

MIAMI BEACH

City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
July 17, 2013

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

City Manager Jimmy L. Morales
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 The Miami Beach Police Department's Officer Of The Month For May 2013.
(Requested by Commissioner Jorge R. Exposito)
- PA2 Proclamation To Be Presented For CJ Ortuño From SAVE Dade.
(Requested by Commissioner Jorge R. Exposito)
- PA3 Certificates Of Appreciation To Be Presented To All Public Works And Capital Improvement Projects Employees For Their Continuous Hard Work And Fast Response To Any Situation In The City Of Miami Beach.
(Requested by Commissioner Jorge R. Exposito)
- PA4 Certificate Of Appreciation To Be Presented To Mr. Rick Beasley The Executive Director Of South Florida Workforce Investment Board For His Continued Support And Contributions To The New Generation Leadership And Workforce Institute And Workforce Services In The City Of Miami Beach, Service Provided By UNIDAD Of Miami Beach.
(Requested By Mayor Matti Herrera Bower)
- PA5 Certificate Of Recognition To Be Presented To TV Show, Burn Notice, Filmed In Miami Beach.
(Requested by Mayor Matti Herrera Bower)
- PA6 Certificate Of Recognition To Be Presented To Joshua Williams, One Of America's Top 10 Youth Volunteers Of The Year.
(Requested by Mayor Matti Herrera Bower)
(Deferred on June 5, 2013)
- PA7 Certificates Of Completion To Be Presented To The City Of Miami Beach Neighborhood Leadership Academy Graduates.
(City Manager's Office)
- PA8 Certificate Of Recognition To Be Presented To Benjamin Abo, Mount Sinai Hospital Resident, For His New York Subway Rescue Good Samaritan Act.
(Requested by Commissioner Michael Góngora)

CONSENT AGENDA

Action:
Moved:
Seconded:
Vote:

C2 - Competitive Bid Reports

- C2A Request For Approval To Issue A Request For Qualifications (RFQ) For Design/Build Services For Right Of Way Infrastructure Improvement Program Neighborhood No. 8B - Lower North Bay Road.
(Capital Improvement Projects)
(Memorandum to be Submitted in Supplemental)

- C2B Request For Approval To Award A Contract, Pursuant To Invitation To Bid No. 018-2013TC, For The Construction Of Beachwalk II - Phase I From South Pointe Drive To 3rd Street.
(Capital Improvement Projects/Procurement)

- C2C Request For Approval To Award A Contract, Pursuant To Invitation To Bid No. 172-2013TC, For The 1701 Meridian Avenue 4th Floor Renovation.
(Capital Improvement Projects/Procurement)

- C2D Request For Approval To Award A Contract, Pursuant To Invitation To Bid No. 173-2013TC, For The Reconstruction Of Surface Parking Lots 12x And 17x.
(Capital Improvement Projects/Procurement)
(Memorandum to be Submitted in Supplemental)

- C2E Request For Approval To Award A Contract, Pursuant To Invitation To Bid No. 260-2013TC, For The Miami Beach Golf Course Drainage Remediation.
(Capital Improvement Projects/Procurement)

- C2F Request For Approval To Award A Contract, Pursuant To Invitation To Bid No. 268-2013TC, For Dune Restoration Services.
(Public Works/Procurement)

- C2G Request For Approval To Award A Contract, Pursuant To Invitation To Bid No. 014-2013TC, For The Demolition Of The Normandy Shores Park Building.
(Parks & Recreation/Procurement)

- C2H Request For Approval To Issue A Request For Proposals (RFP) For The Management And Operation Of The Street Markets On Lincoln Road, Normandy Village, Collins Park And Other Locations.
(Real Estate Housing Community Development/Procurement)

C2 - Competitive Bid Reports (Continued)

C2I Request For Approval To Award Contracts Pursuant To Invitation To Bid No: 145-2013, For Routine And Emergency Sanitary Sewer And Storm Water Pipes Cleaning, And Close Circuit Television (CCTV) Inspection Services.

(Public Works/Procurement)

(Deferred from June 5, 2013)

(Memorandum to be Submitted in Supplemental)

C2J Request Approval To Renew, In Some Cases Retroactively, Contracts For Routine Operational Requirements.

(Procurement)

C2K Request For Approval To Award A Contract To Oracle Elevator Company Pursuant To Invitation To Bid (ITB) 183-2013, For City Hall Elevator Renovation.

(Property Management/Procurement)

C4 - Commission Committee Assignments

C4A Referral To The Finance And Citywide Projects Committee - A Discussion On Increasing The Living Wage Rate In Accordance With The Options Pursuant To The Ordinance 2010-3682.

(Procurement)

C4B Referral To The Finance And Citywide Projects Committee - A Discussion On The Review And Recommendations For Improving The City's Procurement Code Completed By The National Institute For Public Procurement (NIGP).

(Procurement)

C4C Referral To The Finance & Citywide Projects Committee - Proposed Comprehensive Records Management Plan.

(City Clerk's Office)

C4D Referral To The Finance And Citywide Projects Committee - Discussion Regarding Walker Parking To Conduct A Parking Supply And Demand Analysis.

(Parking Department)

C4E Referral To The Land Use And Development Committee - Boat Docks And Marine Structures Ordinance.

(Requested by the Planning Board)

(Legislative Tracking: Planning Department)

C4 - Commission Committee Assignments (Continued)

- C4F Referral To The Planning Board - Ordinance Amendment Incentivizing The Retention Of Architecturally Significant Single Family Homes Built Prior To 1942.
(Requested by Mayor Matti Herrera Bower)
(Planning Department)
- C4G Referral To The Planning Board - An Ordinance Amendment Adding St. Patricks Church To The 40th Street Religious Institution Overlay District.
(Requested by Commissioner Edward L. Tobin)
(Planning Department)
- C4H Referral To The Parking & Transportation Committee And The Neighborhood/ Community Affairs Committee A Comprehensive Discussion Of Parking In The City Of Miami Beach.
(Requested by Mayor Matti Herrera Bower)
- C4I Referral To The Land Use And Development Committee - An Ordinance That Would Require That All Easement, Alley And/Or Right-Of-Way Vacation Requests Be Approved By The City Commission Before The Project In Question Is Heard Before Any Of The City's Land Use Boards.
(Requested by Mayor Matti Herrera Bower)
- C4J Referral To The Land Use And Development Committee - Discussion Concerning The Motion By The GLBT Business Enhancement Committee Regarding Extending Hours Of Operation For The Four Event Weekends: White Party, Winter Party Festival, Miami Beach Gay Pride And Aqua Girl.
(Requested by Commissioner Michael Góngora)
- C4K Referral To The Land Use And Development Committee - Discussion Concerning Retractable Roofs On Outdoor Cafes.
(Requested by Commissioner Michael Góngora)
- C4L Referral To The Planning Board - An Ordinance Amendment That Places A Six-Month (6) Moratorium Limited To The Issuance Of Orders Or Permits For The Substantial Or Total Demolition Of Architecturally Significant Single-Family Homes.
(Requested by Mayor Matti Herrera Bower)

