

MIAMI BEACH

City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
November 14, 2012

Mayor Matti Herrera Bower
Vice-Mayor Michael Góngora
Commissioner Jorge R. Exposito
Commissioner Jerry Libbin
Commissioner Edward L. Tobin
Commissioner Deede Weithorn
Commissioner Jonah Wolfson

Interim City Manager Kathie G. Brooks
City Attorney Jose Smith
City Clerk Rafael E. Granada

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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.

Special note: In order to ensure adequate public consideration, if necessary, the Mayor and City Commission may move any agenda item to the alternate meeting date, which will only be held if needed. In addition, the Mayor and City Commission may, at their discretion, adjourn the Commission Meeting without reaching all agenda items.

Call to Order - 9:00 a.m.
Inspirational Message, Pledge of Allegiance
Requests for Additions, Withdrawals, and Deferrals

The City Commission will recess for lunch at approximately 1:00 p.m.

Presentations and Awards

PA Presentations and Awards

Consent Agenda

C2 Competitive Bid Reports
C4 Commission Committee Assignments
C6 Commission Committee Reports
C7 Resolutions

Regular Agenda

R2 Competitive Bid Reports
R5 Ordinances
R7 Resolutions
R9 New Business & Commission Requests
R10 City Attorney Reports

Reports and Informational Items

Presentations and Awards

- PA1 Certificate Of Appreciation To Be Presented To Outstanding Citizens: Drs. Robert Lopez And Leilany Irizarry.
(Requested by Commissioner Jorge R. Exposito)
- PA2 Certificate Of Appreciation To Be Presented To The Miami Beach Police Department's Officers Of The Month For September And October 2012.
(Requested by Commissioner Jorge R. Exposito)
- PA3 Certificate Of Recognition To Be Presented To Detective Vivian Hernandez For Her Involvement In Promoting Breast Cancer Awareness Month In October.
(Requested by Commissioner Jorge R. Exposito)
- PA4 Presentation Of The Aetna Voices Of Health 1st Place Contest Prize Of \$30,000 Which Will Be Used To Address The Shortfall Of Healthcare In Our Schools.
(Requested by Commissioner Jerry Libbin)
- PA5 Presentation Of The Stepping Out For The Arts Luncheon Grant Of \$30,000, To Benefit Miami Beach Local Artists Through The Cultural Arts Council.
(Requested by Commissioner Jerry Libbin)
- PA6 Certificate Of Recognition To Be Presented To The Opium Group For Their Long Standing Commitment To The Senior Citizens Of Miami Beach In Hosting An Annual Halloween Bash.
(Requested by Vice-Mayor Michael Góngora)
- PA7 Certificates Of Appreciation To Be Presented For Commissioner Tobin's Passion Awards, To City Of Miami Beach Employees That Have Passionately Worked On The Sunrise Plaza Project: Elizabeth Wheaton, Elizabeth Estevez, Hermes Diaz And Marvin Serria From The Public Works Department; Millie McFadden, Phillip Knowles And Rhonda Gracie From The Parks & Recreation/Greenspace Management Division; And Julio Blanco From The Police Department.
(Requested by Commissioner Edward L. Tobin)
- PA8 Certificates Of Appreciation To Be Presented To Miami Beach Lifeguard Alex Montero For Creating "Montero Good Grades Incentive Program" And Acknowledging Program Sponsors: Whole Foods Market South Beach And The Miami Heat.
(Requested by Commissioner Edward L. Tobin)

CONSENT AGENDA

Action:
Moved:
Seconded:
Vote:

