



MIAMI BEACH

City Commission Meeting

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

November 25, 2013

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

City Manager Jimmy L. Morales
City Attorney Jose Smith
City Clerk Rafael E. Granado

Visit us at www.miamibeachfl.gov for agendas and video "streaming" of City Commission Meetings.

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.

Call to Order - 11:00 a.m.
Inspirational Message, Pledge of Allegiance

Presentations and Awards

PA1 Recognition Of Commissioners Jerry Libbin, Jorge R. Exposito, Michael Góngora, And Mayor Matti Herrera Bower, For Their Service To The City Of Miami Beach.

REGULAR AGENDA

R7 - Resolutions

- R7A A Resolution Adopting The Certificate Of The Results Of The November 19, 2013 Run-Off Election For The City Of Miami Beach, And Declaring Candidates Elected.
(City Attorney's Office)

Administer the Oath of Office to the Newly Elected Mayor and Commissioners in Group I, II & III.

- R7B A Resolution Electing Commissioner Deede Weithorn, Group VI, As Vice-Mayor For A Term Commencing On November 25, 2013 And Terminating On February 28, 2014, Or On Such Date When A New Vice-Mayor Is Thereafter Elected.
(City Clerk's Office)

- R7C A Resolution Adopting Amendments To The Fiscal Year (FY) 2012/13 General Fund, Enterprise Fund, Internal Service Fund, And Special Revenue Fund Budgets. **12:00 p.m. Public Hearing**
(Budget & Performance Improvement)

R9 - New Business and Commission Requests

- R9A Referral To The Neighborhood/Community Affairs Committee Meeting - Discuss The City's Design For New Median On South Pointe Drive.
(Requested by Commissioner Edward L. Tobin)

End of Regular Agenda

Presentations and Awards

- PA1 Recognition Of Commissioners Jerry Libbin, Jorge R. Exposito, Michael Góngora, And Mayor Matti Herrera Bower, For Their Service To The City Of Miami Beach.

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OFFICE OF THE CITY ATTORNEY

City of Miami Beach

F L O R I D A



JOSE SMITH
City Attorney

Telephone: (305) 673-7470
Facsimile: (305) 673-7002

COMMISSION MEMORANDUM

DATE: NOVEMBER 25, 2013

**TO: MAYOR MATTI H. BOWER
MEMBERS OF THE CITY COMMISSION
CITY MANAGER JIMMY MORALES**

**FROM: JOSE SMITH
CITY ATTORNEY**

SUBJECT: CITY RESOLUTION ACCEPTING CERTIFICATE OF RESULTS OF NOVEMBER 19, 2013 CITY OF MIAMI BEACH RUN-OFF ELECTION, AND DECLARING CANDIDATES ELECTED.

On November 12, 2013, the City Commission adopted Resolution No. 2013-28408 which adopted the Certificate of the results of the November 5, 2013 General Election. The attached Resolution adopts the Certificate of results of the City of Miami Beach's November 19, 2013 Run-Off Election, and declares all candidates elected.

Passage of these Resolutions effectively concludes City Commission action relative to the November 5, 2013 General Election and the November 19, 2013 Run-Off Election.

DT/sc

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE CERTIFICATE OF THE RESULTS OF THE NOVEMBER 19, 2013 RUN-OFF ELECTION FOR THE CITY OF MIAMI BEACH, AND DECLARING CANDIDATES ELECTED.

WHEREAS, pursuant to Administrative Orders 13-38 and 13-38A1, Chief Judge Bertila Soto of the Eleventh Judicial Circuit Court for Miami-Dade County, Florida designated County Court Judge Rodolfo Ruiz and City Elector Jimmy McMillion to serve along with City Clerk Rafael E. Granado to act as the Miami Beach Canvassing Board for the November 19, 2013 Run-Off Election for the City of Miami Beach; and

WHEREAS, the aforesaid Canvassing Board members were present at the tabulation of the returns of the Run-Off Election as duly conducted by the Elections Department of Miami-Dade County; and

