

City of Miami

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



Meeting Agenda

Thursday, October 8, 2009

9:00 AM

REGULAR

City Hall Commission Chambers

City Commission

Manuel A. Diaz, Mayor
Joe Sanchez, Chair
Michelle Spence-Jones, Vice-Chair
Angel González, Commissioner District One
Marc David Sarnoff, Commissioner District Two
Tomas Regalado, Commissioner District Four
Pedro G. Hernandez, 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 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 CA.1 through CA.6 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****PART B****PZ - PLANNING AND ZONING ITEM(S)**

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

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:

Special City Commission Meeting of September 4, 2009

Special City Commission Meeting of September 4, 2009 on Miami 21

Regular City Commission Meeting of September 10, 2009

First Budget Hearing of September 10, 2009

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.6 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.6 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 09-01039

*Department of
Public Works*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE MEMORANDUM OF AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION, FOR THE MAINTENANCE OF STATE ROAD 933/NORTHWEST 12TH AVENUE FROM NORTHWEST 7TH STREET TO NORTHWEST 15TH STREET , MIAMI, FLORIDA, AS STATED HEREIN.

09-01039 Legislation.pdf
09-01039 Exhibit.pdf
09-01039 Summary Form.pdf

CA.2 09-01040

*Department of
Purchasing*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BIDS RECEIVED AUGUST 7, 2009, PURSUANT TO INVITATION FOR BIDS NO. 163129, FROM VARIOUS VENDORS, FOR GARBAGE BAGS AND LINERS, CITYWIDE, ON AN AS-NEEDED BASIS, FOR AN INITIAL CONTRACT PERIOD OF TWO (2) YEARS, WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS; ALLOCATING FUNDS FROM THE VARIOUS SOURCES OF FUNDS FROM THE USER DEPARTMENTS AND AGENCIES, SUBJECT TO THE AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL AT THE TIME OF NEED.

09-01040 Legislation.pdf
09-01040 Summary Form.pdf
09-01040 Award Recommendation .pdf
09-01040 Tabulation of Bids.pdf
09-01040 Invitation for Bids-Garbage Bags.pdf

CA.3 09-01041

*Department of
Purchasing*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BIDS RECEIVED AUGUST 6, 2009, PURSUANT TO INVITATION FOR BIDS NO. 156128, FROM STEIN PAINT COMPANY (PRIMARY) AND SHERWIN WILLIAMS (SECONDARY), FOR PAINT AND PAINT SUPPLIES, CITYWIDE, ON AN AS-NEEDED BASIS, FOR AN INITIAL CONTRACT PERIOD OF TWO (2) YEARS, WITH THE OPTION TO RENEW FOR

THREE (3) ADDITIONAL ONE (1) YEAR PERIODS; ALLOCATING FUNDS FROM THE VARIOUS SOURCES OF FUNDS FROM THE USER DEPARTMENTS AND AGENCIES, SUBJECT TO THE AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL, AT THE TIME OF NEED.

09-01041 Legislation.pdf

09-01041 Summary Form.pdf

09-01041 Award Recommendation.pdf

09-01041 Tabulations of Bids.pdf

09-01041 Invitation for Bids Paint & Paint.pdf

CA.4 09-01042*Department of
Purchasing***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID RECEIVED AUGUST 27, 2009, PURSUANT TO INVITATION FOR BID NO. 114056, FROM AUSTIN'S DIVING CENTER, INC., THE SOLE RESPONSIVE AND RESPONSIBLE BIDDER, FOR THE PROCUREMENT OF SCUBA DIVING EQUIPMENT AND ACCESSORIES, ON A CITYWIDE, AS-NEEDED CONTRACTUAL BASIS, FOR AN INITIAL CONTRACT PERIOD OF ONE (1) YEAR, WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS; ALLOCATING FUNDS FROM THE VARIOUS SOURCES OF FUNDS FROM THE USER DEPARTMENTS AND AGENCIES, SUBJECT TO THE AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL AT THE TIME OF NEED.

09-01042 Legislation.pdf
 09-01042 Summary Form.pdf
 09-01042 Award Recommendation.pdf
 09-01042 Tabulation Sheet.pdf
 09-01042 Corporation Papers..pdf
 09-01042 Addendum No. 2.pdf
 09-01042 Addendum No. 1.pdf
 09-01042 Invitation for Bid.pdf

CA.5 09-01052*Department of
Parks and
Recreation***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ESTABLISHING A NEW SPECIAL REVENUE PROJECT ENTITLED: "OUT OF SCHOOL TIME SNACK PROGRAM 2009-2010" AND APPROPRIATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$233,188.80, CONSISTING OF A REIMBURSEMENT GRANT AWARD RECEIVED FROM THE FLORIDA DEPARTMENT OF HEALTH, BUREAU OF CHILDREN NUTRITION PROGRAMS; AUTHORIZING THE CITY MANAGER TO ACCEPT SAID GRANT AWARD AND TO EXECUTE THE NECESSARY DOCUMENTS, IN SUBSTANTIALLY THE ATTACHED FORM, TO IMPLEMENT ACCEPTANCE OF SAID GRANT AWARD; ALLOCATING SAID FUNDS INTO THE CITY OF MIAMI'S DEPARTMENT OF PARKS AND RECREATION SPECIAL REVENUE ACCOUNT NO. 11550.295999.534000.0.0.

09-01052 Legislation.pdf
 09-01052 Exhibit 1.pdf
 09-01052 Exhibit 2.pdf
 09-01052 Exhibit 3.pdf
 09-01052 Summary Form.pdf
 09-01052 Reimbursement Amount.pdf
 09-01052 Child Care Food Program Memorandum.pdf
 09-01052 E-mail.pdf

CA.6 09-01112*District 3- Chair
Joe Sanchez***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION URGING MEMBERS

OF THE UNITED STATES SENATE AND THE UNITED STATES HOUSE OF REPRESENTATIVES TO SUPPORT THE "HUMANITY AND PETS PARTNERED THROUGH THE YEARS (HAPPY) ACT" (HOUSE RESOLUTION 3501), TO CREATE AN INCOME TAX DEDUCTION OF UP TO \$3,500 PER YEAR, FOR QUALIFIED PET CARE EXPENSES; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE ELECTED OFFICIALS STATED HEREIN.

09-01112 Legislation.pdf

END OF CONSENT AGENDA

PUBLIC HEARINGS**PH.1 09-01043***Department of
Public Facilities***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO ACCEPT FROM THE MIAMI WOMAN'S CLUB ("CLUB"), IN PERPETUITY, AN APPROXIMATELY TWENTY-THREE (23) FOOT WIDE BAYWALK EASEMENT, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED AND INCORPORATED, OF THE PROPERTY LOCATED AT 1737 NORTH BAYSHORE DRIVE, MIAMI, FLORIDA, FOR THE CONSTRUCTION OF THE BAYWALK TO BE USED AS A PERMANENT PUBLIC ACCESS TO THE WATERFRONT; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT OF EASEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, AND ALL DOCUMENTS WHICH ARE NECESSARY TO EFFECTUATE SAID CONVEYANCE.

09-01043 Legislation.pdf
09-01043 Exhibit 1.pdf
09-01043 Exhibit 2.pdf
09-01043 Summary Form.pdf
09-01043 Memo.pdf
09-01043 Notice of Public Hearing.pdf

PH.2 09-01044*Department of
Public Facilities***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 ELIZABETH STEELE PARK, 3525 EAST FAIRVIEW STREET, MIAMI, FLORIDA, TO FLORIDA POWER AND LIGHT COMPANY, A FLORIDA CORPORATION, OF A TEN (10) FOOT WIDE STRIP BY APPROXIMATELY FOUR-HUNDRED TWO (402) FEET LONG, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED AND INCORPORATED, TO CONSTRUCT, OPERATE AND MAINTAIN UNDERGROUND ELECTRIC UTILITY FACILITIES, WITH THE RIGHT TO RECONSTRUCT, IMPROVE, CHANGE AND REMOVE ALL OR ANY OF THE FACILITIES WITHIN THE EASEMENT.