C2 - Competitive Bid Reports

- C2A Request For Approval To Award Contracts Per Group As Follows: Groups I And III - A-1 Fire And Security, LLC; Group II - Triangle Fire, Inc.; Groups V And VI - All Fire Services, Inc.; Group VII - Fire Alarm Systems And Security, Inc.; Group VIII: A-1 Fire And Security, LLC, Advance Fire Security, Inc., All Fire Services, Inc., Fire Alarm Specialists, Inc. (DBA Fire Alarms And Sprinklers), Fire Alarm Systems And Security, Inc., National Fire Protection, LLC, Triangle Fire, Inc., And Tri-City Electric Co. Inc., Pursuant To Invitation To Bid (ITB) No. 48-11/12, For Citywide Fire Safety System Inspection, Testing, Repair And Monitoring Services, In The Annual Estimated Total Amount Of \$61,736.
(Property Management/Procurement)
- C2B Request For Approval To Award A Contract Pursuant To Invitation To Bid No. 61-11/12, For Waterway Resource Maintenance, With Adventure Environmental, Inc., (AEI) In An Estimated Annual Amount Of \$115,999.92.
(Public Works/Procurement)

C4 - Commission Committee Assignments

- C4A Referral To The Land Use And Development Committee - Discussion Of The City's Draft Tree Ordinance Prepared By The Parks And Recreation Department's Green Space Management Division.
(City Manager's Office)
- C4B Referral To The Neighborhood/Community Affairs Committee - Discussion Regarding Traffic Flow On 1st Street, In The Area East Of Alton Road And West Of Washington Avenue.
(Requested by Commissioner Deede Weithorn)
- C4C Referral To The Finance And Citywide Projects Committee - Discussion Concerning The Lease For The Miami-Dade Gay And Lesbian Chamber Of Commerce Foundation Located At Historic City Hall At 1130 Washington Avenue.
(Requested by Vice-Mayor Michael Góngora)

C6 - Commission Committee Reports

- C6A Report Of The Capital Improvement Projects Oversight Committee Meeting Of September 10, 2012: **1)** Attendance. **2)** Review And Acceptance Of Minutes. **3)** Public Comments. **4)** Old Business/Requested Reports: **4A)** North Beach Neighborhoods: **4A1)** Status Report: Normandy Isle Neighborhood Improvements. **4A2)** Status Report: Biscayne Point Neighborhood Improvements Project. **4B)** Middle Beach Neighborhoods: **4B1)** Status Report: Central Bayshore Improvements. **4B2)** Status Report: Lake Pancoast Improvements. **4B3)** Status Report: Sunset Islands I & II. **4B4)** Status Report: Sunset Island III & IV. **4B5)** Status Report: Lower North Bay Road. **4C)** South Beach Neighborhoods: **4C1)** Status Report: Venetian Islands Neighborhood Improvement Project. **4C2)** Status Report: Palm & Hibiscus Island Neighborhood Improvements & Utilities Undergrounding. **4C3)** Status Report: South Pointe Phase III, IV, & V Neighborhood Improvement Project. **5)** Commission Items: **5A)** A Resolution Approving And Authorizing The Mayor And The City Clerk To Execute Guaranteed Maximum Price (GMP) Amendment No. 1 To The Pre-Construction Services Agreement With The Weitz Company, Dated April 5, 2012, For Construction Management At Risk Services For The South Pointe Park Pier Project, In The Amount Of \$4,809,017 With Funding For This Amendment Previously Appropriated As Follows: \$1,442,417 From The South Pointe Capital Fund 389; And \$3,366,600 From The South Pointe CDT Agreement Rev/Municipal Resort Tax Fund 388. **5B)** A Resolution Accepting The Recommendation Of The Interim City Manager Pertaining To The Ranking Of Firms, Pursuant To Request For Qualifications (RFQ) No. 38-11/12, For Professional Engineering Services To Provide, On An "As-Needed" Basis, Construction Management Support Of Right-Of-Way Capital Improvement Projects; And Further Authorizing The Mayor And City Clerk To Execute Agreements Upon Conclusion Of Successful Negotiations By The Administration With The Three Top-Ranked Proposers: CDM Smith, Inc., Atkins North America, Inc., And AECOM Technical Services, Inc. As The Primary, Secondary, And Tertiary Firms Respectively; And Should The Administration Be Unable To Negotiate An Agreement With Any Of The Top-Ranked Firms, Authorizing The Administration To Negotiate With The Fourth-Ranked Firm Of PCL/Pirtle, A Joint Venture, As The Tertiary Firm.
- C6B Report Of The Land Use And Development Committee Meeting Of November 5, 2012: **I.** Items For Withdrawal: **1.** Discussion Regarding The Re-Zoning Of The Property At 1729 Lenox Avenue. **II.** Regular Agenda: **1. a)** Proposed Parking District #6 For The Alton Road Corridor. **1. b)** Proposed Alton Road Historic District Buffer Overlay. **2.** Discussion Regarding A Resolution By The Historic Preservation Board To Modify The Code Governing The Voluntary Designation Of Single Family Homes. **3.** Reduced Parking Rates For Hotel Employees. **4.** Review Of Miami Beach Land Use Boards To Improve The City Of Miami Beach Building And Planning Department Processes. **5.** Discussion Of RFP For Tennis Maintenance And Bifurcating Maintenance And Operations. **6.** Discussion Regarding Miami Beach United Resolutions To Address The Issue Of Compatibility Of Certain Uses In Proximity To Residential Uses, To Create Safeguards While Still Allowing For Flexibility Of Development. **7.** Discussion Regarding The Environmental Impacts Of Artificial Turf. **8.** Discussion Concerning The Motion Regarding Hours Of Operation For Clubs And Bars During Special LGBT Events Passed By The LGBT Business Enhancement Committee. **9.** Discussion Regarding Food Trucks On Private Property.