WHEREAS, the results of the November 19, 2013 Run-Off Election have been certified; and

WHEREAS, pursuant to said Run-Off Election, the candidates for City Commission Groups I, II, and III have received the number of votes cast as reflected more specifically within the Certificate of City of Miami Beach Canvassing Board attached hereto as Composite "A" and incorporated herein.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that having canvassed the returns of the November 19, 2013 Run-Off Election of the City of Miami Beach, it hereby adopts the Certificate as to the results of said Run-Off Election and it is hereby ordered that the Certificate of Elections and this Resolution be recorded in the minutes of the November 25, 2013 City Commission meeting as a permanent record of the results of said Election; be it further resolved

that by adoption of this Resolution, the Canvassing Board for the City of Miami Beach November 19, 2013 Run-Off Election has discharged its duties for said Run-Off Election; and be it further resolved that as a result of the City of Miami Beach November 5, 2013 General Election and the November 19, 2013 City of Miami Beach Run-Off Election, the following candidates for Mayor and City Commissioner Groups I, II, and III are hereby declared **elected**:

for Mayor:	Philip Levine
for City Commissioner Group I:	Micky Steinberg
for City Commissioner Group II:	Michael Grieco
for City Commissioner Group III:	Joy Malakoff

PASSED and **ADOPTED** this 25th day of November, 2013.

ATTEST:

MATTI HERRERA BOWER, MAYOR

RAFAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Donald Pappas 11/22/13
City Attorney Date



Elections
2700 NW 87th Avenue
Miami, Florida 33172
T 305-499-8683 F 305-499-8547
TTY 305-499-8480

CERTIFICATION


STATE OF FLORIDA)

COUNTY OF MIAMI-DADE)

I, Penelope Townsley, Supervisor of Elections of Miami-Dade County, Florida, do hereby certify that the attached is a true and correct copy of the Official Results for the municipal offices listed below in the **Miami Beach Run-Off Election** conducted on November 19, 2013:

GROUP I – COMMISSIONER
GROUP II – COMMISSIONER
GROUP III – COMMISSIONER

WITNESS MY HAND AND
OFFICIAL SEAL, AT MIAMI,
MIAMI-DADE COUNTY, FLORIDA,
ON THIS 22nd DAY OF NOVEMBER, 2013



Penelope Townsley
Supervisor of Elections
Miami-Dade County

Enclosure

MIAMI BEACH

OFFICIAL RUN-OFF ELECTION
MIAMI-DADE COUNTY, FL
NOVEMBER 19, 2013

OFFICIAL RESULTS

RUN DATE:11/22/13 10:18 AM

REPORT-EL45A PAGE 001

	TOTAL VOTES	%	ED OSS	ED IVO	ABSENTEE	EV OSS	EV IVO	PROV
PRECINCTS COUNTED (OF 37)	37	100.00						
REGISTERED VOTERS - TOTAL	44,751							
BALLOTS CAST - TOTAL	7,243		2,875	0	3,035	1,329	0	4
VOTER TURNOUT - TOTAL		16.19						
GROUP I û COMMISSIONER CITY:MIAMI BEACH								
Vote for 1								
Micky Steinberg	3,640	53.08	1,526	0	1,487	624	0	3
Elsa Urquiza	3,218	46.92	1,194	0	1,387	637	0	0
Total	6,858		2,720	0	2,874	1,261	0	3
Over Votes	13		3	0	9	1	0	0
Under Votes	372		152	0	152	67	0	1
GROUP II û COMMISSIONER CITY:MIAMI BEACH								
Vote for 1								
Jorge Exposito.	3,240	46.31	1,199	0	1,463	578	0	0
Michael Grieco.	3,757	53.69	1,591	0	1,445	718	0	3
Total	6,997		2,790	0	2,908	1,296	0	3
Over Votes	18		3	0	15	0	0	0
Under Votes	228		82	0	112	33	0	1
6 GROUP III û COMMISSIONER CITY:MIAMI BEACH								
Vote for 1								
Matti Herrera Bower	2,841	40.27	990	0	1,395	456	0	0
Joy Malakoff	4,214	59.73	1,818	0	1,556	836	0	4
Total	7,055		2,808	0	2,951	1,292	0	4
Over Votes	15		2	0	13	0	0	0
Under Votes	173		65	0	71	37	0	0