C6 - Commission Committee Reports

- C6A Report Of The Neighborhood/Community Affairs Committee Meeting On May 20, 2013: **1)** Referral To The Neighborhood/Community Affairs Committee A Discussion Regarding The City Of Miami Beach Centennial, Which Will Occur On March 26, 2015. **2)** Discussion Regarding Proposed Amendments To City Code Chapter 38 Regarding "Elections." **3)** Discussion Involving Citywide Lighting Conditions. **4)** Discussion Regarding 1) Amendments To Land Development Regulations Sections 142-109, 142-905 And 142-1111. 2) The Amendments Shall Prohibit, And Set Forth The Appropriate Penalties, For Individuals And/Or Entities That Advertise The Transient Occupancy (Short-Term Rental) Of Those Properties Which Are Located Within A Single Family Or A Multi-Family Zoning District, As Specifically Delineated In Sections 142-905 And 142-1111. 3) The Amendment To Section 142-109 Shall Prohibit The Advertisement Of Those Single Family Residential Properties For The Purpose Of Allowing The Commercial Use Of The Premises, And The Advertisement Of Those Events, Gatherings Or Promotions At The Single Family Residential Property, Consistent With The Prohibitions Set Forth Within Section 142-109. **5)** Discussion Regarding A Proposed Public Art Project For Placement In South Pointe Park Pier. **6)** Discussion Regarding Possible Amendments To Chapter 70 Article III (Section 70-122-129), "Graffiti Ordinance." **7)** Discussion Regarding Bicyclist Safety Campaign With The Miami Beach Police Department, Deco Bikes And Local Bicycle Rental Companies. **8)** Discussion Regarding The Restoration Of Monument Island. **9)** Status Update For The Beach Walk From Sunrise Plaza To Fifth Street. **10)** Discussion Regarding Status Of The Naming Of The Tennis Center At Flamingo Park. **Emergency Item: 11)** Discussion Regarding The FDOT Alton Road Project Between 6th And Michigan.

C6 - Commission Committee Reports (Continued)

- C6B Report Of The Land Use And Development Committee Meeting On June 12, 2013: **1)** Discussion Regarding The FDOT Alton Road Project And The Alton Road Reconstruction Coalition (AARC). **2)** Reduced Parking Rates For Hotel Employees. **3)** Discussion Of The Miami Beach Current City Code Chapter 6-4 (3) Relating To Alcoholic Beverage Sales That Requires A 300 Foot Distance Between Liquor Stores And Ask That The City Look Into Adopting The County Requirement Of 1500 Feet. **4)** Review Of Miami Beach Land Use Boards To Improve The City Of Miami Beach Building And Planning Department Processes. **5)** Discussion Regarding Food Trucks On Private Property. **6)** Discussion Pertaining To "Smarter Materials For Next Generation Infrastructure," Such As Eliminating The Disposal Of Tires In Global Landfills And Incinerators. **7)** Discussion Regarding An Amendment To The Land Development Regulations That Will Create Protection From Total Demolition Of Architecturally Significant Single Family Homes Built Prior To 1942. **8)** Discussion Regarding The Proposed Ordinance "Revising The Year Of Review For Architectural Significance Of Single Family Homes From The Current 1942 To The Year 1966, And By Modifying The Procedures For The Review And Approval Of Demolition Requests For Single Family Homes Determined To Be Architecturally Significant And Not Located Within A Designated Historic District". **9)** Discussion Concerning A Proposed Amendment Of The Charter To Prohibit The Involuntary Designation Of Single-Family Residences As Individual Historic Sites, Hereinafter Referred To As The Miami Beach Homeowner Protection Act. **10)** Discussion Regarding A Resolution Pursuant To City Code Section 118-591 Declining To Pursue The Proposed Designation Of 42 Star Island Drive As A Historic Site. **11)** Discussion Regarding The Condition Of The Stones In The 1100 Block Of Lincoln Road. **12)** Discussion Regarding The Current Sidewalk Café Ordinance. **13)** Discussion Regarding An Item Addressing The Uses Adjacent To St. Patrick's Church And The Possibility Of Permitting Additional Uses. **14)** Accessory Setback Encroachments An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, Entitled "Zoning Districts And Regulations", By Amending Article IV, Entitled "Supplementary District Regulations", By Amending Section 142-1132 To Modify The Setbacks For Allowable Encroachments Including Driveways, Carports And Mechanical Equipment; By Amending Section 142-1133 To Modify The Setback Requirements For Swimming Pools And The Requirements For The Construction Of Swimming Pools On Corner And Thru Lots Within Single Family Districts; Providing For Codification; Providing For Repealer, Severability And An Effective Date.
- C6C Report Of The Special Finance And Citywide Projects Committee Meeting On May 22, 2013: **1)** Private Closed Attorney-Client Session Scheduled From 2:00 p.m. To 3:00 p.m. To Discuss Settlement Negotiations And/Or Strategy Related To Litigation Expenditures With Regard To The Attached Referenced Litigation Matters. **2)** Discussion Of The Miami Beach Convention Center Proposals And The Miami Beach Convention Center Master Plans.

C6 - Commission Committee Reports (Continued)

- C6D Report Of The Neighborhood/Community Affairs Committee Meeting On June 26, 2013: **1)** Consideration And Discussion Of Proposed Amendments To The City's Noise Ordinance. **2)** Discussion To Consider Leaving The Altos Del Mar Location As Passive Greenspace. **3)** Discussion Regarding Considering Hosting A Biannual Art Camp Held In Miami Beach In Cooperation With UNESCO. **4)** Discussion Regarding Bicyclist Safety Campaign With The Miami Beach Police Department, Deco Bikes And Local Bicycle Rental Companies. **5)** Resolution Supporting The Efforts Of Miami-Dade County And The Miami-Dade County Public Schools' Joint Roundtable On Youth Safety to Neighborhood/Community Affairs Committee and Committee on Quality Education. **6)** Discussion Regarding The Restoration Of Monument Island. **7)** Discussion Regarding The Collins Park Garage Project (Collins Park Place). **8)** Discuss The Enforcement Components Of The Recycling Ordinance. **9)** Discuss An Amendment To The Special Event Requirements And Guidelines To Include Recycling Requirements For All Special Events That Require A Sanitation Plan. **10)** Discuss An Amendment To The Energy Economic Zone Ordinance To Include Miami-Dade County's Green Business Certification Program As An Eligibility Criteria To Receive The EcoZone Program Tax Incentives. **11)** Report From City Staff On The Traffic Calming And School Zone Expansion Initiative For 41st Street Between Meridian Avenue And Garden Avenue To Improve School Safety At Nautilus Middle School. **12)** A Resolution Accepting The Recommendation Of The Neighborhood/Community Affairs Committee Not To Name The New Tennis Center At Flaming Park (The Center) The "Flamingo Park Tennis Center," As Proposed By The Flamingo Park Neighborhood Association And, Further, To Keep The Existing Proposed Name Of The Center As The "Flamingo Park/Holtz Tennis Center," In Accordance With The Intent Of The Prior Agreement(s) Entered Into By The Tennis Center," In Accordance With The Intent Of The Prior Agreement(s) Entered Into By The City. **13)** Discussion Regarding The Issue Of The Use Of Medical Marijuana. **14)** An Ordinance Amending Miami Beach City Code Chapter 2 Entitled "Administration," Article VII Entitled "Standards Of Conduct," Division 2 Entitled "Officers, Employees, And Agency Members," By Amending Section 2-446 Thereof Entitled "Declaration Of Policy" To Provide For Limited Standards Of Conduct Applicable To The City's Special Masters, And Creating City Code Section 2-461 Establishing Special Master Lobbying Prohibitions; Providing For Repealer, Severability, Codification, And An Effective Date.
- C6E Report Of The Special Land Use And Development Committee Meeting On July 8, 2013: **1)** Discussion Regarding Miami Beach Convention Center Master Plan Program Components.