C6 - Commission Committee Reports (Continued)

- C6C Report Of The Neighborhood/Community Affairs Committee Meeting Of October 15, 2012: **1)** Discussion Regarding Landscape Encroachments In Single Family Neighborhoods. **2)** Discussion Regarding Proposed Amendments To The City's Film And Print Guidelines. **3)** Discussion Regarding A Review Of The City's Special Event Permit Policy, Which Does Not Allow For Any New Events During Spring Break And Ultra Festival. **4)** Discussion Regarding An Ordinance Of The Mayor And City Commission Of The City Of Miami Beach, Florida, Amending Chapter 82, Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishment Of Monuments Or Memorials," By Amending Section 82-504, Entitled "Monuments Or Memorials," By Adding Criteria To Provide That: A) Only The Mayor Or A Member Of The City Commission May Propose The Establishment Of A Monument Or Memorial; B) The Mayor And City Commissioners Shall Each Be Limited To Proposing The Establishment Of One Monument Or Memorial Per Term Of Elected Office; C) Any Person To Be Recognized By The Establishment Of A Monument Or Memorial Must Be In Good Standing In The Community And If, After The Honor Is Bestowed, The Person Is Convicted Or Adjudicated Guilty Of A Felony, The Name Of The Person Shall Be Removed From Such Monument Or Memorial Or The Monument Or Memorial Itself May Be Removed, Without Any Resulting Liability To The City; And Providing For Repealer, Severability, Codification, And An Effective Date. **5)** Discussion Regarding The Water Feature At The Washington Avenue Entry Of South Pointe Park. **6)** Discussion Concerning The Timing Of The Usage Of The City Of Miami Beach's Leaf Blowers. **7)** Follow-Up Regarding A Proposal To Honor The Extensive Community Legacy Of Stanley Levine With A Memorial Bench On Lincoln Road. **8)** Resolutions Authorizing Agreements With Various External Entities To Assist The City In Implementing The Action Plan To Address Potential Corruption And Misconduct: A) A Resolution Approving And Authorizing The City Manager And City Attorney To Negotiate An Agreement With Miami-Dade County, On Behalf Of The Miami-Dade County Office Of The Inspector General (MDCOIG), To Authorize The MDCOIG To Provide Independent Investigations Into City Practices And Operations In Order To Prevent And Detect Fraud, Waste, Financial Mismanagement, Employee Misconduct, Or Other Abuses. B) A Resolution Approving And Authorizing The Mayor And City Clerk To Execute An Agreement In The Not To Exceed Amount Of \$45,000, With Miami-Dade County, Florida, On Behalf Of The Miami-Dade County Commission On Ethics And Public Trust, To Develop And Provide A Comprehensive Ethics Training Program For City Employees Who Hold Positions That Are In Regulatory Areas Of The City.