09-01044 Legislation.pdf
09-01044 Exhibit 1.pdf
09-01044 Exhibit 2.pdf
09-01044 Summary Form.pdf
09-01044 Memo.pdf
09-01044 Notice of Public Hearing.pdf

PH.3 09-01045

*Department of
Public Facilities*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT OF EASEMENT ON CITY OF MIAMI OWNED PROPERTY LOCATED AT VIRGINIA KEY ADJACENT TO ARTHUR LAMB JR ROAD, MIAMI, FLORIDA, IN SUBSTANTIALLY THE ATTACHED FORM, TO MIAMI-DADE COUNTY WATER AND SEWER DEPARTMENT, OF AN APPROXIMATELY FIFTEEN (15) FOOT WIDE PERPETUAL NON-EXCLUSIVE SEWER EASEMENT, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED AND INCORPORATED, FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF UNDERGROUND SEWER FACILITIES, WITH THE RIGHT TO RECONSTRUCT, IMPROVE, CHANGE AND REMOVE ALL OR ANY OF THE FACILITIES WITHIN THE EASEMENT.

09-01045 Legislation.pdf
09-01045 Exhibit.pdf
09-01045 Summary Form.pdf
09-01045 Memo.pdf
09-01045 Notice of Public Hearing.pdf

PH.4 09-01046

*Department of
Capital
Improvements
Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AFTER A PUBLIC HEARING, ACCEPTING THE RECOMMENDATIONS OF THE GROVE AREA TRAFFIC CALMING STUDY, DATED MAY, 2008, PREPARED BY MARLIN ENGINEERING, INC.; ACCEPTING THE RECOMMENDATION OF A TRAFFIC CIRCLE AT THE INTERSECTION OF MATILDA STREET AND DAY AVENUE, MIAMI, FLORIDA ("PROJECT"); REQUESTING THAT THE MIAMI-DADE COUNTY TRAFFIC ENGINEERING DIVISION APPROVE THE IMPLEMENTATION OF THE PROJECT.

09-01046 Legislation.pdf
09-01046 Exhibit.pdf
09-01046 Summary Form.pdf
09-01046 Memo.pdf
09-01046 Notice of Public Hearing.pdf

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	09-00890	<u>ORDINANCE</u>	SECOND READING
	<i>District 2- Commissioner Marc David Sarnoff</i>	<p>AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 57 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED: "VEHICLES FOR HIRE," BY CREATING A NEW ARTICLE III, ENTITLED "PEDICABS FOR HIRE", TO REGULATE PEDICABS ON THE PUBLIC STREETS AND SIDEWALKS IN THE CITY OF MIAMI; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.</p> <p style="padding-left: 40px;">09-00890 Legislation SR.pdf</p> <p>DATE: SEPTEMBER 10, 2009</p> <p>MOVER: COMMISSIONER SARNOFF</p> <p>SECONDER: VICE CHAIR SPENCE-JONES</p> <p>VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES</p> <p>ACTION: PASSED ON FIRST READING--PASSED</p>	
SR.2	09-00904	<u>ORDINANCE</u>	SECOND READING
	<i>City Manager's Office</i>	<p>(4/5THS VOTE)</p> <p>AN ORDINANCE OF THE MIAMI COMMISSION AMENDING CHAPTER 2 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ADMINISTRATION," MORE PARTICULARLY BY AMENDING ARTICLE X ENTITLED "CODE ENFORCEMENT," BY INCREASING THE PENALTIES FOR VIOLATIONS OF ARTICLE 10 OF THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.</p> <p style="padding-left: 40px;">09-00904 LegislationFR/SR.pdf</p> <p style="padding-left: 40px;">09-00904 Summary FormFR/SR.pdf</p> <p>DATE: SEPTEMBER 10, 2009</p> <p>MOVER: COMMISSIONER GONZÁLEZ</p> <p>SECONDER: VICE CHAIR SPENCE-JONES</p> <p>VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES</p> <p>ACTION: PASSED ON FIRST READING--PASSED</p>	

SR.3 09-00987*Department of
Finance***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 4/ARTICLE II OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ALCOHOLIC BEVERAGES/NIGHTCLUBS," MORE PARTICULARLY BY AMENDING SECTION 4-42 THROUGH 4-76 TO CHANGE THE TERM "LICENSE" TO "BUSINESS TAX RECEIPT" AND TO AMEND THE QUALIFICATIONS FOR APPLICANTS; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

09-00987 Legislation SR.pdf

09-00987 Summary Form FR/SR.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: PASSED ON FIRST READING--PASSED

SR.4 09-00990*Department of
Finance***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 39/ARTICLE II OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE"), ENTITLED "PEDDLERS AND ITINERANT VENDORS/SIDEWALK AND STREET VENDORS," MORE PARTICULARLY BY AMENDING SECTIONS 39-28 THROUGH 39-31, SECTIONS 39-45 THROUGH 39-46 AND SECTION 39-52, BY DEFINING THE CONCEPT OF BUSINESS TAX RECEIPT, AS OUTLINED IN CHAPTER 31 OF THE CITY OF MIAMI CODE; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

09-00990 Legislation SRpdf

09-00990 Summary Form FR/SR.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, SARNOFF, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER SANCHEZ
ACTION: PASSED ON FIRST READING--PASSED

SR.5 09-00991

*Department of
Finance***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING CHAPTER 31/ARTICLE II OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "LOCAL BUSINESS TAX AND MISCELLANEOUS BUSINESS REGULATIONS/LOCAL BUSINESS TAX," BY RE-DEFINING BUSINESS TAX, ADDING THE ENFORCEMENT PROCEDURE, UPDATING THE CATEGORY SECTION, AND INCREASING FEES FOR ALL CATEGORIES BY FIVE-PERCENT (5%); CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

09-00991-Exhibit-SUBSR.pdf

09-00991 Legislation FR/SR.pdf

09-00991 Summary Form FR/SR.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, SARNOFF, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER SANCHEZ
ACTION: PASSED ON FIRST READING WITH MODIFICATIONS--PASSED

SR.6 09-01064

*District 3- Chair
Joe Sanchez***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 18, ARTICLE IX, DIVISION 2 ENTITLED "FINANCE/FINANCIAL POLICIES/FINANCIAL INTEGRITY PRINCIPLES" BY EXPANDING THE BASIC FINANCIAL POLICIES AND REQUIRING THAT CERTAIN FUTURE MEMORANDUMS OF UNDERSTANDING WITH ANY COLLECTIVE BARGAINING UNIT AND THAT ALL FUTURE COLLECTIVE BARGAINING AGREEMENTS BE SUBMITTED TO THE FINANCE COMMITTEE FOR ITS RECOMMENDATION PRIOR TO RATIFICATION BY THE CITY COMMISSION; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

09-01064 Legislation SR.pdf

DATE: SEPTEMBER 24, 2009
MOVER: CHAIR SANCHEZ
SECONDER: COMMISSIONER GONZÁLEZ
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: PASSED ON FIRST READING--PASSED

SR.7 09-01068*City Manager's
Office***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED (THE "CODE"), TO AUTHORIZE THE INCREASE OF VARIOUS FEES THROUGHOUT THE CODE; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

09-01068 LegislationSR.pdf

09-01068 Summary Form FR/SR.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 3 - COMMISSIONER GONZÁLEZ, SARNOFF AND SANCHEZ
ABSENT: 2 - COMMISSIONER REGALADO AND SPENCE-JONES
ACTION: PASSED ON FIRST READING--PASSED

SR.8 09-01000a*District 3- Chair
Joe Sanchez***ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, TO PROHIBIT THE ACT OF TEXTING WHILE DRIVING IN A SCHOOL ZONE; PROVIDING FOR IMPLEMENTATION OF THE PROHIBITION; PROVING FOR A PENALTY; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