C7 - Resolutions

- C7A A Resolution Approving And Authorizing The City Manager Or His Designee To Take The Following Actions: 1) Submit A Grant Application To Miami-Dade County For FY 2013/2014 Edward Byrne Memorial Justice Assistance Grant Program Funds In The Approximate Amount Of \$8,726 For The Police Department's Records Improvement Program; And, 2) Execute An Interlocal Agreement And Annual Affidavit With Miami-Dade County For The FY 2012/2013 Miami-Dade County Municipal Parking Fines Reimbursement Program, For Funding In The Approximate Amount Of \$61,000, For Funds To Be Used To Improve Accessibility And Equal Opportunity To Qualified Persons Who Have Disabilities And To Conduct Public Awareness Programs; Appropriating The Grant And Program Funds, And City Expenses, If Approved And Accepted By The City And Authorizing The Execution Of All Necessary Documents Related To The Aforestated Application, Including, Without Limitation, Audits, And Authorizing The City Manager Or His Designee To Take All Necessary Actions Related To This Grant.
(Budget & Performance Improvement)
- C7B A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Proposals, Pursuant To Request For Proposals (RFP) No. 064-2013, For Audit Services Of Capital Improvement Projects.
(Budget & Performance Improvement/Procurement)
- C7C A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Firms, Pursuant To Request For Proposals (RFP) No. 065-2013TC, For Emergency Management Administrative Support Services.
(Budget & Performance Improvement/Procurement)
- C7D A Resolution Providing Authorization To The Mayor And City Clerk To Execute Amendment No. 25 To The Professional Services Agreement Between The City Of Miami Beach, Florida, And CH2M Hill, Inc. For The Professional Landscape, Architectural And Engineering Services For The Right-Of-Way Infrastructure Improvement Program For Neighborhood No. 8 Bayshore And Sunset Islands, Dated May 16, 2001 (The Agreement), In The Negotiated Not-To-Exceed Amount Of \$443,861 For Additional Construction Administration Services, For A Period Of Eight (8) Months And For Additional Design Services For The Right Of Way Infrastructure Improvements For The Central Bayshore Neighborhood No. 8A Package; And \$5,000 For Reimbursable Expenses, For A Grand Total Not-To-Exceed Amount Of \$448,861; With Previously Appropriated Funding.
(Capital Improvement Projects)
- C7E A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Firms, Pursuant To Request For Qualifications (RFQ) No. 251-2013TC, For A Design Build Firm To Provide Pre-Construction Services And Construction Services Via A Guaranteed Maximum Price (GMP) Amendment For The Palm And Hibiscus Islands Right Of Way Improvement Project.
(Capital Improvement Projects)
(Memorandum to be Submitted in Supplemental)

C7 - Resolutions (Continued)

- C7F A Resolution Accepting The Recommendation Of The Neighborhood/Community Affairs Committee And Further Authorizing The Administration To Proceed To The Next Phase Of The Collins Park Garage (Collins Park Place) Project.
(Capital Improvement Projects)
- C7G A Resolution Re-Appointing Mr. Warren Bittner, Esq. To Serve As Special Master For Appeals Of Decisions Of The City's Historic Preservation Board Until September 16, 2016, And Setting The Compensation At \$100.00 Per Hour With A Maximum Payment Of \$500.00 Per Case.
(City Clerk's Office)
- C7H A Resolution Amending Resolution 2013-28187, To Authorize, Pursuant To Sections 118-537(B)(3) And 142-108(G)(3) Of The Miami Beach City Code, The Payment Of \$2,436.00 To Murray Greenberg, Esq. As Reasonable Fees And Expenses For The Services Rendered As Special Master In The Appeal Of "In Re: 42 Star Island Drive, Miami Beach, FL," Case No. HPSM-13-001, DRB File No. 22936.
(City Clerk's Office)
- C7I A Resolution Amending Resolution No. 2012-27928, Which Authorized A Contract With Bob Murray & Associates To Assist The Mayor And City Commission In The City Manager Selection/Hiring Process; Said Amendment Increasing The Original \$25,000.00 Not-To-Exceed Contract Amount By \$2,000.00, For A New Total Not-To-Exceed Amount Of \$27,000.00, Due To Unforeseen Expenses And Authorizing The City Attorney To Execute Any Required Amendment To The Contract.
(Human Resources/City Attorney's Office)
- C7J A Resolution Approving And Authorizing The City Manager To Execute An Independent Contractor Agreement, In An Amount Not To Exceed \$50,000, With Jorge G. Gomez, AICP (Contractor), For A Period Of Five (5) Months, Commencing Retroactively On July 1, 2013, And Ending On November 30, 2013, For Professional Services Related To The Miami Beach Convention Center Project (RFQ No. 22-11/12).
(Human Resources)
- C7K A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee Related To The City's Self-Funded Group Health Plan.
(Human Resources)
(Memorandum to be Submitted in Supplemental)
- C7L A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee At Its May 13, 2013 Meeting To Adopt The Budget Advisory Committee's Proposed Policies And Guidelines In Order To Ensure Long Term Pension Reform.
(Human Resources)

C7 - Resolutions (Continued)