C7 - Resolutions

- C7A A Resolution Approving And Authorizing The City Manager Or Her Designee Retroactively To Submit A Grant Application To Miami-Dade County Homeless Trust For Funding For Identification Assistance Services For Homeless Individuals And Families In The Approximate Amount Of \$25,000 For The City's Homeless Outreach Program; Appropriating The Grant, If Approved And Accepted By The City, And Authorizing The Execution Of All Documents Related To This Application.
(Budget & Performance Improvement)
- C7B A Resolution Exercising The Second Renewal Option With Inktel Direct Government BPO Services, Inc., Pursuant To Request For Proposal (RFP) No 08-08/09 For The Delivery Of Call Center Services For The Building Department, In The Estimated Annual Amount Of \$95,000.00.
(Building Department)
- C7C A Resolution Approving And Authorizing The City Manager To Enter Into A Professional Services Agreement, In An Amount Not To Exceed \$40,500 With Kevin Scott Crowder (Contractor), For A Period Of Five (5) Months, Commencing On January 1, 2013, And Terminating On May 31, 2013, To Continue To Provide The City With Certain Services Related To Business Development, Market Research And Intergovernmental Affairs.
(City Manager's Office)
- C7D A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 2, In A Negotiated Not-To-Exceed Amount Of \$145,876, To The Agreement Between The City Beach And Superior Landscaping & Lawn Services, Inc., Dated June 15, 2011, For Ground Maintenance Services For The North Shore/Washington Avenue Area; Said Amendment For The Inclusion Of The Miami Beach Convention Center (MBCC) Ground Maintenance.
(Convention Center/Procurement)
- C7E A Resolution Accepting The Recommendation Of The Interim City Manager Pertaining To The Ranking Of Proposals Pursuant To Request For Proposals (RFP) No. 53-11/12 For The Provision Of Various Banking Services To The City Of Miami Beach For A Five-Year Period With Five One-Year Renewal Options; Authorizing The Administration To Enter Into Negotiations With The Top-Ranked Proposer, Suntrust Bank; And Should The Administration Not Be Successful In Negotiating An Agreement With The Top-Ranked Proposer, Authorizing Negotiations With The Second-Ranked Proposer, TD Bank, N.A.; Further Authorizing The Mayor And City Clerk To Execute An Agreement Upon Conclusion Of Successful Negotiations By The Administration.
(Finance Department/Procurement)

C7 - Resolutions (Continued)

- C7F A Resolution Waiving By 5/7ths Vote, The Formal Competitive Bidding Requirements, Finding Such Waiver To Be In The Best Interest Of The City, And Authorizing The City Manager, Or Her Designee, To Negotiate And Execute An Agreement With Terremark North America Inc., In An Amount Not To Exceed \$328,560, For A Period Of One (1) Year, To Provide Internet Access, Managed Router Services And Hardware Co-Location Space At The Network Access Point (NAP) Of The Americas Data Center Facility.
(Information Technology/Procurement)
- C7G A Resolution Approving And Authorizing The City Manager To Execute An Agreement, In An Amount Not To Exceed \$350,000, For The Acquisition Of Handheld And Mobile License Plate Recognition (LPR) Parking Enforcement Systems With The Firm Of Parktrak, Pursuant To Request For Proposals No. 55-11/12; And Further Waiving, By 5/7ths Vote, The Formal Competitive Bidding Requirements As To The Portion Of The Agreement Pertaining To The Purchase Of The Mobile LPR Parking Enforcement System, Finding Such Waiver To Be In The Best Interest Of The City.
(Parking Department/Procurement)
- C7H A Resolution Authorizing The Mayor And The City Clerk To Execute An Interlocal Agreement Between The City And The Clerk Of Courts, Miami-Dade County, Florida, Permitting The Miami Beach Parking Department Use Of A License Plate Recognition System In Order To Apprehend Miami-Dade County Scofflaws And Vehicles Otherwise Subject To Impoundment And Immobilization.
(Parking Department)
- C7I A Resolution Rejecting All Bids Received Pursuant To Invitation To Bid (ITB) No. 47-11/12, To Provide Grounds Maintenance Services On Selected Sites Throughout The South Beach District, And Authorizing The Administration To Issue A New Invitation To Bid.
(Parks & Recreation/Procurement)
- C7J A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 2 To The Contract With Radio Satellite Integrators, Inc. (RSI), Dated June 27th, 2011, In An Amount Not To Exceed \$193,000, To Install The Automated Vehicle Locator (AVL) Device In Parks And Recreational Department Vehicles, Public Works Department Vehicles, Property Management Division Vehicles, And Additional Fire Dept Vehicles; With Funding Previously Appropriated In The FY 2012/13 Budget.
(Public Works)
- C7K A Resolution Approving And Authorizing The Mayor And City Clerk To Execute A Memorandum Of Agreement, With The Florida Department Of Transportation, To Establish An Interest-Bearing Escrow Account To Deposit Funds For The Construction Of Proposed Decorative Pedestrian Crosswalks And Embedded Sidewalk Pavers With Street Names, As Part Of The State Road A1A/Collins Avenue Project, From 5th Street To Lincoln Road.
(Public Works)

