 17, OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED (THE "CODE"), BY AMENDING DIVISION 17 ENTITLED "ADMINISTRATION/BOARDS, COMMITTEES, COMMISSIONS/COCONUT GROVE BUSINESS IMPROVEMENT DISTRICT BOARD,"TO UPDATE THE MEMBERSHIP COMPOSITION, THE QUORUM REQUIREMENTS, AND THE REMOVAL OF MEMBERS; MORE PARTICULARLY BY AMENDING SECTIONS 2-1251 AND 2-1254 OF THE CODE; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

SPONSOR:CHAIRMAN SARNOFF

DATE: APRIL 22, 2010
MOVER: COMMISSIONER SUAREZ
SECONDER: VICE CHAIRMAN CAROLLO
VOTE: AYES: 5 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF, SUAREZ AND DUNN II
ACTION: PASSED ON FIRST READING--PASSED

SR.6**ORDINANCE****SECOND READING****10-00551***Honorable Mayor
Tomas Regalado*

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE XI, OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ADMINISTRATION/BOARDS, COMMITTEES, COMMISSIONS", MORE PARTICULARLY BY AMENDING SECTION 2-887, ENTITLED "QUORUM REQUIREMENTS; EXCEPTION", TO ADD THE HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND PROGRAM OVERSIGHT BOARD AS A BOARD SUBJECT TO QUORUM REQUIREMENTS; FURTHER AMENDING SECTION 2-1203, ENTITLED " HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND PROGRAM OVERSIGHT BOARD", TO CHANGE THE QUORUM REQUIREMENTS; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

DATE: APRIL 22, 2010**MOVER: COMMISSIONER GORT****SECONDER: COMMISSIONER DUNN II****VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF,
SUAREZ AND DUNN II****ABSENT: 1 - COMMISSIONER(S) CAROLLO****ACTION: PASSED ON FIRST READING--PASSED****END OF ORDINANCES - SECOND READINGS**

ORDINANCES - FIRST READING

Note: Any proposed ordinance listed as an item for first reading in this section may be adopted as an emergency measure upon being so determined by the City Commission.

FR.1	<u>ORDINANCE</u>	FIRST READING
10-00419	AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 4/ARTICLE 1 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ALCOHOLIC BEVERAGES/IN GENERAL," MORE PARTICULARLY BY AMENDING SECTION 4-2, ENTITLED "DEFINITIONS", TO AMEND THE DEFINITION OF THE TERM "CONVENIENCE STORE" AND SECTION 4-3, ENTITLED "HOURS DURING WHICH SALES ARE ALLOWED; SUNDAY SALES", TO LIMIT THE HOURS FOR THE RETAIL SALE OF ALCOHOLIC BEVERAGES FROM CONVENIENCE STORES; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.	

SPONSOR:CHAIRMAN SARNOFF

FR.2	<u>ORDINANCE</u>	FIRST READING
09-00094 <i>District 5 - Commissioner Richard Dunn II</i>	AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 11.5, ARTICLE II OF THE CODE, OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "CIVILIAN COMPLAINT INVESTIGATION AND REVIEW/THE CITY OF MIAMI CIVILIAN INVESTIGATIVE PANEL," MORE PARTICULARLY BY AMENDING SECTION 11.5-28, ENTITLED "MEMBERSHIP; NOMINATION OF MEMBERS; TERMS OF OFFICE AND VACANCIES; APPOINTMENT OF THE CIP NOMINATING COMMITTEE;" TO AMEND THE MEMBERSHIP, APPOINTMENT PROCESS AND TERMS OF OFFICE; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.	