- C7M A Resolution Accepting The Recommendation Of The Neighborhood/Community Affairs Committee To Authorize The City Of Miami Beach To Partner With Miami-Dade County Public Schools And The Anti-Defamation League To Implement A Citywide Anti-Bullying Program For The 2013-14 School Year And Authorizing The Implementation Of The Program As Set Forth Herein.
(Organization Development Performance Initiatives)
- C7N A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee And Authorizing The Mayor To Enter Into An Agreement, Acceptable To The City Attorney And The City Manager, With The Miami Beach Chamber Of Commerce, The Children's Trust, North Bay Village, The Town Of Bay Harbor Islands, The Town Of Surfside, And Bal Harbour Village To Implement The Nurse Initiative For The 2013-2014 School Year With Previously Appropriated Funding In The Amount Of \$30,500 From The Miami Beach Education Compact Fund For FY 2012/13 For The City Of Miami Beach's Proportionate Share Of Funding For The Nurse Initiative.
(Organization Development Performance Initiatives)
- C7O A Resolution Authorizing The Miami Beach Chief Of Police To Execute A Multi-Agency Memorandum Of Understanding Between The City Of Miami Beach Police Department And The South Florida Internet Crimes Against Child Operational Task Force That Combat Crimes Committed Against Children, And That Which Prevents The Criminal Exploitation Of Children Committed And/Or Facilitated By Or Through The Use Of The Internet And Computers, And To Disrupt And Dismantle Organizations Engaging In Such Activity.
(Police Department)
- C7P A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Proposals, Pursuant To Request For Proposals (RFP) No. 01-2013ME, For Unarmed Security Guard Services.
(Police/Procurement)
- C7Q A Resolution Retroactively Approving An Additional Service Agreement With CDM-Smith For Work On The Stormwater Management Master Plan Relative To Neighborhood Concurrency Reviews, A Public Meeting, And Additional Model Runs Requested As A Result Of That Meeting.
(Public Works)
- C7R A Resolution Setting A Public Hearing For September 11, 2013, To Consider A Revocable Permit Request By First Street Development, LLC, As The Owner Of The Commercial Property Located At 800 First Street, To Construct Four (4) Concrete Eyebrows That Project Over And Into The Public Right-Of-Way, At A Minimum Horizontal Dimension Of 2'-2" At 9'-6" Above The Sidewalk, To A Maximum Horizontal Dimension Of 5'-0" At 9'-8" Above The Sidewalk.
(Public Works)

C7 - Resolutions (Continued)

- C7S A Resolution Approving And Authorizing The City Manager To Execute An Agreement Between The City And The Florida Department Of Transportation (FDOT), For The FDOT To Install, Maintain, And Operate A Global Positioning System (GPS) Reference Station Which Includes Antenna, Receiver, And Communication Equipment At The Tennis Center Building In Flamingo Park, Located At 1200 Meridian Avenue.
(Public Works)
- C7T A Resolution Accepting The Recommendation Of The Joint Neighborhood/Community Affairs Committee And Land Use And Development Committee To Proceed With Phase 2 Of The Atlantic Greenway Network Master Plan Update And Endorsing The Administration's Recommendation Of A Proposal From Atkins North America, Inc. And Streetplans Collaborative For Phase 2 Of The Atlantic Greenway Network Master Plan Update Subject To Funding Approval In The FY 2013/14 Capital Budget.
(Public Works)
- C7U Approve Assignment To Existing Agreements Between The City And Corzo Castella Carballo Thompson Salman, P.A. ("C3TS") (As Assignor), To Stantec Consulting Services Inc. (As Assignee):
1. A Resolution Approving An Assignment To The Existing Agreement For The Establishment Of A Pre-Approved List Of Professional Construction Engineering And Inspection (CEI) Firms To Provide Various CEI Services On An "As Needed" Basis (No. 01-07/08) Between The City And Corzo Castella Carballo Thompson Salman, P.A. ("C3TS") (As Assignor), To Stantec Consulting Services Inc. (As Assignee), Retroactively Dated November 30, 2013.
 2. A Resolution Approving An Assignment To The Existing Professional Services Agreement For A Design Criteria Professional To Prepare The Design Criteria Package For The Palm And Hibiscus Neighborhood Right-Of-Way Improvement Project (RFQ 35-10/11) Between The City And Corzo Castella Carballo Thompson Salman, P.A. ("C3TS") (As Assignor), To Stantec Consulting Services Inc. (As Assignee), Retroactively Dated November 30, 2013.
 3. A Resolution Approving An Assignment To The Existing Professional Services Agreement For A Design Criteria Professional To Prepare The Design Criteria Package For The Sunset Islands 3 & 4 Neighborhood Right-Of-Way Improvement Project (No. 04-11/12) Between The City And Corzo Castella Carballo Thompson Salman, P.A. ("C3TS") (As Assignor), To Stantec Consulting Services Inc. (As Assignee), Retroactively Dated November 30, 2013.
 4. A Resolution Approving An Assignment To The Existing Agreement For Professional Construction Engineering And Inspection (CEI) Firms To Provide Various CEI Services On An "As Needed" Basis (No. 52-11/12) Between The City And Corzo Castella Carballo Thompson Salman, P.A. ("C3TS") (As Assignor), To Stantec Consulting Services Inc. (As Assignee), Upon Completion Of Successful Negotiations.
(Procurement)

C7 - Resolutions (Continued)

- C7V A Resolution Adopting The City's One-Year Action Plan For Federal Funds For Fiscal Year 2013/2014, Which Includes The Budgets For The Community Development Block Grant (CDBG) Program, The Home Investment Partnership (HOME) Program, The Fiscal Year 2012/2013 State Housing Initiatives Partnership (SHIP) Program And Value Added Enhancement Funds; Amending The FY 1994-2011 Action Plans, Authorizing The City Manager To Make Minor Non-Substantive Changes To The One-Year Action Plan Or Resulting Agreements Before Execution (Which May Be Identified During The Finalization And/Or Review Process, And Which Do Not Affect The Purpose, Scope, Approved Budget And/Or Intent Of The Plan); Authorizing The City Manager To Extend The Expiration Dates Of Said Agreements When Necessary; Authorizing The City Manager To Execute All Applicable Documents And Submit The One-Year Action Plan To The U.S. Department Of Housing And Urban Development (HUD); Further Authorizing The Mayor And City Clerk To Execute Agreements For Sub-Recipients Of CDBG, HOME, SHIP And Value Added Enhancement Funds; And Authorizing The Appropriation Of All Federal And State Funds When Received.
(Real Estate, Housing & Community Development)
- C7W A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 6 To The Neighborhood Stabilization Program 1 (NSP1) Subgrant Agreement Between The City And The State Of Florida Department Of Economic Opportunity (DEO) Modifying The Expiration Date Of The Subgrant Agreement, From August 15, 2013 To February 15, 2014.
(Real Estate, Housing & Community Development)
- C7X A Resolution Approving And Authorizing The City Manager To Execute A Month-To-Month Extension Of The City's Contract With The Salvation Army, For The Provision Of Thirty-One (31) Shelter Beds To Be Used To Provide Emergency Shelter To The City's Homeless Population, At A Cost Of \$19,220 Per Month, With Such Extension Commencing On October 1, 2013, And Ending At Such Time That A New Contract For The Provision Of Such Services Is Approved And Executed.
(Real Estate, Housing & Community Development)
- C7Y A Resolution Retroactively Approving And Authorizing The Acceptance Of \$8,688 In Sponsorships Made To The City For The Annual Fourth Of July Celebration, A Free Event.
(Tourism, Culture & Economic Development)
- C7Z A Resolution Approving Pursuant To Section 2-367(D) Of The Miami Beach City Code, The Sole Source Purchase Of Public Performance Rights In An Amount Not To Exceed \$30,500 Annually; For Motion Pictures To Be Shown Free Of Charge At Various Outdoor Locations Including Soundscape, North Shore Band Shell And Other City Parks, From Swank Motion Pictures, Inc., And From Criterion Pictures, USA, Sole Source Holders Of Public Performance Rights For Specific Motion Pictures; And Further Approving Sole Source Purchase For An Additional Two (2) Years Contingent Upon Funds Appropriations.
(Tourism, Culture & Economic Development)