C7 - Resolutions (Continued)

- C7L A Resolution Accepting A Subterranean Utility Easement From Bernard S. Baumel, As Trustee Under Trust Agreement Dated November 28, 2004, Of The Property Located At 1700 West 25th Street, For The Construction, Installation, Maintenance, Repair, And Replacement Of Water And Sewer Mains.

(Public Works)

- C7M A Resolution Approving An Amendment To The Lease Agreement Between The City And Massage Partners, Inc. Authorizing The Additional Use Of The Leased Premises Located At 767 17th Street As A Nail Salon; Furthermore, Approving The Additional Rent To Be Paid By Massage Partners, Inc. For The Use Of The Common Area Bathrooms Located On The Second Floor Of The 1701 Meridian Avenue Office Building For Its Nail Salon Customers; And Further Authorizing The Mayor And City Clerk To Execute The Agreement Subject To Final Review By The City Manager And Form Approval By The City Attorney.

(Real Estate, Housing & Community Development)

(Memorandum & Resolution to be Submitted in Supplemental)

- C7N A Resolution Approving And Authorizing The Following Actions With Regard To The City's Neighborhood Stabilization Program 1 (NSP1) Agreements: 1) Approving And Authorizing The Mayor And City Clerk To Execute Amendment Number 4 To The Subgrant Agreement Between The State Of Florida Department Of Economic Opportunity (DEO) And The City Modifying The Expiration Date Of The Subgrant Agreement From November 23, 2012, To February 15, 2013, Re-Allocating Unspent Administration Funds, And Modifying The Program Budgets; 2) Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 8 To The Nsp1 Agreement Between The City And Miami Beach Community Development Corporation (MBCDC), Dated January 21, 2010, Modifying The Expiration Date Of Such Agreement From November 23, 2012 To February 15, 2013, And Allocating The City's Unspent Administration Funds In The Amount Of Approximately \$248,000, To Reduce The Debt Service On The Neptune Apartments; And 3) Further Authorizing The City Manager Or Her Designee To Take Such Actions As May Be Required With Regard To Preparing And Having The Mayor And City Clerk Execute Modifications Of Mortgages For The Referenced NSP1 Funded Projects; Such Modifications Revising The Mortgage Amounts To Reflect The Final Budgeted Amounts For Each Project.

(Real Estate, Housing & Community Development)

- C7O A Resolution Setting A Public Hearing To Consider Accepting The Donation From The Levine Family Of A Memorial Bench Designed By Agustina Woodgate Honoring The Community Legacy Of I. Stanley Levine, For Placement On The Nine Hundred Block Of Lincoln Road; And Further, If Approved, Authorizing The City Manager To Execute An Agreement With The Levine Family Establishing A Maintenance Reserve Account For The First Year Of Maintenance And Repairs To Said Memorial Bench.