Joy Malakoff
11/22/13

Osby
11/22/13

Post
11/22/13

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Condensed Title:

A Resolution Electing Commissioner Deede Weithorn, Group VI, As Vice-Mayor For A Term Commencing On November 25, 2013, And Terminating On February 28, 2014, Or On Such Date When A New Vice-Mayor Is Thereafter Elected.

Key Intended Outcome Supported:

N/A

Supporting Data (Surveys, Environmental Scan, etc.): N/A

Issue:

Shall the City Commission Elect Commissioner Deede Weithorn as Vice-Mayor?

Item Summary/Recommendation:

Pursuant to Section 2.04 of the Miami Beach Charter, the City Commission shall, at its first meeting after each general election or within thirty (30) days after the run-off election, if a run-off election is held, elect from its membership a Vice-Mayor who during the absence or disability of the Mayor, shall perform the duties of Mayor.

The City Commission has established a policy of rotating the position of Vice-Mayor every four (4) months. Since 1994, the rotation has been by Commission Group number in the following sequence, Group I, II, III, IV, V, and VI.

Based on this direction, the next Vice-Mayor Group is Group VI. The term for the next Vice-Mayor is November 25, 2013 through February 28, 2014. Commissioner Deede Weithorn (Group VI) is next in the rotation to serve as Vice-Mayor.

Advisory Board Recommendation:

N/A


Financial Information:

Source of Funds:	Amount	Account	Approved
1			
2			
3			
4			
Total			

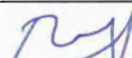

OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Rafael E. Granado, City Clerk 

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: November 25, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ELECTING COMMISSIONER DEEDE WEITHORN, GROUP VI, AS VICE-MAYOR FOR A TERM COMMENCING ON NOVEMBER 25, 2013, AND TERMINATING ON FEBRUARY 28, 2014, OR ON SUCH DATE WHEN A NEW VICE-MAYOR IS THEREAFTER ELECTED.**

ANALYSIS

Pursuant to Section 2.04 of the Miami Beach Charter, the City Commission shall, at its first meeting after each general election or within thirty (30) days after the run-off election, if a run-off election is held, elect from its membership a Vice-Mayor who during the absence or disability of the Mayor, shall perform the duties of Mayor.

The City Commission has established a policy of rotating the position of Vice-Mayor every four (4) months. Since 1994, the rotation has been by Commission Group number in the following sequence, Group I, II, III, IV, V, and VI.

Based on this direction, the next Vice-Mayor Group is Group VI. The term for the next Vice-Mayor is November 25, 2013 through February 28, 2014. Commissioner Deede Weithorn (Group VI) is next in the rotation to serve as Vice-Mayor.

JLM/REG

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RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ELECTING COMMISSIONER DEEDE WEITHORN, GROUP VI, AS VICE-MAYOR FOR A TERM COMMENCING ON NOVEMBER 25, 2013, AND TERMINATING ON FEBRUARY 28, 2014, OR ON SUCH DATE WHEN A NEW VICE-MAYOR IS THEREAFTER ELECTED.

WHEREAS, Pursuant to Section 2.04 of the Miami Beach Charter, the City Commission shall, at its first meeting after each general election or within thirty (30) days after the run-off election, if a run-off election is held, elect from its membership a Vice-Mayor who during the absence or disability of the Mayor, shall perform the duties of Mayor; and

WHEREAS, the Mayor and City Commission established a policy of rotating the position of Vice-Mayor every four months by Commission Group number, and

WHEREAS, based upon Commission policy, the next Vice-Mayor Group is Group VI, held by Commissioner Deede Weithorn, and the next term for Vice-Mayor commences on November 25, 2013 and terminates on February 28, 2014, or on such date when a new Vice-Mayor is thereafter elected.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA that Commissioner Deede Weithorn is hereby elected as Vice-Mayor of the City of Miami Beach, Florida, for a term commencing on November 25, 2013 and terminating on February 28, 2014, or on such date when a new Vice-Mayor is thereafter elected.