C7 - Resolutions (Continued)

- C7AA A Resolution Creating A Centennial Celebration Ad-Hoc Committee To Provide Ideas And Recommendations Pertaining To All Matters With Respect To Events And Activities Related To The City Of Miami Beach Centennial On March 26, 2015, And Prescribing The Duties, Manner Of Appointment, And Term Of Office Of Committee Members.
(Tourism, Culture & Economic Development)
- C7BB A Resolution Approving And Authorizing The City Manager To Execute Amendment No. 1 To The Letter Of Understanding Between The City And MCH Swiss Exhibition LTD (MCH), Regarding The Art Basel Event In Miami Beach (Or The ABMB Event).
(Tourism, Culture & Economic Development)
- C7CC A Resolution Approving The Selection Of A Public Art Commission For South Pointe Park Pier, By The Artist, Tobias Rehberger, Entitled "Gate" (Working Title), As Recommended By The Art In Public Places Committee And The Neighborhood/Community Affairs Committee And As Approved By The Design Review Board; Further Approving And Authorizing The City Manager To Execute A Contract With The Artist, Tobias Rehberger, For The Design, Fabrication, Installation Of Aforestated Work Of Art; And Approving Funds, In An Amount Not To Exceed \$89,177, As Follows: Fund 147 - Art In Public Places From South Pointe Park Pier Project, \$64,177 And \$25,000, Capital Budget South Pointe Park Pier Construction Fund, Previously Appropriated As Part Of The FY 2010/11 Capital Budget.
(Tourism, Culture & Economic Development)
- C7DD A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee To Establish Working Groups To Identify And Implement Procedures And Monitoring Guidelines To Address The Recommendations Of The Crowe Horwath Performance And Operational Audit.
(Requested by Commissioner Deede Weithorn)
- C7EE A Resolution Accepting The Recommendation Of The Neighborhood/Community Affairs Committee At Its June 25, 2013 Meeting And Supporting The Recommendations Of The Miami-Dade County And Miami-Dade County Public Schools' Joint Roundtable On Youth Safety To The Extent That Funding Is Available.
(Organization Development Performance Initiatives)
- C7FF A Resolution Waiving, By A 5/7ths Vote, The Formal Competitive Bidding Requirements, Finding Such Waiver To Be In The City's Best Interest, And Authorizing The Purchase Of Parking Meter Expanded Housing And Electronic System From Duncan Industries Parking Control Systems Corp.; And Single Space Parking Meters, Accessories And Software From Mackay Meters, Inc. By The City's Parking Department For The Maintenance And Operation Of Single Space Parking Meters Citywide.
(Parking Department)

End of Consent Agenda

REGULAR AGENDA

R5 - Ordinances

- R5A An Ordinance Amending Miami Beach City Code Chapter 38 Entitled "Elections," By Including Reference To Applicable Statutory Provisions Of Florida Election Code; Correcting Typographical Errors; Amending City Code Section 38-4 To Provide For Commission Canvassing Of Election Returns On The First Business Day Immediately Following The County Supervisor Of Election's Issuance Of Final Election Returns And Confirming Authorization Of Emergency Commission Action Taken At Any Commission Meeting Occurring Between General Election Date And Acceptance Of Final Run-Off Election Returns; Amending City Code Section 38-6 By Establishing The Number Of Days For Early Voting Relative To City General, Run-Off And Special Elections Upon City Commission Authorization Of Early Voting, And Authorizing City Commission To Change Early Voting Schedule For Elections Not Held In Conjunction With County Or State Elections; And Creating City Code Section 38-7 Entitled "Petitions" Establishing Information To Be Provided By Petition Circulators And Persons Signing Initiative, Referendum And/Or Recall Petitions; Providing For Repealer, Severability, Codification, And An Effective Date.

10:15 a.m. Second Reading Public Hearing

(Requested by Neighborhood/Community Affairs Committee)

(Legislative Tracking: City Attorney's Office)

(First Reading on June 5, 2013)

- R5B An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Amending Division 1, Entitled "Generally," By Amending Section 2-22, Entitled "General Requirements," To Provide Procedures For The Filling Of Special Vacancies On The Board Of Adjustment, Planning Board, Design Review Board, And Historic Preservation Board; By Amending Section 2-24, Entitled "Termination Of Office Of Agency, Board And Committee Members," To Amend The Exception Provisions To Include Special Vacancies Filled Pursuant To Section 2-22 (21); And Providing For Repealer, Severability, Codification, And An Effective Date.

10:30 a.m. Second Reading Public Hearing

(Requested by Commissioner Deede Weithorn)

(Legislative Tracking: City Attorney's Office)

(First Reading on June 5, 2013)

- R5C Accessory Setback Encroachments
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 IV, "Supplementary District Regulations," Section 142-1132 To Modify The Setbacks For Allowable Encroachments Including Driveways, Carports And Mechanical Equipment; By Amending Section 142-1133 To Modify The Setback Requirements For Swimming Pools And The Requirements For The Construction Of Swimming Pools On Corner And Thru Lots Within Single Family Districts; Providing For Codification; Providing For Repealer, Severability And An Effective Date. **10:45**

a.m. Second Reading Public Hearing

(Requested by the Land Use & Development Committee)

(Legislative Tracking: Planning Department)

(First Reading on May 8, 2013/Referred to LUDC)

R5 - Ordinances (Continued)