DATE:	JUNE 11, 2009
ACTION:	CONTINUED
DATE:	JULY 9, 2009
ACTION:	CONTINUED
DATE:	OCTOBER 22, 2009
MOVER:	VICE CHAIR SPENCE-JONES
SECONDER:	COMMISSIONER REGALADO
VOTE:	AYES: 3 - COMMISSIONER(S) GONZÁLEZ, REGALADO AND SPENCE-JONES ABSENT: 2 - COMMISSIONER(S) SARNOFF AND SANCHEZ
ACTION:	DEFERRED--PASSED

FR.3

ORDINANCE

FIRST READING

10-00425

CHANGES TO THE CITY'S OVERALL TABLE OF ORGANIZATION.

*Office of Strategic
Planning, Budgeting,
and Performance*

END OF FIRST READING ORDINANCES

RESOLUTIONS**RE.1****10-00420***Civilian Investigative
Panel***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING RETROACTIVELY THE CIVILIAN INVESTIGATIVE PANEL'S APPOINTMENT AND TERMS AND CONDITIONS OF EMPLOYMENT OF CAROL A. ABIA AS INTERIM EXECUTIVE DIRECTOR OF THE CIVILIAN INVESTIGATIVE PANEL.

RE.2**10-00421***Department of
Fire-Rescue***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE PROJECT ENTITLED: "FISCAL YEAR 2010 - DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA"), URBAN SEARCH & RESCUE READINESS COOPERATIVE AGREEMENT", AND APPROPRIATING FUNDS, IN THE ESTIMATED AMOUNT OF \$1,041,900, CONSISTING OF A GRANT FROM FEMA TO BE USED BY THE DEPARTMENT OF FIRE-RESCUE, TO ACQUIRE EQUIPMENT, TRAINING, SUPPORT, ADMINISTRATIVE AND PROGRAM MANAGEMENT, EQUIPMENT CACHE PROCUREMENT, MAINTENANCE AND STORAGE; AUTHORIZING THE CITY MANAGER TO ACCEPT SAID GRANT AWARD AND TO EXECUTE THE NECESSARY DOCUMENTS IN ORDER TO IMPLEMENT THE ACCEPTANCE OF SAID GRANT.

RE.3**10-00422***Department of
Fire-Rescue***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DEPARTMENT OF FIRE-RESCUE'S REQUEST OF THE USE OF GRANT FUNDING TO INCREASE ITS TABLE OF ORGANIZATION BY SIX (6) CIVILIAN POSITIONS, IN ORDER TO ADEQUATELY ADDRESS THE PROGRAMMATIC AND FINANCIAL MANAGEMENT ACTIVITIES OF GRANTS THAT THE CITY OF MIAMI HAS BEEN AWARDED, AS STATED HEREIN; TERMINATING SAID POSITIONS ONCE THE GRANT FUNDING CEASES.

RE.4**10-00424***Office of
Transportation***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY, THROUGH MIAMI-DADE TRANSIT, IN SUBSTANTIALLY THE ATTACHED FORM, TO ACCEPT AND USE FEDERAL TRANSIT ADMINISTRATION ("FTA") SECTION 5307 FORMULA GRANT FUNDS IN THE AMOUNT OF \$4,084,282 PROVIDED TO THE CITY OF MIAMI ("CITY") BY THE AMERICAN RECOVERY AND REINVESTMENT ACT FOR A TRANSIT CAPITAL PROJECT CONSISTING OF PURCHASING RUBBER-TIRE TROLLEY BUSES AND ANCILLARY EQUIPMENT; TO ALLOW THE CITY TO OPERATE AND MAINTAIN MUNICIPAL CIRCULATOR SERVICES IN THE DOWNTOWN, BRICKELL, HEALTH DISTRICT, ALLAPATTAH, OVERTOWN, AND CORAL WAY NEIGHBORHOODS (B-30668); TO IMPLEMENT ACCEPTANCE OF SAID FUNDS TO BE PROVIDED BY FTA; FUNDS TO BE APPROPRIATED BY SEPARATE RESOLUTION(S).

RE.5**10-00427***Office of Strategic
Planning, Budgeting,
and Performance***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION MAKING APPROPRIATIONS RELATING TO OPERATIONAL AND BUDGETARY REQUIREMENTS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2010.