09-01000a Legislation SR.pdf

DATE: SEPTEMBER 10, 2009
MOVER: CHAIR SANCHEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
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 09-01065 ORDINANCE **FIRST READING****
District 3- Chair
Joe Sanchez
- AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 40, ARTICLE IV, DIVISION 4 ENTITLED "CITY OF MIAMI ELECTED OFFICERS' RETIREMENT TRUST" BY LIMITING THE ELIGIBILITY OF FUTURE ELECTED OFFICERS AND INCLUDING A TERMINATION PROVISION FOR THE EXISTING TRUST; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.
- 09-01065 Legislation 10-8-09.pdf
- DATE: SEPTEMBER 24, 2009**
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: CHAIR SANCHEZ
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED
- FR.2 09-01066 ORDINANCE **FIRST READING****
District 3- Chair
Joe Sanchez
- AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 40, ARTICLE IV, DIVISION 3 ENTITLED "CITY OF MIAMI GENERAL EMPLOYEES' AND SANITATION EMPLOYEES' RETIREMENT TRUST" BY FURTHER LIMITING EMPLOYEE ELIGIBILITY AND ELIMINATING THE RIGHT OF CERTAIN PERSONS TO REJECT MEMBERSHIP; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.
- 09-01066 Legislation 10-8-09.pdf
- DATE: SEPTEMBER 24, 2009**
MOVER: CHAIR SANCHEZ
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 2 - COMMISSIONER SANCHEZ AND REGALADO
NOES: 3 - COMMISSIONER GONZÁLEZ, SARNOFF AND SPENCE-JONES
ACTION: PASSED ON FIRST READING WITH MODIFICATIONS--FAILED
- DATE: SEPTEMBER 24, 2009**
MOVER: CHAIR SANCHEZ
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

END OF FIRST READING ORDINANCES

RESOLUTIONS**RE.1 09-00992***Department of
Finance***RESOLUTION**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIAMI, FLORIDA, WITH ATTACHMENT(S), SUPPLEMENTING RESOLUTION NO. 07-0586, ADOPTED BY THE CITY COMMISSION ON OCTOBER 11, 2007, RELATING TO THE ISSUANCE BY THE CITY FROM TIME TO TIME OF CERTAIN SPECIAL OBLIGATION BONDS PAYABLE AS TO PRINCIPAL AND INTEREST SOLELY FROM THE PROCEEDS OF CERTAIN DESIGNATED REVENUES DESCRIBED IN RESOLUTION NO. 07-0586 AND NOT DERIVED FROM AD VALOREM TAXES; PROVIDING FOR THE ISSUANCE OF AN ADDITIONAL SERIES OF SUCH SPECIAL OBLIGATION BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$65,000,000, TO BE DESIGNATED CITY OF MIAMI, FLORIDA SPECIAL OBLIGATION BONDS, SERIES 2009 (STREET AND SIDEWALK IMPROVEMENT PROGRAM) ("SERIES 2009 BONDS"), FOR THE PURPOSES OF (I) FINANCING THE COSTS OF ACQUISITION, CONSTRUCTION AND IMPROVEMENTS TO CERTAIN ROADWAYS AND STREETS CAPES AS DESCRIBED HEREIN, (II) FUNDING A DEPOSIT TO THE RESERVE ACCOUNT FOR THE SERIES 2009 BONDS, AND (III) PAYING THE COSTS OF ISSUANCE OF THE SERIES 2009 BONDS; PROVIDING THAT THE SERIES 2009 BONDS SHALL NOT CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY PROVISION OR LIMITATION, OR A PLEDGE OF THE CITY'S FULL FAITH AND CREDIT, BUT SHALL BE PAYABLE AS TO PRINCIPAL AND INTEREST SOLELY FROM THE PROCEEDS OF CERTAIN DESIGNATED REVENUES DESCRIBED IN RESOLUTION NO. 07-0586 AND NOT DERIVED FROM AD VALOREM TAXES; PROVIDING THAT THE SERIES 2009 BONDS MAY BE ISSUED IN ONE OR MORE TAX-EXEMPT OR TAXABLE SUBSERIES; DELEGATING TO THE CITY MANAGER AUTHORITY TO DETERMINE THE TERMS OF THE SERIES 2009 BONDS WITHIN PRESCRIBED PARAMETERS; DESIGNATING A SERIES 2009 BOND REGISTRAR AND PAYING AGENT FOR THE SERIES 2009 BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AND BOND REGISTRAR AGREEMENT; FINDING NECESSITY FOR A NEGOTIATED SALE OF THE SERIES 2009 BONDS; APPROVING THE FORM OF AND AUTHORIZING EXECUTION AND DELIVERY OF A SERIES 2009 BOND PURCHASE CONTRACT; APPROVING THE FORM OF AND AUTHORIZING DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND A FINAL OFFICIAL STATEMENT RELATING TO THE SERIES 2009 BONDS; AUTHORIZING THE CITY MANAGER TO NEGOTIATE FOR AND OBTAIN CREDIT FACILITIES AND RESERVE ACCOUNT CREDIT FACILITIES AND TO EXECUTE AGREEMENTS RELATING THERETO WITH RESPECT TO THE SERIES 2009 BONDS; PROVIDING FOR A CONTINUING DISCLOSURE AGREEMENT WITH RESPECT TO THE SERIES 2009 BONDS; MAKING CERTAIN COVENANTS AND AGREEMENTS FOR THE BENEFIT OF THE HOLDERS OF THE SERIES 2009 BONDS; AUTHORIZING CITY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE SERIES 2009 BONDS;

PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

09-00992 Legislation.pdf
 09-00992 Exhibit 1.pdf
 09-00992 Exhibit 2.pdf
 09-00992 Exhibit 3.pdf
 09-00992 Exhibit 4.pdf
 09-00992 Exhibit 5.pdf
 09-00992 Exhibit 6.pdf
 09-00992 Summary Form.pdf
 09-00992 Master Report.pdf
 09-00992 Text File Report.pdf
 09-00992 Pre-Legislation.pdf
 09-00992 Exhibits to Resolution 07-0586.pdf

RE.2 09-01047

*Office of
 Transportation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ADOPTING THE CITY OF MIAMI ("CITY") BICYCLE MASTER PLAN, PROVIDING RECOMMENDATIONS TO MAKE MIAMI A BICYCLE-FRIENDLY CITY THROUGH THE DEVELOPMENT OF AN INTERCONNECTED BICYCLE FACILITY NETWORK PLAN, BICYCLE INFRASTRUCTURE DESIGN STANDARDS, IMPLEMENTATION STRATEGIES AND SCHEDULE, EVALUATION TOOLS, AND EDUCATION AND PUBLIC AWARENESS STRATEGIES; FURTHER DIRECTING THE CITY MANAGER TO IDENTIFY APPROPRIATE RESOURCES AMONG CITY DEPARTMENTS AND AGENCIES TO ENSURE THE PROMPT AND SUCCESSFUL IMPLEMENTATION OF THE BICYCLE MASTER PLAN, AS IT MAY BE AMENDED AS NECESSARY.

09-01047 Legislation.pdf
 09-01047 Exhibit.pdf
 09-01047 Summary Form.pdf

RE.3 09-01048

*Department of
 Capital
 Improvements
 Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AN AMENDMENT OF THE CITY OF MIAMI'S LIST OF EXPEDITED PROJECTS, PURSUANT TO ORDINANCE NO. 13045, ADOPTED DECEMBER 11, 2008, BY REPLACING THE CURRENT "ATTACHMENT A", WITH "ATTACHMENT A-10/8/09 REVISED," ATTACHED AND INCORPORATED, FOR THE PURPOSE OF INCLUDING UPCOMING CAPITAL IMPROVEMENT SOLICITATIONS AND PROJECTS.