- R5D Minimum Unit Sizes For Historic Hotels And RM-2 Tower Setbacks
An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," By Amending Article II, "District Regulations," By Amending Division 3, "Residential Multifamily Districts," By Amending Section 142-155 To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The RM-1 District; By Amending Section 142-217 To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The RM-2 District; By Amending Section 142-218 To Modify The Tower Setback Requirements Within The RM-2 District; By Amending Section 142-246 To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The RM-3 District; Providing For Codification; Repealer, Severability And An Effective Date. **First Reading**
(Requested by the Land Use & Development Committee)
(Legislative Tracking: Planning Department)
(Referred to HPB on May 8, 2013)
- R5E An Ordinance Amending Chapter 90 Of The Miami Beach City Code, Entitled "Solid Waste," By Amending Article V, Entitled "Citywide Recycling Program For Multifamily Residences And Commercial Establishments," By Amending Section 90-343, Entitled "Public Education Program; Requirements For Recycling Contractors; Warning Period; Enforcement Date," By Extending The Warning Period From June 30, 2013 To December 31, 2013 And Extending The Beginning Of The Enforcement Period From July 1, 2013 To January 1, 2014; By Amending Section 90-345, Entitled "Enforcement," By Extending The Beginning Of The Enforcement Period From July 1, 2013 To January 1, 2014; Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Requested by Commissioner Jerry Libbin)
(Requested by Neighborhood/Community Affairs Committee)
(Legislative Tracking: Public Works)
- R5F An Ordinance Amending Chapter 90 Of The Miami Beach City Code, Entitled "Solid Waste," By Amending Section 90-39 Entitled "Fine Schedule For Violations Issued And Applied To Owners, Agents, Tenants, Occupants, Operators Or Managers, Or Persons Responsible For The Violation," By Amending The Fine Schedule For Violations Of Section 90-36 And Providing For Consistent Terminology Regarding First Or Subsequent Offenses; By Amending Section 90-40, Entitled "Fine Schedule For Violations Of Section 90-98; 90-107; 90-191 Et Seq.; 90-221 Et Seq.; And 90-228 By Private Waste Contractors," By Amending And Providing For Violations Consistent With The Provisions In The Referenced Sections; By Amending Section 90-222, Entitled "List Of Accounts," By Providing Fine Schedules Reporting Requirements For Discontinued Accounts Consistent With Section 90-36; Providing For Repealed, Severability, Codification, And An Effective Date. **First Reading**
(Requested by Commissioner Deede Weithorn)
(Legislative Tracking: Public Works)
(Memorandum to be Submitted in Supplemental)

R5 - Ordinances (Continued)

- R5G An Ordinance Amending Chapter 82 Of The City Code, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishment Of Monuments Or Memorials," By Amending Section 82-503, Entitled "Naming Of Public Facilities," By Eliminating The Requirement Of A Referendum In Such Cases When The Facility To Be Named Or Renamed Is City Owned, And Not Already Named For An Individual Or Individuals Pursuant To Section 82-503(a)(4), And The Proposed Name Includes The Name Of The Physical Location Of The Facility Or The Facility To Be Named Or Renamed, Which May Include The Name Of The Park And/OR Street Where The Facility Is Located, Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Requested by the Neighborhood/Community Affairs Committee)
(Legislative Tracking: City Attorney's Office)
- R5H An Ordinance Implementing Provisions Of The 2012-2015 Collective Bargaining Agreement Between The City And The Communications Workers Of America, (CWA) Local 3178; Implementing Similar Retirement Plan Amendments For Members Who Are Not Included In Any Bargaining Unit; Amending The Miami Beach Employees' Retirement Plan Created By Ordinance 2006-3504; Amending Section 2.26 Of The Plan By Extending The Deferred Retirement Option Plan (Plan) Program From Three (3) To Five (5) Years For Eligible Members; Amending Section 5.13 To Reflect Amended Eligibility And Participation Requirements And Amended DROP Plan Features; Amending Section 4.03 By Eliminating The Purchase Of Additional Creditable Service For Certain Members; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing An Effective Date. **First Reading**
(Pursuant to Ratification of the CWA 2012-2015 Collective Bargaining Agreement)
(Legislative Tracking: Human Resources)
(Memorandum to be Submitted in Supplemental)
- R5I An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group IV, Represented By The Communications Workers Of America (CWA) Local 3178, In Accordance With The Negotiated Collective Bargaining Agreement, Effective October 1, 2012, There Shall Be An Increase Of Eleven Percent (11%) To The Maximum Wage For The Classifications Of Lifeguard II And Lifeguard Lieutenant; Effective In The First Pay Period Ending In October Of 2014, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%), And The Minimum And Maximum Of Each Pay Range Will Also Be Increased By Three Percent (3%); Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. **First Reading**
(Pursuant to Ratification of the CWA 2012-2015 Collective Bargaining Agreement)
(Legislative Tracking: Human Resources)
(Memorandum to be Submitted in Supplemental)

R7 - Resolutions

- R7A A Resolution Setting 1) The Proposed Operating Millage Rate; 2) The Required Debt Service Millage Rate; 3) The Calculated "Rolled-Back" Rate; And, 4) The Date, Time, And Place Of The First Public Hearing To Consider The Millage Rates And Budgets For Fiscal Year (FY) 2013/14; Further Authorizing The City Manager To Transmit This Information To The Miami-Dade County Property Appraiser In The Form Required By Section 200.065, Florida Statutes.
(Budget & Performance Improvement)
- R7B A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Setting 1) The Proposed General Operating Millage Rate For The Normandy Shores Neighborhood Improvement District; 2) The Calculated Rolled-Back Rate; And, 3) The Date, Time And Place Of The First Public Hearing To Consider The Operating Millage Rate And Budget For Fiscal Year (FY) 2013/14; Further Authorizing The City Manager To Transmit This Information To The Miami-Dade County Property Appraiser In The Form Required By Section 200.065, Florida Statutes.
(Budget & Performance Improvement)
- R7C A Resolution Waiving, By 5/7th Vote, The Competitive Bidding Requirement And Approving An Agreement Between The City And Global Spectrum, LP (Global) For The Operation, Management, Maintenance, Promotion And Marketing Of The Miami Beach Convention Center And Colony Theatre, Based On Those Material And Substantive Terms And Conditions In The Term Sheet Attached As Exhibit "A" To This Resolution; Authorizing And Directing Global And The City Manager And City Attorney's Office To Finalize The Agreement Based On The Approved Term Sheet; Further Authorizing Global And The City Manager And City Attorney's Office To Make Any Non-Substantive And Non-Material Revisions And/Or Additions To The Agreement, As Required, And Authorizing The Mayor And City Clerk To Execute The Final Agreement (Said Agreement Having An Initial Term Of Three (3) Years, Commencing On October 1, 2013, And Ending On September 30, 2016, With Two (2) One Year Renewal Terms, To Be Exercised At The City's Sole Option And Discretion).
(Tourism, Culture & Economic Development)
(Deferred on June 5, 2013)
- R7D Vacation Of Alleyway - 500 Alton Road
A Resolution To Consider, On First Reading, Vacating An Alley Located In The 500 Block Of Alton Road, Containing Approximately 6,005 Square Feet, In Favor Of The Adjacent Property Owners, South Beach Heights I, LLC, 500 Alton Road Ventures, LLC And 1220 Sixth, LLC.
First Reading
(Public Works)
- R7E A Resolution Authorizing The City Manager, Or His Designee, To Select, Negotiate, Award And Reject All Bids, Contracts, Agreements, Purchase Orders, Change Orders And Grant Applications; Renew Existing Contracts Which May Expire; And Terminate Existing Contracts, As Needed, From The Last Commission Meeting On July 17, 2013, Until The First Regularly Scheduled Meeting On September 11, 2013, Subject To Ratification By The City Commission At Its First Regularly Scheduled Meeting On September 11, 2013. **Joint City Commission & Redevelopment Agency**
(Procurement)