RE.6**10-00555***Office of Strategic
Planning, Budgeting,
and Performance***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), MAKING APPROPRIATIONS RELATING TO CAPITAL PROJECTS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2010; FURTHER AMENDING PRIOR YEAR APPROPRIATIONS TO CONTINUE PREVIOUSLY APPROVED PROJECTS.

RE.7

10-00558

*Department of Capital
Improvements
Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXERCISE THE CITY'S FIRST OPTION TO RENEW THE PROFESSIONAL SERVICES AGREEMENT WITH POST BUCKLEY SCHUH & JERNIGAN, INC., FOR AN ADDITIONAL ONE (1) YEAR PERIOD, FOR THE PROVISION OF CAPITAL PROGRAM SUPPORT SERVICES FOR THE MULTI-YEAR CAPITAL IMPROVEMENTS PLAN.

RE.8

10-00544

RESOLUTION

AMENDMENT NO.1 TO THE MIMO GRANT ACCEPTANCE AGREEMENT.

SPONSOR:CHAIRMAN SARNOFF

RE.9

10-00557

RESOLUTION

LICENSE AGREEMENT-PARKLANE TOWERS

SPONSOR: CHAIRMAN SARNOFF

END OF RESOLUTIONS

BOARDS AND COMMITTEES

BC.1

10-00338

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUAL AS A MEMBER OF THE ARTS AND ENTERTAINMENT COUNCIL FOR TERMS AS DESIGNATED HEREIN.

APPOINTEE:

NOMINATED BY:

Vice Chairman Frank Carollo

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.2

10-00339

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUAL AS A MEMBER OF THE AUDIT ADVISORY COMMITTEE FOR TERMS AS DESIGNATED HEREIN.

APPOINTEE:

NOMINATED BY:

Vice Chairman Frank Carollo

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.3

10-00340

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE BAYFRONT PARK MANAGEMENT TRUST FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Commissioner Francis Suarez

Commission At Large

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.4

10-00341

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUALS AS MEMBERS OF THE CODE ENFORCEMENT BOARD FOR A TERM AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.5

09-01462

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE COMMUNITY RELATIONS BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Vice Chairman Frank Carollo

Commissioner Wifredo (Willy) Gort

Commissioner Wifredo (Willy) Gort

Commissioner Francis Suarez

Commissioner Francis Suarez

Commissioner Richard Dunn II

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.6

10-00342

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUALS AS MEMBERS OF THE COMMISSION ON THE STATUS OF WOMEN FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Mayor Tomas Regalado

Chairman Marc Sarnoff

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Vice Chairman Frank Carollo

Commissioner Francis Suarez

Commissioner Francis Suarez

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.7

10-00344

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUALS AS MEMBERS OF THE FINANCE COMMITTEE FOR A TERM AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Commissioner Wifredo (Willy) Gort

Commissioner Francis Suarez

City Manager Carlos A Migoya

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.8

10-00468

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUALS AS MEMBERS OF THE EDUCATION ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEE:

NOMINATED BY:

City Manager Carlos A Migoya

BC.9

10-00343

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE EQUAL OPPORTUNITY ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc David Sarnoff

Vice Chairman Frank Carollo

Vice Chairman Frank Carollo

Commissioner Wifredo (Willy) Gort

Commissioner Francis Suarez

Commissioner Francis Suarez

Commissioner Richard Dunn II

AFSCME 1907

IAFF

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.10

10-00204

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUALS AS MEMBERS OF THE HEALTH FACILITIES AUTHORITY BOARD FOR A TERM AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Vice Chairman Frank Carollo

Commissioner Wifredo (Willy) Gort

Commissioner Francis Suarez

DATE: MARCH 11, 2010

ACTION: CONTINUED

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.11

10-00345

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE HOUSING AND COMMERCIAL LOAN COMMITTEE FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Mayor Tomas Regalado