09-01048 Legislation.pdf
 09-01048 Exhibit.pdf
 09-01048 Summary Form.pdf
 09-01048 Text File Report.pdf
 09-01048 Text File Report 2.pdf
 09-01048 Attachment A.pdf

RE.4 09-01050

*Department of
 Zoning*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, GRANTING AN INCREASED NUMBER OF CLASS I SPECIAL PERMITS (BEYOND THE TWO (2) SPECIAL EVENTS ALLOWED PER YEAR), FOR THE MARY BRICKELL VILLAGE RETAIL SPECIALTY CENTER, LOCATED AT 900 AND 901 SOUTH MIAMI

AVENUE, MIAMI, FLORIDA; SPECIFICALLY TO ALLOW TWENTY FIVE (25) BANNERS TO BE ACCOMMODATED AT THE MARY BRICKELL VILLAGE RETAIL SPECIALTY CENTER FOR AN ADDITIONAL EVENT RELATED TO PROMOTING THE BRICKELL VILLAGE AREA FOR A PERIOD OF SIX (6) MONTHS COMMENCING ON OCTOBER 21, 2009 THROUGH APRIL 21, 2010.

09-01050 Legislation.pdf

09-01050 Summary Form.pdf

09-01050 Application for Class I Special Permit.pdf

09-01050 Environmental Graphics Package.pdf

RE.5 09-01054

*Department of NET
Administration*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION RESCINDING RESOLUTION NO. 09-0327, ADOPTED JULY 9, 2009, IN ITS ENTIRETY; ESTABLISHING A SPECIAL REVENUE PROJECT ENTITLED: "2009 MIAMI-METRO HOMELESS ASSISTANCE PROGRAM-SOUTH" AND APPROPRIATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$138,789, CONSISTING OF A GRANT FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THROUGH THE MIAMI-DADE COUNTY HOMELESS TRUST, FOR A ONE-YEAR 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 ACCEPTANCE OF SAID GRANT AWARD.

09-01054 Legislation.pdf
09-01054 Summary Form.pdf
09-01054 Pre Legislation 1.pdf
09-01054 Master Report.pdf
09-01054 Agreement.pdf
09-01054 Master Report 2pdf
09-01054 Pre-Legislation 2.pdf
09-01054 Letter.pdf
09-01054 Technical Submission.pdf
09-01054 Attachment C.pdf
09-01054 Attachment C-1.pdf
09-01054 Attachment D.pdf
09-01054 Attachment E.pdf
09-01054 Attachment F.pdf
09-01054 Attachment G.pdf
09-01054 Attachment G-1.pdf
09-01054 W-9.pdf
09-01054 Attachment I.pdf
09-01054 Attachment J.pdf
09-01054 Attachment K.pdf
09-01054 Attachment L.pdf
09-01054 Attachment M.pdf
09-01054 Attachment N.pdf
09-01054 Attachment O.pdf
09-01054 Attachment P.pdf
09-01054 Attachment Q.pdf
09-01054 Attachment Q-1.pdf
09-01054 Attachment R.pdf
09-01054 Attachment S.pdf

RE.6 09-01057

*Department of
Capital
Improvements
Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 1, IN SUBSTANTIALLY THE ATTACHED FORM, TO THE PROFESSIONAL SERVICES AGREEMENT WITH RIZO CARRENO AND PARTNERS, INC., FOR ADDITIONAL SERVICES FOR THE FIRE

STATION NO. 13 PROJECT, B-60453A, IN THE AMOUNT OF \$59,500, THEREBY INCREASING THE CONTRACT FROM \$462,355 TO A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$521,855; ALLOCATING FUNDS FROM CAPITAL PROJECT NO. B-60453A.

09-01057 Legislation.pdf

09-01057 Exhibit .pdf

09-01057 Summary Form.pdf

09-01057 Table of Contents.pdf

09-01057 Memo.pdf

09-01057 Evaluation Committee Recommendation.pdf

RE.7 09-00978

*Department of
Public Works*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID OF SUPERIOR LANDSCAPING AND LAWN SERVICE, INC., IN ACCORDANCE WITH THE LOCAL PREFERENCE OPTION IN SECTION 18-85(A) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, PURSUANT TO INVITATION FOR BIDS NO. 08-09-036, RECEIVED AUGUST 11, 2009, FOR THE PROJECT ENTITLED "TRAFFIC CIRCLES MAINTENANCE CONTRACT, M-0020," FOR A TWO (2) YEAR PERIOD, IN AN ANNUAL AMOUNT NOT TO EXCEED \$109,880, FOR A TOTAL TWO (2) YEAR CONTRACT AMOUNT OF \$219,760, TOTAL BID, AS STATED ON THE FORMAL BID DOCUMENT AND THE DEPARTMENT OF PUBLIC WORKS PROJECT FACT SHEET, WITH THE OPTION TO RENEW FOR UP TO THREE (3) ADDITIONAL ONE (1) YEAR PERIODS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$109,880; ALLOCATING SAID FUNDS, FROM ACCOUNT NO. 202000.534000; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PROJECT; FURTHER AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE SAID OPTIONS TO RENEW SUBJECT TO THE AVAILABILITY OF FUNDING AND THE CONTRACTOR'S PERFORMANCE.

09-00978 Legislation10-8-09pdf
 09-00978 Exhibit 9-24-09.pdf
 09-00978 Summary Form 10-8-09.pdf
 09-00978 Letter 9-24-09 .pdf
 09-00978 Unit Prices 9-24-09.pdf
 09-00978 Letter 2 9-24-09.pdf
 09-00978 General Condition 9-24-09.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER SARNOFF
SECONDER: VICE CHAIR SPENCE-JONES
**VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF,
 SANCHEZ, REGALADO AND SPENCE-JONES**
ACTION: DEFERRED--PASSED

RE.8 09-00979

*Department of
Police*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID RECEIVED AUGUST 26, 2009, PURSUANT TO INVITATION FOR BIDS NO. 163128, FROM C.A. MECHANICAL, FOR AIR CONDITIONING MAINTENANCE AND REPAIR SERVICES AT VARIOUS POLICE FACILITIES, FOR AN INITIAL CONTRACT PERIOD OF ONE (1) YEAR, WITH THE OPTION TO RENEW FOR FOUR (4) ADDITIONAL ONE-YEAR PERIODS; ALLOCATING FUNDS FROM THE VARIOUS SOURCES OF FUNDS FROM THE USER DEPARTMENT, SUBJECT TO THE AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL AT THE TIME OF NEED.

09-00979 Legislation 10-8-09.pdf
09-00979 Summary Form 10-8-09.pdf
09-00979 Award Recommendation 9-24-09.pdf
09-00979 Tabulations of Bids 9-24-09.pdf
09-00979 Quote 904113 (1) 9-24-09.pdf
09-00979 Quote 904113(2) 9-24-09.pdf
09-00979 Quote 911109(1) 9-24-09.pdf
09-00979 Quote 911109(2) 9-24-09.pdf
09-00979 Quote 910109 (1) 9-24-09.pdf
09-00979 Quote 910109 (2) 9-24-09.pdf
09-00979 Quote 908110 (1) 9-24-09.pdf
09-00979 Quote 908110 (2) 9-24-09.pdf
09-00979 Quote 911111 (1) 9-24-09.pdf
09-00979 Quote 911111(2) 9-24-09.pdf
09-00979 Addendum NO4 9-24-09.pdf
09-00979 Addendum NO.1 9-24-09.pdf
09-00979 Central Headquarters 9-24-09.pdf
09-00979 Invitation for Bid 9-24-09.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER SARNOFF
SECONDER: VICE CHAIR SPENCE-JONES
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF,
SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

RE.9 09-00889*City Manager's
Office***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING AMONG THE SOUTH FLORIDA WORKFORCE INVESTMENT BOARD, THE CITY OF MIAMI, AND MIAMI DADE COLLEGE, IN SUBSTANTIALLY THE ATTACHED FORM, ESTABLISHING A PARTNERSHIP TO CREATE GREEN JOBS TRAINING PROGRAMS.