R7 - Resolutions (Continued)

- R7F A Resolution Calling For A Special Election To Be Held On Tuesday, November 5, 2013, For The Purpose Of Submitting To The Electorate Of The City Of Miami Beach An Advisory, Non-Binding Straw Ballot Question Asking Whether The City Commission Should, Without Owner Consent, Designate Individual Single Family Homes That Satisfy The City Code's Evaluation Criteria For Local Historic Site Designation?
(Requested by Commissioners Jerry Libbin & Jonah Wolfson)
(Legislative Tracking: City Attorney's Office)
- R7G A Resolution Calling For A Special Election To Be Held On Tuesday, November 5, 2013, For The Purpose Of Submitting To The Electorate Of The City Of Miami Beach An Advisory, Non-Binding Straw Ballot Question Asking Whether The City Commission Should Adopt A Resolution Urging The Federal Government And The Florida Legislature To Decriminalize And Authorize The Medicinal Use Of Marijuana.
(City Attorney's Office)
- R7H A Resolution Rejecting All Bids Received, Pursuant To Invitation To Bid No. 176-2013TC, For The Construction Of The 6th Street Restrooms, 53rd Street Restrooms, And Ocean Rescue Office; And Approving And Authorizing The Mayor And City Clerk To Execute A Guaranteed Maximum Price (GMP) Amendment No. 1, To The Pre-Construction Services Agreement With Thornton Construction Company, Inc., For The Construction Of The 6th Street Restrooms In The Amount Of \$614,322, Plus An Owner's Project Contingency Of \$30,716, For A Total Of \$645,038; 53rd Street Restrooms And Ocean Rescue Building In The Amount Of \$586,171, Plus An Owner's Contingency Of \$30,543, And The Provision Of A Temporary Office Trailer For Ocean Rescue In The Amount Of \$24,704, For A Total Of \$641,418; For A GMP Total Of \$1,225,197, With Owner's Contingency Of \$61,259, For A Grand Total Of \$1,286,456; With Previously Appropriated Funding In The Amount Of \$535,367 From SP Post RDA CDT And Municipal Resort Tax Fund 388, \$109,671 From SB Quality Of Life Resort Tax Fund 305, \$641,418 From Capital Projects Not Financed By Bonds Fund 301.
(Capital Improvement Projects/Procurement)
- R7I A Resolution Consenting To The Appointment Of The Director Of The Parks And Recreation Department For The City Of Miami Beach.
(Human Resources)
(Memorandum to be Submitted in Supplemental)
- R7J Consent Appointments Of Nannette Rodriguez, Gladys Gonzalez And Alex Denis
1. A Resolution Consenting To And Confirming The Appointment Of Nannette Rodriguez As The Director Of The Office Of Communications For The City Of Miami Beach.
 2. A Resolution Consenting To And Confirming The Appointment Of Gladys Gonzalez As The Director Of The Department Of Information Technology For The City Of Miami Beach.
 3. A Resolution Consenting To And Confirming The Appointment Alex Denis As The Director Of The Office Of Procurement For The City Of Miami Beach.
(Human Resources)

R7 - Resolutions (Continued)

R7K A Resolution Ratifying A Three (3) Year Labor Agreement Between The City Of Miami Beach And The Communications Workers Of America, Local 3178 (CWA), For The Period From October 1, 2012 Through September 30, 2015; And Authorizing The Mayor And City Clerk To Execute The Agreement.

(Human Resources)

(Memorandum to be Submitted in Supplemental)

R7L A Resolution Accepting The Following Recommendations Of The Neighborhood/Community Affairs Committee: 1.) Approving The Proposal Of The Flamingo Park Neighborhood Association To Name The New Tennis Center At Flamingo Park, The "Flamingo Park Tennis Center;" 2.) In Release And Settlement Of Any Right(s) And/Or Claim(s) That Abel Holtz (Both Individually And/Or Acting By And On Behalf Of The Entire Holtz Family, And Their Respective Heirs, Successors, And Assigns) May Have With Respect To The Naming Of The New Tennis Center And Any Other Tennis Related Improvements At Flamingo Park (Past, Present, Or Future), Approving The Establishment Of A Monument, In The Form Of A Tennis Ball Sculpture (Which Design Was Initially Included In The Renderings For The Project), With A Dedicatory Plaque On The Base Of The Sculpture With Plaque Language To Be Mutually Agreed Upon Between The City And The Holtz Family; 3.) Further Deferring The Official Ribbon Cutting Ceremony For The New Tennis Center Until The Naming Is Finalized; And 4.) Accepting The Recommendation Of The City Attorney's Office And Authorizing The City Attorney To Prepare An Amendment To Section 82-503(c)(2) Of The City's Naming Ordinance To Clarify The City's Intent That If A Public Facility Is Being Named Or Re-Named To Include The Location Including, Without Limitation, The Park Or Street Number/Name, Where The Facility Is Situated, Then The Referendum Requirements For Naming The Exterior Of Public Facilities Shall Not Apply.

(Parks & Recreation)

(Memorandum to be Submitted in Supplemental)

R7M A Resolution Calling For A Special Election To Be Held On Tuesday, November 5, 2013, For The Purpose Of Submitting To The Electorate Of The City Of Miami Beach A Question Asking Whether City Charter Section 1.03(B) Requiring Majority Voter Approval Before The City's Sale, Lease Exceeding Ten Years, Exchange Or Conveyance Of Convention Center Parking Lots Should Be Changed To Require 60% Voter Approval Instead, And To Include "Convention Center Campus" (All City-Owned Property Within Civic And Convention Center District Except Convention Center And Carl Fisher Clubhouse) Within The Category Of City-Owned Properties Subject To 60% Voter Approval Requirement, And Clarifying That This Charter Change Is Inapplicable To The "Convention Center" Ballot Question (To Be Presented Simultaneously On The November 5, 2013 Ballot).