Commission-at-Large

(Represents employers within the City)

Commission-at-Large

(Actively engaged as a not-for-profit provider of affordable housing)

Commission-at-Large

(Representative of those areas of labor actively engaged in home building)

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.12**09-01318***Office of the City
Clerk***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUALS AS MEMBERS OF THE OAB/OVERTOWN COMMUNITY OVERSIGHT BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

(Youth Member)

(Youth Member)

NOMINATED BY:

Commissioner Richard Dunn II

Commissioner Richard Dunn II

Commissioner Richard Dunn II

Commissioner Richard Dunn II

Commissioner Richard Dunn II

Commissioner Richard Dunn II

Commissioner Richard Dunn II

DATE: DECEMBER 10, 2009
ACTION: CONTINUED

DATE: JANUARY 14, 2010
MOVER: COMMISSIONER SUAREZ
SECONDER: VICE CHAIRMAN CAROLLO
VOTE: AYES: 3 - COMMISSIONER(S) CAROLLO, SARNOFF AND SUAREZ
ACTION: CONTINUED--PASSED

DATE: FEBRUARY 11, 2010
ACTION: CONTINUED

DATE: MARCH 11, 2010
ACTION: CONTINUED

DATE: APRIL 8, 2010
ACTION: NO ACTION TAKEN

BC.13

10-00346

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE NUISANCE ABATEMENT BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Vice Chairman Frank Carollo

Commissioner Wifredo (Willy) Gort

Commissioner Francis Suarez

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.14

10-00347

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE PARKS AND RECREATION ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Commissioner Francis Suarez

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.15

10-00348

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES/CATEGORIES:

(Citizen)

(Architectural Historian)

NOMINATED BY:

Vice-Chairman Frank Carollo

Vice-Chairman Frank Carollo

DATE: APRIL 8, 2010
ACTION: NO ACTION TAKEN

BC.16

10-00349

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND PROGRAM OVERSIGHT BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Vice Chairman Frank Carollo

Vice Chairman Frank Carollo

Commissioner Francis Suarez

Commissioner Francis Suarez

DATE: APRIL 8, 2010
ACTION: NO ACTION TAKEN

BC.17

10-00350

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE MAYOR'S INTERNATIONAL COUNCIL FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Commissioner Wifredo (Willy) Gort

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.18

10-00351

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE MIAMI SPORTS AND EXHIBITION AUTHORITY FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Commissioner Wifredo (Willy) Gort

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.19

10-00554

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE PLANNING, ZONING APPEALS BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc Sarnoff

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Vice Chairman Frank Carollo

Commissioner Wilfredo (Willy) Gort

Commissioner Wilfredo (Willy) Gort

Commissioner Francis Suarez

Commissioner Francis Suarez

Commissioner Richard Dunn II

Commissioner Richard Dunn II

BC.20

10-00357

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE COMMUNITY TECHNOLOGY ADVISORY BOARD FOR A TERM AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Vice Chairman Frank Carollo

Commissioner Francis Suarez

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.21

10-00012

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE URBAN DEVELOPMENT REVIEW BOARD (UDRB) FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc David Sarnoff

Vice-Chairman Frank Carollo

Vice-Chairman Frank Carollo

Commissioner Wifredo (Willy) Gort

Commissioner Francis Suarez

Commissioner Francis Suarez

Commissioner Richard Dunn II

Commissioner Richard Dunn II

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.22

10-00378

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE VIRGINIA KEY BEACH PARK TRUST FOR TERMS AS DESIGNATED HEREIN.