09-00889 Legislation 10-8-09.pdf

09-00889 Exhibit 9-24-09.pdf

09-00889 Exhibit 2 9-24-09.pdf

09-00889 Summary Form 10-8-09.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER SARNOFF
SECONDER: VICE CHAIR SPENCE-JONES
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

RE.10 09-01062*District 2-
Commissioner
Marc David Sarnoff***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION CODESIGNATING SOUTHEAST 25TH ROAD FROM BRICKELL AVENUE TO BISCAYNE BAY, MIAMI, FLORIDA, AS "TORY JACOBS BOULEVARD;" FURTHER DIRECTING THE CITY MANAGER TO INSTRUCT THE DIRECTOR OF PUBLIC WORKS TO TRANSMIT A COPY OF THIS RESOLUTION TO THE HEREIN DESIGNATED OFFICES.

09-01062 Legislation10-8-09.pdf

09-01062 Biography 10-8-09.pdf

09-01062 Application 9-24-09.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER SARNOFF
SECONDER: VICE CHAIR SPENCE-JONES
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

RE.11 09-01120*City Manager's
Office***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION , PURSUANT TO SECTION 170.07, FLORIDA STATUTES, FIXING THURSDAY, NOVEMBER 19, 2009 AT 2:00 P.M. AT CITY HALL, LOCATED AT 3500 PAN AMERICAN DRIVE, MIAMI, FLORIDA 33133, AS THE TIME AND PLACE AT WHICH THE OWNERS OF THE PROPERTY TO BE ASSESSED PURSUANT TO THE PRELIMINARY ASSESSMENT ROLL ATTACHED TO RESOLUTION NO. 09-0421, ADOPTED SEPTEMBER 10, 2009, AND ON FILE WITH THE CITY OF MIAMI CLERK'S OFFICE, OR ANY OTHER PERSONS INTERESTED THEREIN, MAY APPEAR BEFORE THE MIAMI CITY COMMISSION AND BE HEARD AS TO THE PROPRIETY AND

ADVISABILITY OF MAKING THE IMPROVEMENTS, AS TO THE COST THEREOF, AS TO THE MANNER OF PAYMENT THEREFORE, AND AS TO THE AMOUNT THEREOF TO BE ASSESSED AGAINST EACH PROPERTY SO IMPROVED, AS SET FORTH IN RESOLUTION NO. 09-0421.

- 09-01120 Legislation.pdf
- 09-01120 Summary Form.pdf
- 09-01120 Pre-Legislation.pdf
- 09-01120 Exhibit A.pdf
- 09-01120 Exhibit B-1.pdf
- 09-01120 Exhibit B-2.pdf
- 09-01120 Letter.pdf

RE.12 09-01115

*Office of the City
Attorney*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CITY ATTORNEY TO TENDER A SUM NOT TO EXCEED \$500,000 TO STATE NATIONAL INSURANCE COMPANY FOR THE PURPOSE OF TRIGGERING THE INSURANCE COMPANY'S DUTY TO DEFEND AND/OR INDEMNIFY THE CITY OF MIAMI IN THE FOLLOWING LAWSUITS: *STEVEN K. SCHWARTZ, ETC., VS. CITY OF MIAMI, ET AL.*, CASE NO.: 07-44810 CA 08; *MARGARITTE DINGLE VS. POLISH AMERICAN CLUB OF MIAMI, INC., ET AL.*, CASE NO.: 08-03407 CA 08; *SAMMY BROWN, ET AL. VS. CITY OF MIAMI, ET AL.*, CASE NO.: 08-80065 CA 08; AND *THEOANDRIA KENDRICK, ETC., ET AL., VS. THE POLISH AMERICAN CLUB OF MIAMI, INC., ET AL.*, CASE NO.: 09-44642 CA 08, AND, IF ACCEPTED, AUTHORIZING THE DIRECTOR OF FINANCE TO PAY STATE NATIONAL INSURANCE COMPANY, A SUM NOT TO EXCEED \$500,000, WITH FUNDS ALLOCATED FROM ACCOUNT CODE NO. 00001.980000.515000.0000.00000; AND, IF NOT ACCEPTED, AUTHORIZING THE CITY ATTORNEY TO TAKE ALL SUCH FURTHER ACTIONS NECESSARY TO PROTECT THE INTERESTS OF THE CITY OF MIAMI, INCLUDING, BUT NOT LIMITED TO, THE SETTLEMENT OF ALL THE AFOREMENTIONED CASES, ON TERMS ACCEPTABLE TO THE CITY ATTORNEY, WITH THE CITY OF MIAMI PAYING NOT MORE THAN THE AGGREGATE TOTAL AMOUNT OF \$500,000, AND, IN SUCH CASE, FURTHER AUTHORIZING THE DIRECTOR OF FINANCE TO PAY THE PLAINTIFFS, WITHOUT ADMISSION OF LIABILITY, THE AGGREGATE TOTAL SUM OF \$500,000, IN FULL AND COMPLETE SETTLEMENT OF ANY AND ALL CLAIMS AND DEMANDS, INCLUDING ATTORNEY'S FEES AND COSTS, AGAINST THE CITY OF MIAMI, ITS AGENTS, OFFICERS AND EMPLOYEES, ASSERTED IN THE AFOREMENTIONED CASES, UPON THE EXECUTION OF GENERAL RELEASES OF ALL CLAIMS AND DEMANDS, AND A DISMISSAL OF THE CITY OF MIAMI, WITH PREJUDICE, WITH FUNDS ALLOCATED FROM ACCOUNT CODE NO. 00001.980000.515000.0000.00000.

09-01115 Legislation.pdf

09-01115 Memo 1.pdf

09-01115 Memo 2.pdf

RE.13 09-00788

*Department of Risk
Management*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, WITH BROWN AND BROWN OF FLORIDA, INC., THE TOP RANKED FIRM SELECTED AS A RESULT OF A COMPETITIVE SELECTION PROCESS, TO PROVIDE INSURANCE BROKERAGE SERVICES, FOR AN INITIAL ONE (1) YEAR PERIOD FROM THE EFFECTIVE DATE OF JANUARY 1, 2008, WITH THE OPTION TO EXTEND THE AGREEMENT FOR FOUR (4) ADDITIONAL ONE (1) YEAR PERIODS, WITH THE FIRST SUCH OPTION EXERCISED BY THE CITY OF MIAMI PURSUANT TO THE TERMS HEREOF, IN AN ANNUAL AMOUNT NOT TO EXCEED \$106, 250; ALLOCATING FUNDS FROM ACCOUNT CODE NO. 05002.301001.545000.0000.00000.

09-00788 Legislation.pdf
09-00788 Exhibit.pdf
09-00788 Summary Form.pdf
09-00788 Certificate of Liability Insurance.pdf
09-00788 Pre-Summary Form.pdf
09-00788 Pre-Legislation.pdf
09-00788 Professional Service Agreement.pdf
09-00788 Insurance Brokerage Services.pdf

RE.14 09-01122

*Department of Risk
Management*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE THE ADDENDUM TO PROFESSIONAL SERVICES AGREEMENT REGARDING OWNER CONTROLLED INSURANCE PROGRAM , IN SUBSTANTIALLY THE ATTACHED FORM, TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MIAMI AND BROWN AND BROWN OF FLORIDA, INC., TO PROVIDE FOR AN OWNER CONTROLLED INSURANCE PROGRAM FOR THE MUNICIPAL PARKING GARAGE PROJECT, TO BE LOCATED IN THE PROXIMITY OF 1501 NORTHWEST 3RD STREET IN MIAMI, FLORIDA, IN AN AMOUNT NOT TO EXCEED \$625,000; ALLOCATING FUNDS FROM ACCOUNT CODE NO. 05002.301001.545000.0000.00000.