(City Attorney's Office)

(City Attorney's Memorandum to the City Commission Included)

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 Update On The Miami Beach Convention Center Project.
(City Manager's Office)
- R9D Discuss A Resolution Requiring The Two Short Listed Proposer Firms Being Disqualified If They Do Not Submit The Required Affidavits On Or Before May 1, 2013, For The Convention Center RFQ.
(Requested by Commissioner Jonah Wolfson)
(Deferred on June 5, 2013)
- R9E Discuss Repealing Sec. 74-1, Entitled "Soliciting Business In Public From Pedestrians" Of The Code Of The City Of Miami Beach, Florida And/Or A Referral To The Land Use And Development Committee To Discuss Said Section 74-1.
(Requested by Commissioner Jonah Wolfson)
(Not Reached on June 5, 2013)
- R9F Discussion Regarding The Protocol Of Items The Commission May Entertain During Sutnick Hour.
(Requested by Commissioner Jorge R. Exposito)
(Not Reached on June 5, 2013)
- R9G Discussion Regarding The Miami Herald Story Regarding Sewage On Meridian Avenue, The Grease Pan Ordinance, And Other Preventative Measures To Stop This From Happening In The Future.
(Requested By Commission Michael Góngora)
(Not Reached on June 5, 2013)
- R9H Request Rental Fee Waivers For The Use Of The Colony Theater And The Miami Beach Botanical Gardens For The Sustainable Authentic Florida Conference, To Be Held In Miami Beach, October 23-25, 2013.
(Requested by Mayor Matti Herrera Bower)
- R9I Report On The Status Of The Flagstone Island Gardens Project Planned For Watson Island.
(Requested by Mayor Matti Herrera Bower)

R9 - New Business and Commission Requests (Continued)

- R9J Discussion Regarding The Hotel, Marina And 600,000 Square Foot Mall Planned For Watson Island, And Direct The Administration To Research The Impact Of This Project To Traffic Entry Into Miami Beach And Any Effect On Our Businesses.
(Requested by Commissioner Jorge R. Exposito)
- R9K Discussion To Direct The City Manager And City Attorney To Meet With City Of Miami Concerning The Watson Island Development Proposed By Flagstone Property Group And Related Companies, And To Take Any Steps Necessary, Including Legal Action, To Safeguard Miami Beach Residents Quality Of Life.
(Requested by Commissioner Michael Góngora)
- R9L Discussion Regarding The Hispanic Affairs Committee Motion On Hispanic Heritage Month.
(City Manager's Office)
- R9M Discussion Regarding Red Light Cameras In Miami Beach In Light Of A New State Law That Goes Into Effect On July 1, 2013.
(Requested by Commissioner Michael Góngora)
- R9N Discuss Obtaining A Full Release By Both Bidders To The Convention Center Project, South Beach ACE Tishman UIA OMA And Portman-CMC Stating That: If They Are Not Selected, They Will Not Sue And Will Have Zero Recourse Against The City Of Miami Beach; And If They Are Selected And The City Of Miami Beach Decides To Cease Negotiations With Them For Any Reason Whatsoever, They Will Not Sue The City Of Miami Beach And Will Have Zero Recourse Against The City Of Miami Beach.
(Requested by Commissioner Jonah Wolfson)
- R9O Presentation Of Certification Of Signed Petitions Submitted By "Let Miami Beach Decide," A Political Committee, Petitioning The City Commission To Submit To The Electors Of Miami Beach Amendments To Section 1.03 Of The Miami Beach City Charter.
(City Clerk's Office)
- R9P Discussion To Immediately Reinstate The Fee Waiver For Sidewalk Cafes In North Beach.
(Requested by Commissioner Jerry Libbin)
- R9Q Report On The 2013 State Legislative Session.
(City Manager's Office)

R9 - New Business and Commission Requests (Continued)

- R9R Discuss A Resolution Supporting Efforts To Reduce Gun Violence And Illegal Firearms Trafficking Through More Responsible Gun Sales And Marketing Practices, Directing The City Manager And The Police Chief To Partner With Other Municipalities To Create A Coalition In Support Of This Initiative, And Directing The City Clerk To Send A Certified Copy Of This Resolution To All South Florida Municipalities, The Florida League Of Cities, Inc., All Members Of Florida's Congressional Delegation, And To The Obama Administration.
(Requested by Mayor Matti Herrera Bower)
- R9S Discuss And Decide The Actions That The City Wishes To Take With Respect To The Potential Illegal Up Zoning Of Watson Island And The Deleterious Effects That It May Cause To Residents And Businesses On Miami Beach.
(Requested by Commissioner Jerry Libbin)

R10 - City Attorney Reports

- R10A City Attorney's Status Report.
(City Attorney Office)
- R10B Closed Attorney-Client Session
Pursuant To §286.011, Florida Statutes, The City Attorney Hereby Advises The Mayor And City Commission That He Desires Advice Concerning The Following Pending Litigation Matter:
City Of Miami Beach v. Hargreaves & Associates, Et Al. Case No. 10-61979 CA 03 Circuit Court, 11th Judicial Circuit
- Therefore, A Private Closed Attorney-Client Session Will Be Held During The Lunch Recess Of The City Commission Meeting On July 17, 2013, In The City Manager's Large Conference Room, Fourth Floor, City Hall To Discuss Settlement Negotiations And/Or Strategy Related To Litigation Expenditures With Regard To The Above-Referenced Litigation Matters.
- The Following Individuals Will Be In Attendance: Mayor Matti Herrera Bower; Members Of The City Commission: Jorge Exposito, Michael Gongora, Jerry Libbin, Vice-Mayor Edward Tobin, Deede Weithorn And Jonah Wolfson; City Manager Jimmy Morales, City Attorney Jose Smith, First Assistant City Attorney Steven Rothstein, Richard Lydecker, Esq. And Meredyth Cooper, Esq.

Reports and Informational Items

1. Reports and Informational Items (see LTC 237-2013)
2. List of Projects Covered by the Cone of Silence Ordinance - LTC.
(Procurement)

End of Regular Agenda

Miami Beach Redevelopment Agency

**City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
July 17, 2013**

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 Jimmy L. Morales

Assistant Director Joe Jimenez

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 Adopting And Appropriating The First Amendment To The Operating Budget For The City Center Redevelopment Area, For Fiscal Year 2012/13. **10:00 a.m. Public Hearing**

(Tourism, Culture & Economic Development Department)

B A Resolution Authorizing The Executive Director, Or His Designee Or His Designee, To Select, Negotiate, Award And Reject All Bids, Contracts, Agreements, Purchase Orders, Change Orders And Grant Applications; Renew Existing Contracts Which May Expire; And Terminate Existing Contracts, As Needed, From The Last Commission Meeting On July 17, 2013, Until The First Regularly Scheduled Meeting On September 11, 2013, Subject To Ratification By The City Commission At Its First Regularly Scheduled Meeting On September 11, 2013. **Joint City Commission & Redevelopment Agency**

(Procurement)