APPOINTEE:

NOMINATED BY:

Commission AT-LARGE

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.23

10-00209

Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE WATERFRONT ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Chairman Marc Sarnoff

Chairman Marc Sarnoff

Vice Chairman Frank Carollo

Commissioner Francis Suarez

Commissioner Francis Suarez

Commissioner Richard Dunn II

DATE: MARCH 11, 2010

ACTION: CONTINUED

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

BC.24

RESOLUTION

09-00538

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE LIBERTY CITY COMMUNITY REVITALIZATION TRUST FOR TERMS AS DESIGNATED HEREIN.

Office of the City Clerk

APPOINTEES:

NOMINATED BY:

- Commissioner Richard Dunn II
- Commissioner Richard Dunn II
- Commissioner Richard Dunn II
- Commissioner Richard Dunn II
- Commissioner Richard Dunn II
- City Manager Carlos Migoya

DATE: JULY 9, 2009

ACTION: CONTINUED

DATE: SEPTEMBER 10, 2009

MOVER: VICE CHAIR SPENCE-JONES

SECONDER: COMMISSIONER REGALADO

**VOTE: AYES: 4 - COMMISSIONER(S) SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER(S) GONZÁLEZ
ACTION: CONTINUED--PASSED**

DATE: OCTOBER 8, 2009

MOVER: COMMISSIONER SARNOFF

SECONDER: COMMISSIONER REGALADO

**VOTE: AYES: 3 - COMMISSIONER(S) SARNOFF, SANCHEZ AND REGALADO
ABSENT: 2 - COMMISSIONER(S) GONZÁLEZ AND SPENCE-JONES
ACTION: DEFERRED--PASSED**

DATE: JANUARY 14, 2010

MOVER: COMMISSIONER SUAREZ

SECONDER: VICE CHAIRMAN CAROLLO

**VOTE: AYES: 3 - COMMISSIONER(S) CAROLLO, SARNOFF AND SUAREZ
ACTION: CONTINUED--PASSED**

DATE: FEBRUARY 11, 2010

ACTION: DEFERRED

DATE: APRIL 8, 2010
ACTION: NO ACTION TAKEN

BC.25

10-00390

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE MIAMI BAYSIDE FOUNDATION, INC., A FLORIDA CORPORATION, FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

Vice Chairman Frank Carollo
Commissioner Wifredo (Willy) Gort
Commissioner Francis Suarez

DATE: APRIL 8, 2010
ACTION: NO ACTION TAKEN

END OF BOARDS AND COMMITTEES

DISCUSSION ITEMS

NOTE: Legislation may result from City Commission consideration of any Commission Discussion item.

This portion of the agenda is separately designated as being available for the purpose of providing and securing City Commission information, direction, and guidance in significant pending and concluded matters, including matters not specifically set forth in this section.

It is anticipated that no input from anyone other than the City personnel is needed or expected while the City Commission is considering any matter in this portion of the Agenda; accordingly, no member of the public may address the City Commission during this time.

END OF DISCUSSION ITEMS

PART B: PLANNING AND ZONING ITEMS

The following item(s) shall not be considered before 10:00 am.

PZ.1**ORDINANCE****SECOND READING****10-00316zt**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 23 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "HISTORIC PRESERVATION" TO INCLUDE A DEFINITION OF "CULTURAL FACILITIES"; BY ALLOWING THE HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD TO GRANT EXCLUSIONS FOR CULTURAL FACILITIES AS AN ALLOWABLE USE IN MEDIUM AND HIGH DENSITY MULTI-FAMILY (GENERAL URBAN) ZONES AND TO GRANT EXCEPTIONS FOR PROFESSIONAL OFFICES, LODGING, MUSEUMS AND PRIVATE CLUBS AS ALLOWABLE USES EXCEPT IN SINGLE FAMILY AND DUPLEX (SUB-URBAN) ZONES, THROUGH THE CERTIFICATE OF APPROPRIATENESS PROCESS, WHEN THE RESULT LEADS TO THE PRESERVATION OF A SIGNIFICANT HISTORIC STRUCTURE; PROVIDING DEFINITIONS AND AMENDING SECTIONS 23-1; 23-2, 23-6.1 AND 23-8, OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, TO IMPLEMENT THESE AMENDMENTS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Citywide

APPLICANT: Carlos A. Migoya, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommended approval.