09-01122 Legislation.pdf
09-01122 Exhibit 1.pdf
09-01122 Exhibit 2.pdf
09-01122 Exhibit 3.pdf
09-01122 Summary Form.pdf
09-01122 Certificate of Liability Insurance.pdf

RE.15 09-01004*Department of
Public Facilities***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 3 TO THE LEASE AGREEMENT BETWEEN THE CITY OF MIAMI ("CITY") AND BISCAYNE BAY RESTAURANT CORPORATION (D/B/A RUSTY PELICAN) ("LESSEE"), IN SUBSTANTIALLY THE ATTACHED FORM, ("AMENDMENT"), TO PROVIDE FOR: (1) AN EXTENSION OF THE BASE TERM TO EXPIRE ON OCTOBER 1, 2027 WITH TWO (2) FIVE-YEAR OPTIONS TO RENEW, COMMENCING ON THE EFFECTIVE DATE OF THE AMENDMENT; (2) AN INCREASE IN BASE RENT FROM \$48,000 TO \$360,000 ANNUALLY, COMMENCING ON THE EXECUTION DATE OF THE AMENDMENT; (3) AN INCREASE IN PERCENTAGE RENT UPON THE EARLIER OF (I) COMPLETION OF THE PHASE I REQUIRED CAPITAL IMPROVEMENTS OR (II) TWENTY-FOUR MONTHS AFTER ISSUANCE OF THE FIRST BUILDING PERMIT FOR PHASE I, TO 7% OF GROSS REVENUES FROM \$0 - \$12,000,000 ANNUALLY, 8% OF GROSS REVENUES OVER \$12,000,000 ANNUALLY, AND 8.5% OF GROSS REVENUES ANNUALLY THEREAFTER DURING ANY RENEWAL PERIODS; (4) LESSEE'S CONSTRUCTION OF CERTAIN CAPITAL IMPROVEMENTS , AT A COST OF NOT LESS THAN \$3,000,000 INCLUDING SOFT COSTS; (5) LESSEE'S CONTRIBUTION OF \$4,000,000 TOWARD THE COST OF CONSTRUCTION OF A NEW PARKING FACILITY; (6) THE CITY'S RIGHT TO ASSIGN ALL OF ITS RIGHTS AND OBLIGATIONS RELATING TO THE CONSTRUCTION OF THE NEW PARKING FACILITY TO THE DEPARTMENT OF OFF-STREET PARKING ("MPA"); INCLUDING THE RIGHT TO RECEIVE LESSEE'S CONSTRUCTION CONTRIBUTION AND LESSEE'S CONSENT TO SAID ASSIGNMENT UPON MPA'S ASSUMPTION THEREOF, ALL AS MORE PARTICULARLY SET FORTH IN THE AMENDMENT; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE OTHER DOCUMENTS AS MAY BE REQUIRED TO IMPLEMENT THE AMENDMENT.

09-01004 Legislation.pdf
09-01004 Exhibit.pdf
09-01004 Summary Form.pdf

END OF RESOLUTIONS

BOARDS AND COMMITTEES

BC.1 08-01177
*Office of the City
 Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE DISTRICT 1 HOUSING ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:**NOMINATED BY:**

Commissioner Angel González

Commissioner Angel González

Commissioner Angel González

Commissioner Angel González

Commissioner Angel González

08-01177 memo 10-8-09.pdf

DATE: OCTOBER 16, 2008**ACTION: CONTINUED****DATE: NOVEMBER 13, 2008****MOVER: COMMISSIONER GONZÁLEZ****SECONDER: VICE CHAIR SPENCE-JONES****VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, SANCHEZ,
 REGALADO AND SPENCE-JONES****ABSENT: 1 - COMMISSIONER SARNOFF
 ACTION: CONTINUED--PASSED****DATE: DECEMBER 11, 2008****ACTION: CONTINUED****DATE: JANUARY 15, 2009****ACTION: CONTINUED****DATE: FEBRUARY 12, 2009****ACTION: CONTINUED****DATE: MARCH 12, 2009****ACTION: CONTINUED****DATE: APRIL 2, 2009****ACTION: CONTINUED****DATE: MAY 14, 2009****ACTION: CONTINUED**

DATE: JUNE 11, 2009
ACTION: CONTINUED

DATE: JULY 9, 2009
ACTION: CONTINUED

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.2 08-01260
Office of the City Clerk

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION CONFIRMING THE APPOINTMENT OF CERTAIN INDIVIDUALS AS MEMBERS OF THE CIVILIAN INVESTIGATIVE PANEL FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

- Civilian Investigative Panel
- Civilian Investigative Panel
- Civilian Investigative Panel
- Civilian Investigative Panel
- Civilian Investigative Panel

- 08-01260 memo 10-8-09.pdf
- 08-01260 members 10-8-09.pdf
- 08-01260 applications 10-8-09.pdf

DATE: APRIL 2, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER GONZÁLEZ
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: CONTINUED--PASSED

DATE: MAY 14, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

DATE: JUNE 11, 2009
ACTION: CONTINUED

DATE: JULY 9, 2009
ACTION: CONTINUED

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.3 09-00324*Office of the City
Clerk***RESOLUTION**

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

APPOINTEES:**NOMINATED BY:**

Chair Joe Sanchez

Commissioner Angel González

Commissioner Tomas Regalado

09-00324 memo 10-8-09.pdf

09-00324 members 10-8-09.pdf

DATE: APRIL 2, 2009**ACTION: CONTINUED****DATE: MAY 14, 2009****ACTION: CONTINUED****DATE: JUNE 11, 2009****ACTION: CONTINUED****DATE: JULY 9, 2009****ACTION: CONTINUED****DATE: SEPTEMBER 10, 2009****MOVER: VICE CHAIR SPENCE-JONES****SECONDER: COMMISSIONER REGALADO****VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES****ABSENT: 1 - COMMISSIONER GONZÁLEZ****ACTION: CONTINUED--PASSED**

BC.4 09-00413*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 Chair Michelle Spence-Jones

Commissioner Angel González

09-00413 memo 10-9-09.pdf

09-00413 members 10-8-09.pdf

DATE: MAY 14, 2009**ACTION: CONTINUED****DATE: JUNE 11, 2009****ACTION: CONTINUED****DATE: JULY 9, 2009****ACTION: CONTINUED****DATE: SEPTEMBER 10, 2009****MOVER: VICE CHAIR SPENCE-JONES****SECONDER: COMMISSIONER REGALADO****VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES****ABSENT: 1 - COMMISSIONER GONZÁLEZ****ACTION: CONTINUED--PASSED**

BC.5 09-00538
*Office of the City
Clerk*

RESOLUTION

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

APPOINTEES:

NOMINATED BY:

(youth non-voting member) (for an unexpired term ending 11/12/09)	Vice Chair Michelle Spence-Jones Vice Chair Michelle Spence-Jones City Manager Pedro G. Hernandez
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09-00538 memo 10-8-09.pdf
 09-00538 members 10-8-09.pdf
 09-00538 applications 10-8-09.pdf

DATE: JULY 9, 2009
ACTION: CONTINUED

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.6 09-00593*Office of the City
Clerk***RESOLUTION**

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

APPOINTEE:**NOMINATED BY:**

Commissioner Tomas Regalado

09-00593 memo 10-8-09.pdf

09-00593 members 10-8-09.pdf

DATE: JUNE 11, 2009**ACTION: CONTINUED****DATE: JULY 9, 2009****ACTION: CONTINUED****DATE: SEPTEMBER 10, 2009****MOVER: VICE CHAIR SPENCE-JONES****SECONDER: COMMISSIONER REGALADO****VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES****ABSENT: 1 - COMMISSIONER GONZÁLEZ****ACTION: CONTINUED--PASSED**

BC.7 09-00660

*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:

(for an unexpired term ending 7/9/10)

(for an unexpired term ending 5/7/10)

(for an unexpired term ending 7/9/10)