(Tourism & Cultural Development)

C7 - Resolutions (Continued)

C7P A Resolution Authorizing The Acceptance Of A Thirty Thousand Dollar (\$30,000) Donation From The Miami Beach Arts Trust, From The “Stepping Out For The Arts” Luncheon; And Further Appropriating Said Funds For The Creation Of A Dedicated City Cultural Grants Program Which Will Be Administered By The Cultural Arts Council, Consistent With The City’s Established Policies And Procedures.

(Tourism & Cultural Development)

End of Consent Agenda

REGULAR AGENDA

R5 - Ordinances

- R5A Parking District No. 5 - Sunset Harbour
An Ordinance Amending The Code Of The City Of Miami Beach, Florida By Amending Chapter 130, "Off-Street Parking," Article II "District; Requirements," Section 130-31 "Parking Districts Established," By Creating A New Parking District No. 5; Amending Section 130-33, "Off-Street Parking Requirements For Parking Districts Nos. 2, 3 And 4," By Adding New Parking Regulations For Parking District No. 5 For Properties Generally Bounded By Purdy Avenue On The West, 20th Street On The North, Alton Road On The East And Dade Boulevard On The South; Amending Section 142-483, "Conditional Uses" By Adding To The List Of Conditional Uses In The I-1 Urban Light Industrial District; Amending Chapter 142, Article II, "District Regulations," Division 5, "CD-2 Commercial Medium Intensity District," By Amending Sections 142-302, "Main Permitted Uses," Section 142-303, "Conditional Uses," And Section 142-305, "Prohibited Uses," By Clarifying The Permitted, Prohibited And Conditional Uses In Parking District #5; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. **10:15 a.m. First Reading Public Hearing**
(Requested by Land Use & Development Committee)
(Legislative Tracking: Planning Department)
- R5B Ground Floor Additions In The Architectural District
An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," By Amending Division 3, "Residential Multifamily Districts," By Amending Subdivision V, "RM-3 Residential Multifamily High Intensity," To Create Additional Regulations Regarding Ground Floor Additions For Properties Located In The Architectural District; Providing For Repealer, Codification, Severability And An Effective Date. **10:30 a.m. Second Reading Public Hearing**
(Requested by Land Use & Development Committee)
(Legislative Tracking: Planning Department)
(First Reading on October 24, 2012)
- R5C An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Through And Including January 31, 2013, Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Requested by Neighborhood/Community Affairs Committee)
(Legislative Tracking: Parks & Recreation)

R5 - Ordinances (Continued)

- R5D An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article VI, Entitled "Procurement," By Amending Division 5, Entitled "Debarment Of Contractors From City Work," By Amending Section 2-397, Entitled "Purpose Of Debarment," To Provide The Purpose For Suspensions; By Amending Section 2-398, Entitled "Definitions," To Provide Additional Definitions Regarding Suspension Of Contractors; By Amending Section 2-399, Entitled "List Of Debarred Contractors," To Provide For The Additional Listing Of Suspended Contractors; By Amending Section 2-400, Entitled "Effects Of Debarment" To Provide For The Effects Of Suspension; By Amending Section 2-401, Entitled "Continuation Of Current Contracts," To Provide That Suspension May Affect The Continuation Of Current Contracts Or Bids; By Amending Section 2-402, Entitled "Restrictions On Subcontracting," To Provide For Restrictions On Suspended Contractors; By Amending Section 2-403; Entitled "Debarment," To Provide For The Suspension Of Contractors; By Amending Section 2-404, Entitled "Causes For Debarment," By Providing For An Additional Cause For Debarment When A City Contractor Is Found To Have Committed Any Offense Indicating A Lack Of Business Integrity Or Honesty That Seriously And Directly Affects The Present Responsibility Of A City Contractor, And To Provide For Causes For Suspension; By Amending Section 2-405, Entitled "Debarment Procedures," To Provide Procedures For Suspension Of Contractors; By Amending Section 4-206, Entitled "Period Of Debarment," By Providing For Periods Of Suspension And Requests For Reducing Periods Of Suspension; Providing For Repealer; Severability; Codification; And An Effective Date. **First Reading**