PURPOSE: This will allow the Historic and Environmental Preservation Board to grant exclusions for Cultural Facilities' use in Medium and High Density Multi-Family (General Urban) zones and grant Exceptions for professional offices, lodging, museums and private clubs, except in Single Family and Duplex (Sub-Urban) zones, through the Certificate of Appropriateness process, when the result leads to the preservation of a significant historic structure.

DATE: MARCH 25, 2010

MOVER: COMMISSIONER DUNN II

SECONDER: COMMISSIONER GORT

VOTE: AYES: 3 - COMMISSIONER(S) GORT, SUAREZ AND DUNN II

NOES: 1 - COMMISSIONER(S) SARNOFF

ABSENT: 1 - COMMISSIONER(S) CAROLLO

**ACTION: PASSED ON FIRST READING WITH MODIFICATIONS-
-PASSED**

DATE: APRIL 22, 2010

MOVER: COMMISSIONER SUAREZ
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 2 - COMMISSIONER(S) SUAREZ AND DUNN II
NOES: 2 - COMMISSIONER(S) GORT AND SARNOFF
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: ADOPTED--FAILED

DATE: APRIL 22, 2010
MOVER: COMMISSIONER SUAREZ
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 3 - COMMISSIONER(S) GORT, SUAREZ AND
DUNN II
NOES: 1 - COMMISSIONER(S) SARNOFF
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: RECONSIDERED--PASSED

DATE: APRIL 22, 2010
MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER SUAREZ
VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF,
SUAREZ AND DUNN II
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: DEFERRED--PASSED

PZ.2**ORDINANCE****SECOND READING****10-00374zt**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE MIAMI 21 CODE, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE III, SECTION 3.5 ENTITLED "MEASUREMENT OF HEIGHT" TO MODIFY MEASUREMENT OF STORIES AND MEZZANINES IN D1 - WORKPLACE DISTRICT ZONE, CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF MAY 20, 2010.

LOCATION: Citywide

APPLICANT(S): Carlos A. Migoya, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 7, 2010 by a vote of 7-0.

PURPOSE: This will amend the Miami 21 Code to modify the measurement of stories and mezzanines in D1 - Workplace District zone.

DATE: APRIL 22, 2010

MOVER: COMMISSIONER DUNN II

SECONDER: COMMISSIONER SUAREZ

VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF, SUAREZ AND DUNN II

ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: PASSED ON FIRST READING--PASSED

PZ.3**ORDINANCE****SECOND READING****09-01344zt**

(4/5THS VOTE)

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 17 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ENVIRONMENTAL PRESERVATION", WHICH ESTABLISHES PROCEDURES FOR THE REMOVAL OF TREES IN THE CITY OF MIAMI AND IN ENVIRONMENTAL PRESERVATION DISTRICTS; CREATING A NEW ARTICLE I "TREE PROTECTION IN GENERAL"; AMENDING AND CLARIFYING CERTAIN SECTIONS IN ARTICLE II ENTITLED "ENVIRONMENTAL PRESERVATION DISTRICTS"; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE OF MAY 20, 2010.

LOCATION: Citywide

APPLICANT(S): Carlos A. Migoya, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommended approval.

PURPOSE: This will amend Chapter 17 to establish procedures for the removal of trees in the City of Miami and in environmental preservation districts, amending and titling Article I "Tree Protection In General", amending and clarifying certain sections in Article II entitled "Environmental Preservation Districts".