(for an unexpired term ending 7/9/10)

NOMINATED BY:

Commissioner Angel González

Commissioner Tomas Regalado

Mayor Manuel Diaz

Mayor Manuel Diaz

09-00660 memo 10-8-09.pdf

09-00660 members 10-8-09.pdf

DATE: JULY 9, 2009

ACTION: CONTINUED

DATE: SEPTEMBER 10, 2009

MOVER: VICE CHAIR SPENCE-JONES

SECONDER: COMMISSIONER REGALADO

**VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES**

ABSENT: 1 - COMMISSIONER GONZÁLEZ

ACTION: CONTINUED--PASSED

BC.8 09-00667
*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:

Chair Joe Sanchez

Chair Joe Sanchez

09-00667 memo 10-8-09.pdf
09-00667 members 10-8-09.pdf
09-00667 resumes 10-8-09.pdf

DATE: JULY 9, 2009
ACTION: CONTINUED

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.9 09-00705*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:**

Chair Joe Sanchez

Chair Joe Sanchez

Vice Chair Michelle Spence-Jones

Vice Chair Michelle Spence-Jones

Commissioner Angel González

Commissioner Angel González

Commissioner Tomas Regalado

Mayor Manuel A. Diaz

09-00705 memo 10-8-09.pdf

09-00705 members 10-8-09.pdf

DATE: JULY 9, 2009**ACTION: CONTINUED****DATE: SEPTEMBER 10, 2009****MOVER: VICE CHAIR SPENCE-JONES****SECONDER: COMMISSIONER REGALADO****VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES****ABSENT: 1 - COMMISSIONER GONZÁLEZ****ACTION: CONTINUED--PASSED**

BC.10 09-00865
*Office of the City
Clerk*

RESOLUTION

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

APPOINTEES:

NOMINATED BY:

(Voting Member)

(Ex-Officio Non Voting Youth Member)

Vice-Chair Michelle Spence-Jones

Commissioner Angel González

Mayor Manuel A. Diaz

Pedro G. Hernandez

Pedro G. Hernandez

09-00865 memo 10-8-09.pdf
09-00865 members 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.11 09-00866
*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:

- Chair Joe Sanchez
- Vice Chair Michelle Spence-Jones
- Vice Chair Michelle Spence-Jones
- Commissioner Angel González
- Commissioner Angel González
- Commissioner Tomas Regalado

09-00866 memo 10-8-09.pdf
09-00866 members 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.12 09-00867
*Office of the City
Clerk*

RESOLUTION

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

APPOINTEES:

NOMINATED BY:

Vice Chair Michelle Spence-Jones

Commissioner Angel González

Commissioner Angel González

09-00867 memo 10-8-09.pdf
09-00867 members 10-8-09.pdf
09-00867 applications 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
**VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES**
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.13 09-00868*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/CATEGORY:

(Landscape Architect)

(Architectural Historian)

(Alternate)

NOMINATED BY:

Vice Chair Michelle Spence-Jones

Commissioner Angel González

Commissioner Angel González

09-00868 memo 10-8-09.pdf

09-00868 members 10-8-09.pdf

09-00868 applications 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
**VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES**
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.14 09-00869

*Office of the City
Clerk*

RESOLUTION

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

APPOINTEES:

(for an unexpired term ending 5/13/12)

(Alternate-at-Large)
(for an unexpired term ending 9/10/11)

NOMINATED BY:

Vice Chair Michelle Spence-Jones

Commissioner Angel González

Commission-at-Large

09-00869 memo 10-8-09.pdf
09-00869 members 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.15 09-00870

*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:

Vice Chair Michelle Spence-Jones

Commissioner Angel González

Commissioner Angel González

Commissioner Marc David Sarnoff

Commissioner Marc David Sarnoff

Commissioner Tomas Regalado

09-00870 memo 10-8-09.pdf
09-00870 members 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
**VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ,
REGALADO AND SPENCE-JONES**
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.16 09-00871
*Office of the City
Clerk*

RESOLUTION

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

APPOINTEES:

NOMINATED BY:

- Chair Joe Sanchez
- Vice Chair Michelle Spence-Jones
- Commissioner Angel González
- Commissioner Marc David Sarnoff
- Commission-at-Large
- Commission-at-Large
- Commission-at-Large
- Mayor Manuel A. Diaz

09-00871 memo 10-8-09.pdf
09-00871 members 10-8-09.pdf

DATE: SEPTEMBER 10, 2009
MOVER: VICE CHAIR SPENCE-JONES
SECONDER: COMMISSIONER REGALADO
VOTE: AYES: 4 - COMMISSIONER SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ABSENT: 1 - COMMISSIONER GONZÁLEZ
ACTION: CONTINUED--PASSED

BC.17 09-01082
*Office of the City
Clerk*

RESOLUTION

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

APPOINTEES:

(appointed seat)

(appointed seat)

(youth member)

(youth member)

NOMINATED BY:

Vice Chair Michelle Spence-Jones

Vice Chair Michelle Spence-Jones

Vice Chair Michelle Spence-Jones

Vice Chair Michelle Spence-Jones

09-01082 memo 10-8-09.pdf
09-01082 members 10-8-09.pdf
09-01082 applications 10-8-09.pdf

END OF BOARDS AND COMMITTEES

PART B

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

PZ.1 09-00579**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING IN PRINCIPLE, THE VIRGINIA KEY MASTER PLAN, HEREIN REFERRED TO AS THE "VIRGINIA KEY MASTER PLAN", AS THE GUIDING TOOL, FOR THE FUTURE DEVELOPMENT OF VIRGINIA KEY; CREATING A VIABLE WATERFRONT WITH RECREATIONAL AND PUBLIC SPACES; AND PROTECTING AND ENHANCING THE NATURAL RESOURCES LOCATED ON THE ISLAND.

LOCATION: Approximately East of Biscayne Bay along the Rickenbacker Causeway [Commissioner Marc David Sarnoff - District 2]

APPLICANT(S): Pedro G. Hernandez, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommended approval.

WATERFRONT ADVISORY BOARD: Pending recommendation on September 18, 2009. Made a motion to approve, which failed, constituting a denial of the recommendation of approval to City Commission on June 9, 2009 by a vote of 0-9.

PLANNING ADVISORY BOARD: Opposed the Plan as presented on June 17, 2009 by a vote of 8-0 because the Plan needs to be reconsidered to better address: The Marine Stadium historic site, sustainability concerns, a green environmentally-friendly waterfront space, and that city staff amend the Plan as a result of this process to be better aligned with the public input for the Virginia Key Master Plan.

PURPOSE: This will approve in principle the Virginia Key Master Plan.

09-00579 Zoning Map.pdf

09-00579 WAB Reso.pdf

09-00579 PAB Reso.pdf

09-00579 CC 10-8-09 Legislation (Version 2).pdf

09-00579 Virginia Key Master Plan Presentation.pdf

09-00579 CC 10-08-09 Fact Sheet.pdf

PZ.2 09-00927zt**ORDINANCE****FIRST READING**

A RESOLUTION OF THE MIAMI PLANNING ADVISORY BOARD RECOMMENDING APPROVAL OR DENIAL OF AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 9, ADDING A NEW SECTION 921 ENTITLED "BICYCLE PARKING", TO REQUIRE THE PROVISION OF BICYCLE PARKING FACILITIES; SUBJECT TO LIMITATIONS AS SET FORTH; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: City wide.

APPLICANT(S): Pedro G. Hernandez, City Manager, on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommends approval.

PURPOSE: This will include off-street enclosed bicycle parking requirements for new developments with the limitations set forth.