(Requested by Mayor Matti Herrera Bower)
(Legislative Tracking: City Attorney's Office)

R7 - Resolutions

- R7A A Resolution Setting The Dates For The Year 2013 City Commission Meetings. **Joint City Commission And Redevelopment Agency**
(City Clerk's Office)

- R7B A Resolution Approving Funding, In An Amount Not To Exceed \$250,000, To Address The Relocation Of The Kitchen Exhaust Venting System Installed By The Pennsylvania Avenue Garage Retail Tenant, Penn 17, LLC (D/B/A Cooper Avenue); With Funding Available From Previously Appropriated City Center RDA Capital Fund 365; And Further, Authorizing The Interim City Manager And Penn 17, LLC To Negotiate And, If Successful, Execute An Agreement To Proceed With The Re-Design, Permitting And Constructing Of Kitchen Exhaust Venting System That Discharges Away From The Service Alley Located Between The New World Symphony Building And The Pennsylvania Avenue Garage. **Joint City Commission And Redevelopment Agency**

(Real Estate, Housing & Community Development)
(Item Referred to FCWPC October 24, 2012)
(Memorandum & Resolution to be Submitted in Supplemental)

R7 - Resolutions (Continued)

- R7C A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee And Adopting The 2011 Citywide Stormwater Management Master Plan.
(Public Works)
(Deferred from October 24, 2012)
- R7D A Resolution Approving The Issuance Of New Police And Parking Towing Permits To Beach Towing Services, Inc. And Tremont Towing Services, Inc., With Said Permits Having A Three (3) Year Term, Commencing On December 1, 2012, And Ending On November 30, 2015; And Further Approving Amendment No. 2 To The Administrative Rules And Regulations For Police And Parking Towing Permits.
(Parking Department)
(Deferred from October 24, 2012)
- R7D1 Alternate Resolution And Administrative Rules And Regulations For Police And Parking Towing Permits.
(Requested by Commissioner Jonah Wolfson)
- R7E A Resolution Accepting The Recommendations Of The Neighborhood/Community Affairs Committee At The September 24, 2012 Committee Meeting To A) Bring The Concept Of A Hedge For The Off-Leash Dog Area Of South Pointe Park Back To The City Commission For Further Discussion And Direction And B) Extend The Dog Off-Leash Pilot Program In South Pointe Park.
(Parks & Recreation)
- R7F A Resolution Adopting The Certification Of The Unofficial Results Of The November 6, 2012 Special Election For The City Of Miami Beach Ballot Questions, And Declaring The Results Thereof.
(City Attorney's Office)
- R7G A Resolution Creating The City Of Miami Beach Ad Hoc Charter Review And Revision Board; Prescribing Its Duties, And Providing For The Manner Of Its Appointment And The Terms Of Office Of Its Members.
(City Attorney's Office)
- R7H A Resolution Adopting The Third Amendment To The Fiscal (FY) 2011/12 General Fund Budget And The Second Amendment To The Enterprise, Internal Service And Special Revenue Funds Budget.
(Budget & Performance Improvement)
(Memorandum & Resolution to be Submitted in Supplemental)