DATE: DECEMBER 17, 2009
MOVER: VICE CHAIRMAN CAROLLO
SECONDER: COMMISSIONER SUAREZ
VOTE: AYES: 3 - COMMISSIONER(S) CAROLLO, SARNOFF AND SUAREZ
ACTION: DEFERRED--PASSED

DATE: MARCH 25, 2010
MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF, SUAREZ AND DUNN II
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: DEFERRED--PASSED

DATE: APRIL 8, 2010
MOVER: VICE CHAIRMAN CAROLLO
SECONDER: COMMISSIONER SUAREZ
VOTE: AYES: 4 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF AND SUAREZ
ABSENT: 1 - COMMISSIONER(S) DUNN II
ACTION: DEFERRED--PASSED

DATE: APRIL 22, 2010

MOVER: COMMISSIONER SUAREZ
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF,
SUAREZ AND DUNN II
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: PASSED ON FIRST READING--PASSED

PZ.4

ORDINANCE**SECOND READING**

09-01342zt

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING THE CODE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING CHAPTER 62, ENTITLED "ZONING AND PLANNING" TO CREATE NEW DIVISIONS 1, 2, 3, 4, AND 5 IN ARTICLE XIII, ENTITLED "ARTICLE XIII ZONING APPROVALS FOR TEMPORARY USES AND OCCUPANCIES; SPECIAL PERMIT REQUIRED" AND RENAMING SAID SECTION TO "APPROVAL FOR TEMPORARY USES AND OCCUPANCIES; PERMIT REQUIRED"; TO ALLOW THE CITY MANAGER TO CREATE A TEMPORARY EVENT PERMIT PROCESS, A TEMPORARY PERMIT PROCESS, A TEMPORARY STRUCTURES IN CONJUNCTION WITH PERMANENT OUTDOOR RECREATIONAL USES OR RECREATIONAL FACILITIES PROGRAM, AND AN INTERIM PARKING PROGRAM, TO AUTHORIZE CERTAIN TEMPORARY EVENTS, USES, AND INTERIM PARKING USES, AND SET FORTH PROVISIONS FOR SAID PERMITS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF MAY 20, 2010.

LOCATION: Citywide

APPLICANT(S): Carlos A. Migoya, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommended approval.

PURPOSE: This will create a temporary event permit process, a temporary structures in conjunction with permanent outdoor recreational uses or recreational facilities program, and an interim parking program to authorize certain temporary events, use and interim parking uses.

DATE: DECEMBER 17, 2009
MOVER: VICE CHAIRMAN CAROLLO
SECONDER: COMMISSIONER SUAREZ
VOTE: AYES: 3 - COMMISSIONER(S) CAROLLO, SARNOFF AND SUAREZ
ACTION: DEFERRED--PASSED

DATE: MARCH 25, 2010
MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF, SUAREZ AND DUNN II
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: CONTINUED--PASSED

DATE: APRIL 22, 2010

MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF,
SUAREZ AND DUNN II
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: PASSED ON FIRST READING WITH MODIFICATIONS-
-PASSED

PZ.5**ORDINANCE****SECOND READING****10-00361zt**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE MIAMI 21 CODE, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, TO MODIFY THROUGHOUT THE MIAMI 21 CODE, THE DENSITY OF THE D-1 - WORK PLACE DISTRICT ZONE- FROM 18 UNITS PER ACRE TO 36 UNITS PER ACRE, CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF MAY 20, 2010.

LOCATION: Citywide

APPLICANT(S): Carlos A. Migoya, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 7, 2010 by a vote of 8-0.

PURPOSE: This will modify throughout the Miami 21 Code, the density of the D-1 - Work Place District Zone from 18 units per acre to 36 units per acre.

