

**City of Miami Beach - City Commission Meeting**  
**Commission Chambers, 3rd Floor, City Hall**  
**1700 Convention Center Drive**  
**May 26, 2004**

Mayor David Dermer  
Vice-Mayor Saul Gross  
Commissioner Matti Herrera Bower  
Commissioner Simon Cruz  
Commissioner Luis R. Garcia, Jr.  
Commissioner Jose Smith  
Commissioner Richard L. Steinberg

City Manager Jorge M. Gonzalez  
City Attorney Murray H. Dubbin  
City Clerk Robert E. Parcher

**ATTENTION ALL LOBBYISTS**

**Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.**

**ADDENDUM**

**R9 - New Business and Commission Requests**

- R9I Discussion Regarding Appointment Of Members To The Bay Link Advisory Committee.  
(Requested by Commissioner Jose Smith)

**R10 - City Attorney Reports**

- R10A Notice Of Closed Executive Session.  
Pursuant To Section 286.011, Florida Statutes, A Closed Executive Session Will Be Held During Lunch Recess Of The City Commission Meeting May 26, 2004 In The City Manager's Large Conference Room, Fourth Floor, City Hall, To Discuss Settlement On The Following Cases:

Felix Equities, Inc. Vs City Of Miami Beach, United States Fidelity & Guaranty, A Foreign Corporation, And St. Paul Fire & Marine Insurance Co. Eleventh Judicial Circuit, General Jurisdiction, Case No. 03-16109 CA 22

In Re: Linc.Net, Inc., Et Al. United States Bankruptcy Court, Southern District Of Florida, Miami Division. Chapter 11, Case Nos. 02-16987-BKC-RAM Through 02-17003-BKC-RAM (Jointly Administered Under Case No. 02-16987-BKC-RAM)

City Of Miami Beach Vs. United States Fidelity & Guaranty Company. Miami-Dade County Circuit Court Case No. 03-19303 CA 03

The Following Individuals Will Be In Attendance: Mayor David Dermer; Members Of The Commission: Matti Herrera Bower, Simon Cruz, Luis R. Garcia Jr., Saul Gross, Jose Smith And Richard Steinberg; City Attorney Murray H. Dubbin, City Manager Jorge M. Gonzalez, Assistant City Attorney Rhonda Hasan, And Special Counsel Steve Siegfried.

**CITY OF MIAMI BEACH**  
**OFFICE OF THE MAYOR & COMMISSION**


**MEMORANDUM**

**TO:** JORGE M. GONZALEZ  
CITY MANAGER

**FROM:** JOSE SMITH  
COMMISSIONER

**DATE:** May 25, 2004

**RE:** AGENDA ITEM  
BAYLINK ADVISORY COMMITTEE



At the request of the Metropolitan Planning Organization, please place on the May 26, 2004 agenda the attached LTC requesting the appointment of members to the Baylink Advisory Committee.

Thank you.

Agenda Item R9I  
Date 5-26-04

CITY OF MIAMI BEACH  
Office of the City Manager  
Letter to Commission No. 104-2004



Date: May 7, 2004

To: Mayor David Dermer and  
Members of the City Commission

From: Jorge M. Gonzalez  
City Manager

A handwritten signature in black ink, appearing to read "Jorge", written over the printed name of the City Manager.

Subject: **METROPOLITAN PLANNING ORGANIZATION (MPO) MEETINGS**

The Metropolitan Planning Organization (MPO) has notified the City of a series of meetings regarding the next phase of the Bay Link Project (scheduled attached). At our insistence the meeting scheduled for May 5<sup>th</sup> was cancelled.

This round of meetings is to gather added public comment and information necessary to submit an application to the Federal Transit Administration (FTA) for a Final Environmental Impact Statement (FEIS).

The tasks in this phase of study include:

1. Greater public involvement through station area planning meetings to be conducted by the MPO and its consultants.
2. Establishment of a Bay Link Advisory Committee (BLAC).
3. Special presentations and updates.
4. Origin-destination study.
5. Re-address conceptual/preliminary engineering tasks due to the extended alignment represented in the selected LPA.
6. Support for travel demand modeling.
7. Preparation of new starts report and project management plan.

The MPO has also requested that a Bay Link Advisory Committee (BLAC) be created and comprised of the following representatives:

City of Miami Beach	3 members
Miami Beach City Manager	1 member
City of Miami	3 members
Miami City Manager	1 member
County Manager's Office	1 member
County Commissioner, District 5	1 member
Florida Dept. of Transportation	1 member

The BLAC will have the following duties:

- Review the information gathered from the various station area planning meetings and offer comments which will be incorporated into written reports to the two City

- Commissions (Miami Beach and Miami);
- Keep their respective agencies informed of the outcome of the various meetings;
  - Meet twice to review the refined definition of the LPA: the stations, yard, and shop site plans; and the financial plan/project implementation plan;
  - There will be no need for votes or recommendations; and
  - The first BLAC meeting is tentatively scheduled for June 2, 2004.

The members of the Commission should appropriately determine how the appointments should be made. Further, I believe the appointment reserved for me would be better handled by the City Commission directly, therefore, the City Commission should appoint 4 members.

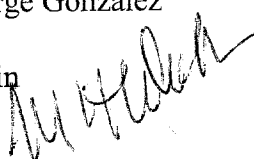
JMG\RCM\sam

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Attachments: Attachment "A" - Resolution No. 2003-25317, Selecting LPA and Technology  
Attachment "B" - Phase 2 Scope of Services/Project Schedule  
Attachment "C" - Station Area Planning Meeting Schedule, Map, Description

**OFFICE OF THE CITY ATTORNEY  
CITY OF MIAMI BEACH**

**TO:** Mayor David Dermer  
Members of the City Commission  
City Manager Jorge Gonzalez

**FROM:** Murray H. Dubbin  
City Attorney 

**SUBJECT:** Notice of Closed Executive Session

**DATE:** May 24, 2004

Pursuant to Section 286.011, Florida Statutes, a Closed Executive Session will be held during lunch recess of the City Commission meeting May 26, 2004 in the City Manager's large conference room, Fourth Floor, City Hall, to discuss settlement on the following cases:

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Agenda Item R10A  
Date 5-26-04