R9 - New Business and Commission Requests

- R9A Board And Committee Appointments.
(City Clerk's Office)
- R9A1 Board And Committee Appointments - City Commission Appointments.
(City Clerk's Office)
- R9B1 Dr. Stanley Sutnick Citizen's Forum. (12:30 p.m.)
R9B2 Dr. Stanley Sutnick Citizen's Forum. (5:30 p.m.)
- R9C The Committee Of The Whole Will Meet During Lunch Recess Of The November 14, 2012 City Commission Meeting At The City Manager's Office Large Conference Room To Discuss: 1) Staff Participation At Commission Organized Meetings; And 2) Implementation Of Charter Amendment Affecting The City Clerk.
(City Manager's Office/City Attorney's Office)
- R9D Discussion Regarding An Application For A Sidewalk Café Permit For The Drexel Avenue And 16th Street Sidewalks In Front Of The Retail Spaces Of The Park at 420 Garage, Located At The Corner Of 16th Street And Drexel Avenue.
(Planning Department)
- R9E Discussion Regarding Preparing A Directive To Federal Legislature Lobbyist, Asking Them To Promote A Federal Windstorm Program.
(Requested by Commissioner Jorge R. Exposito)
- R9F Discussion Regarding The Status Of The Second Hand Store Ordinance.
(Requested by Vice-Mayor Michael Góngora)
- R9G Discussion Regarding Adding Seating Capacity On The Roof Of The Future Flamingo Tennis Center.
(Requested by Commissioner Edward L. Tobin)
- R9H Discussion Regarding A Resolution Urging The State Of Florida To Restore Early Voting To Two Weeks.
(Requested by Vice-Mayor Michael Góngora)
- R9I Discussion Regarding Granting Of The Easement On The Saxony Hotel Project On 33rd/34th Collins Avenue And The Public Benefit Of Granting Of The Easement.
(Requested by Vice-Mayor Michael Góngora)

R10 - City Attorney Reports

R10A City Attorney's Status Report.

(City Attorney Office)

R10B Notice Of Closed Executive Session

Pursuant To Section 447.605, Florida Statutes, A Closed Executive Session Will Be Held During Recess Of The City Commission Meeting On Wednesday, November 14, 2012, In The City Manager's Large Conference Room, Fourth Floor, City Hall, For A Discussion Relative To Collective Bargaining.

Reports and Informational Items

Reports and Informational Items (see LTC No. 284-2012)

End of Regular Agenda

Miami Beach Redevelopment Agency

**City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
November 14, 2012**

Chairperson of the Board Matti Herrera Bower
Member of the Board Jorge Exposito
Member of the Board Michael Góngora
Member of the Board Jerry Libbin
Member of the Board Edward L. Tobin
Member of the Board Deede Weithorn
Member of the Board Jonah Wolfson

Executive Director Kathie G. Brooks
Assistant Director Jorge Gomez
General Counsel Jose Smith
Secretary Rafael E. Granado

AGENDA

1. NEW BUSINESS

- A A Resolution Of The Chairperson And Members Of The Miami Beach Redevelopment Agency (RDA), Setting The Dates For The Year 2013 Redevelopment Agency Meetings. **Joint City Commission And Redevelopment Agency**
(City Clerk's Office)
- B A Resolution Of The Chairperson And Members Of The Miami Beach Redevelopment Agency (RDA), Approving A Funding Contribution In An Amount Of \$250,000 To Address The Relocation Of The Kitchen Exhaust Venting System Installed By The Pennsylvania Avenue Garage Retail Tenant, Penn 17, LLC. D/B/A Cooper Avenue; With Funding Available From Previously Appropriated City Center RDA Capital Fund 365; And Further, Authorizing The Interim Executive Director To Negotiate Terms Of An Agreement With Penn 17, LLC To Proceed In Redesigning, Permitting And Constructing A Kitchen Exhaust Venting System That Discharges Away From The Service Alley Located Between The New World Symphony Building And The Pennsylvania Avenue Garage. **Joint City Commission And Redevelopment Agency**
(Real Estate, Housing & Community Development)
(Item Referred to FCWPC On October 24, 2012)
(Memorandum & Resolution to be Submitted in Supplemental)
- C A Resolution Of The Chairperson And Members Of The Miami Beach Redevelopment Agency Adopting And Appropriating The First Amendment To The Fiscal Year 2011/12 Operating Budget For The City Center Redevelopment Area, The Anchor Shops And Parking Garage, And The Pennsylvania Avenue Shops And Parking Garage For Items That Are Over-Budget.
(Budget & Performance Improvement)
(Memorandum & Resolution to be Submitted in Supplemental)