DATE: APRIL 22, 2010
MOVER: COMMISSIONER DUNN II
SECONDER: VICE CHAIRMAN CAROLLO
VOTE: AYES: 4 - COMMISSIONER(S) CAROLLO, GORT, SARNOFF AND DUNN II
ABSENT: 1 - COMMISSIONER(S) SUAREZ
ACTION: CONTINUED--PASSED

DATE: APRIL 22, 2010
MOVER: COMMISSIONER DUNN II
SECONDER: COMMISSIONER GORT
VOTE: AYES: 3 - COMMISSIONER(S) GORT, SARNOFF AND DUNN II
ABSENT: 2 - COMMISSIONER(S) CAROLLO AND SUAREZ
ACTION: RECONSIDERED--PASSED

DATE: APRIL 22, 2010
MOVER: COMMISSIONER GORT
SECONDER: COMMISSIONER DUNN II
VOTE: AYES: 4 - COMMISSIONER(S) GORT, SARNOFF, SUAREZ AND DUNN II
ABSENT: 1 - COMMISSIONER(S) CAROLLO
ACTION: PASSED ON FIRST READING--PASSED

PZ.6**ORDINANCE****SECOND READING****10-00519**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE MIAMI 21 CODE, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, TO ADD THE LANDSCAPE ORDINANCE, THE HEAT ISLAND EFFECT (ROOF AND NON-ROOF) ORDINANCES, THE BICYCLE PARKING ORDINANCE, AND THE OPEN AIR GREEN MARKETS ORDINANCE, ADOPTED ON OCTOBER 22, 2009, AND JANUARY 28, 2010, TO THE MIAMI 21 CODE; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE OF MAY 20, 2010.

LOCATION: Citywide

APPLICANT(S): Carlos A. Migoya, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommended approval.

PURPOSE: This will conform certain green initiatives approved under Ordinance No. 11000 with the Miami 21 Code.

DATE: APRIL 22, 2010

MOVER: COMMISSIONER DUNN II

SECONDER: COMMISSIONER GORT

VOTE: AYES: 3 - COMMISSIONER(S) GORT, SARNOFF AND DUNN II

ABSENT: 2 - COMMISSIONER(S) CAROLLO AND SUAREZ

ACTION: PASSED ON FIRST READING--PASSED

END OF PLANNING AND ZONING ITEMS

MAYOR AND COMMISSIONER'S ITEMS

CITYWIDE

HONORABLE MAYOR TOMAS REGALADO

M.1 **DISCUSSION ITEM**
10-00560 DISCUSSION CONCERNING THE IMPLEMENTATION OF MIAMI 21.

M.2 **DISCUSSION ITEM**
10-00559 DISCUSSION ABOUT ESTABLISHING A CITY OF MIAMI WORKFORCE
AGENCY.

M.3 **RESOLUTION**
10-00562 FLAGSTONE

END OF CITYWIDE ITEMS

DISTRICT 1

COMMISSIONER WIFREDO (WILLY) GORT

END OF DISTRICT 1

DISTRICT 2

CHAIRMAN MARC DAVID SARNOFF

D2.1

DISCUSSION ITEM

10-00563

DISCUSSION REGARDING CITY OF MIAMI RESPONSE TO VARIOUS CATEGORIES OF NOISE VIOLATIONS.

END OF DISTRICT 2

DISTRICT 3

VICE-CHAIRMAN FRANK CAROLLO

D3.1

DISCUSSION ITEM

10-00270

DISCUSSION CONCERNING PARKS IN DISTRICT 3.

DATE: MARCH 11, 2010

ACTION: DEFERRED

DATE: MARCH 25, 2010

ACTION: NO ACTION TAKEN

DATE: APRIL 8, 2010

ACTION: TABLED

DATE: APRIL 22, 2010

ACTION: NO ACTION TAKEN

D3.2

DISCUSSION ITEM

10-00407

DISCUSSION REGARDING THE FIVE DAY RULE.

DATE: APRIL 8, 2010

ACTION: NO ACTION TAKEN

DATE: APRIL 22, 2010

ACTION: NO ACTION TAKEN

END OF DISTRICT 3

DISTRICT 4

COMMISSIONER FRANCIS SUAREZ

END OF DISTRICT 4

DISTRICT 5

COMMISSIONER RICHARD P. DUNN, II

END OF DISTRICT 5