09-00927 CC 10-8-09 Legislation (Version 4).pdf

09-00927zt CC FR 10-08-09 Fact Sheet.pdf

09-00927zt PAB Reso.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

PZ.3 09-00949zt**ORDINANCE****FIRST READING**

A RESOLUTION OF THE MIAMI PLANNING ADVISORY BOARD RECOMMENDING APPROVAL OR DENIAL OF AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, TO PROVIDE FOR A NEW ARTICLE NO. 8.2, ENTITLED LANDSCAPE ORDINANCE; CONTAINING SHORT TITLE AND APPLICABILITY, INTENT AND PURPOSE, DEFINITIONS, PLANS REQUIRED, MINIMUM STANDARDS, PLAN REVIEW CRITERIA, ENFORCEMENT, MAINTENANCE AND POLICIES THAT ENCOURAGE THE USE OF ENVIRONMENTALLY PREFERABLE LANDSCAPE AND IRRIGATION METHODS FOR THE CITY OF MIAMI ("CITY"), CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Citywide.

APPLICANT(S): Pedro G. Hernandez, City Manager, on behalf of the City of Miami

FINDINGS:

PLANNING DEPARTMENT: Recommends approval

PURPOSE: The purpose of the Landscape Ordinance is to establish minimum landscape standards that apply to all public and private development when a permit is required. The intent of the ordinance is to enhance, improve and maintain the quality of the landscape, and to promote the use of drought tolerant plant species and irrigation systems that conserve the use of water supplies. In addition, to promote street tree plantings, expand the City's existing tree canopy, conserve energy, and help to offset local heat island effects.

09-00949zt CC 10-8-09 Legislation (version 3).pdf

09-00949zt CC FR 10-08-09 Fact Sheet.pdf

09-00949zt PAB Reso.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

PZ.4 09-00953zt**ORDINANCE****FIRST READING**

A RESOLUTION OF THE MIAMI PLANNING ADVISORY BOARD RECOMMENDING APPROVAL OR DENIAL OF AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ARTICLE 9 OF ORDINANCE NO. 11000, THE ZONING CODE OF THE CITY OF MIAMI, FLORIDA, TO CREATE SECTION 951 ENTITLED "HEAT ISLAND EFFECT - ROOF" TO ADD SECTIONS TO PROVIDE FOR ENVIRONMENTALLY RESPONSIBLE CONSTRUCTION OF BUILDING ROOFING SYSTEMS DESIGNED TO DECREASE THE ABSORPTION AND REMITTANCE OF ATMOSPHERIC HEAT IN CITY OF MIAMI, CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Citywide.

APPLICANT(S): Pedro G. Hernandez, City Manager on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommends approval.

PURPOSE: This ordinance is intended to reduce the heat island effect in the City of Miami and to reduce energy consumption and bills for buildings within the City. This ordinance sets forth requirements for solar reflectance of roofing materials, providing separate requirements for low-sloped (pitch up to 2:12) and steep-sloped roofs (pitch greater than 2:12).

09-00953zt CC Legislation (Version 4).pdf

09-00953zt CC FR 10-08-09 Fact Sheet.pdf

09-00953zt PAB Reso.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

PZ.5 09-00954zt**ORDINANCE****FIRST READING**

A RESOLUTION OF THE MIAMI PLANNING ADVISORY BOARD RECOMMENDING APPROVAL OR DENIAL OF AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ARTICLE 9 OF ORDINANCE NO. 11000, THE ZONING CODE OF THE CITY OF MIAMI, FLORIDA, TO CREATE SECTION 952 ENTITLED "HEAT ISLAND EFFECT - NON ROOF" TO ADD SECTIONS TO PROVIDE FOR ENVIRONMENTALLY RESPONSIBLE METHODS FOR COOLING AND SHADING OF HARDSCAPES IN CITY OF MIAMI, CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Citywide

APPLICANT(S): Pedro G. Hernandez, City Manager on behalf of the City of Miami

FINDING(S):

PLANNING DEPARTMENT: Recommends approval.

PURPOSE: This ordinance is intended to reduce the heat island effect in the City of Miami by requiring that at least 50% of the hardscape surfaces at new construction sites to (1) use reflective hardscape materials, (2) provide shading for hardscapes within 5 years, (3) use vegetative paving systems, or (4) some combination of the above.

09-00954zt CC Legislation (Version 4).pdf

09-00954zt CC FR 09-24-09 Fact Sheet.pdf

09-00954zt PAB Reso.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER GONZÁLEZ
SECONDER: COMMISSIONER SARNOFF
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

END OF PLANNING AND ZONING ITEMS

MAYOR AND COMMISSIONER'S ITEMS

CITYWIDE

HONORABLE MAYOR MANUEL A. DIAZ

END OF CITYWIDE ITEMS

DISTRICT 1

COMMISSIONER ANGEL GONZÁLEZ

END OF DISTRICT 1

DISTRICT 2**COMMISSIONER MARC DAVID SARNOFF****D2.1 09-01078****DISCUSSION ITEM**

DISCUSSION ABOUT OFFSHORE FACTORIES AND SPECIFICALLY DISCUSSION ABOUT THE SOLAR POWER INDUSTRY WHICH IS GAINING SALES AND MANUFACTURING OFFSHORE. APPLIED MATERIALS, A CALIFORNIA BASED COMPANY WITH \$10 BIL IN SALES, HAS OPENED 14 SOLAR PANEL FACTORIES WORLDWIDE IN THE PAST TWO YEARS. NOT ONE IS IN THE UNITED STATES. WHY NOT?

WHAT PERCENTAGE OF SOUTH FLORIDA'S ECONOMY IS BASED ON TOURISM AND WHAT PERCENTAGE IS BASED ON MANUFACTURING? IS IT FINANCIALLY FEASIBLE TO ATTRACT MANUFACTURING?

WHAT CAN BE DONE TO ENCOURAGE THE USE OF SOLAR PANELS IN FLORIDA?

A RESOLUTION MIGHT RESULT.

09-01078 Email.pdf

D2.2 09-01125**DISCUSSION ITEM**

DISCUSSION ABOUT THE SUCCESSFUL GREEN MARKET WHICH HAS TAKEN PLACE ADJACENT TO LEGION PARK ON BISCAYNE BLVD AT 66TH STREET IN THE UPPER EAST SIDE NEIGHBORHOOD OF THE CITY OF MIAMI.

DISCUSSION ABOUT A POTENTIAL RELOCATION OF THIS SUCCESSFUL GREEN MARKET TO ANOTHER SITE WITHIN THE SAME NEIGHBORHOOD. ADVICE AND HELP WITH PERMITTING MIGHT BE REQUIRED.

09-01125 Email.pdf

END OF DISTRICT 2

DISTRICT 3

CHAIR JOE SANCHEZ

END OF DISTRICT 3

DISTRICT 4

COMMISSIONER TOMAS REGALADO

END OF DISTRICT 4

DISTRICT 5**VICE CHAIR MICHELLE SPENCE-JONES****D5.1 09-01058****DISCUSSION ITEM**

DISCUSSION REGARDING AN UPDATE ON CURLY'S HOUSE SITE IN LIBERTY CITY TO FACILITATE A SENIOR CITIZENS' FEEDING PROGRAM.

09-01058 Email.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER SARNOFF
SECONDER: VICE CHAIR SPENCE-JONES
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

D5.2 09-01059**DISCUSSION ITEM**

DISCUSSION ABOUT THE IMPACT ON SMALL BUSINESS REGARDING DERM'S APPROVAL AS A PREREQUISITE ON THE CITY'S ISSUANCE OF A CERTIFICATE OF USE, BECAUSE OF THE COUNTY'S POSITION THAT ALL LICENSES, BUILDING PERMITS, AND CERTIFICATE OF USE OF MUNICIPALITIES MUST GO THROUGH DERM.

09-01059 Email.pdf

DATE: SEPTEMBER 24, 2009
MOVER: COMMISSIONER SARNOFF
SECONDER: VICE CHAIR SPENCE-JONES
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, SARNOFF, SANCHEZ, REGALADO AND SPENCE-JONES
ACTION: DEFERRED--PASSED

END OF DISTRICT 5