PASSED and ADOPTED THIS 25th day of November 2013.

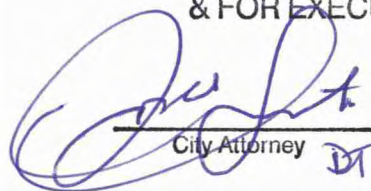
ATTEST:

CITY CLERK

MAYOR

T:\AGENDA\2013\November 25\VICE-MAYOR\vice-mayor - RES-1.doc

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

11-21-13
Date

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Condensed Title:

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AMENDMENTS TO THE FISCAL YEAR (FY) 2012/13 GENERAL FUND, ENTERPRISE FUND, INTERNAL SERVICE FUND, AND SPECIAL REVENUE FUND BUDGETS

Key Intended Outcome Supported:

Improve the City's overall financial health and maintain overall bond rating

Supporting Data (Surveys, Environmental Scan, etc.):

N/A

Item Summary/Recommendation:

Per Florida Statute 166.241, the City has 60 days following the end of the fiscal year to amend a budget for that year. Proposed budget amendments represent the budget amendment required by state law for funds, departments, or accounts that exceed their appropriated authority.

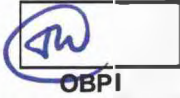
Based on a detailed analysis comparing FY 2012/13 actual expenditures to budget which will be distributed separately via Letter to Commission (LTC), all expenditures are within FY 2012/13 amended budgets per their appropriated authority. The only exception is the Police Confiscation Trust Fund-Federal, which is a Special Revenue fund.

Based on the year-end analysis, the Police Confiscation Trust Fund-Federal overspent its appropriation due to the rollover of an existing purchase order from FY 2011/12 for Automatic Vehicle Location equipment for Police Patrol vehicles and needs to be amended. Florida Statutes require that actual expenditures not exceed budget at the level at which the budget is adopted, which for the Police Confiscation Trust Fund-Federal is at the fund level.

The Fiscal Year 2012/13 budget for the Police Confiscation Trust Funds was most recently amended on September 30, 2013, with the adoption of Resolution No. 2013-28362.

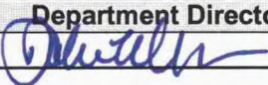

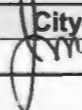
It should be noted that actual expenditures to date are preliminary in nature due to the fact that the City's financial records will not be closed until after the external auditors complete their review. Historically, this occurs in April, with the City's Comprehensive Annual Financial Report (CAFR) For the Year Ended September 30, 2013, usually available in May and the External Auditor's Report available in July. However, this analysis has considered all year-end entries to date and adjusted for pending entries where appropriate.

Financial Information:

Source of Funds:		Amount	Account
	FY 2012/13	\$58,500	603-8000-351211 Confiscation Trust Fund-Federal

Financial Impact Summary:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Philip Levine and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: November 25, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AMENDMENTS TO THE FISCAL YEAR (FY) 2012/13 GENERAL FUND, ENTERPRISE FUND, INTERNAL SERVICE FUND, AND SPECIAL REVENUE FUND BUDGETS**

ADMINISTRATION RECOMMENDATION

Adopt the resolution amending the FY 2012/13 General Fund, Enterprise Funds, Internal Service Funds, and Special Revenue Funds budgets.

COMPLIANCE WITH FLORIDA STATUTES

Per Florida Statute 166.241, the City has 60 days following the end of the fiscal year to amend a budget for that year. Proposed budget amendments represent the budget amendment required by state law for funds, departments, or accounts that exceed their appropriated authority.

Based on a detailed analysis comparing FY 2012/13 actual expenditures to budget which will be distributed separately via Letter to Commission (LTC), all expenditures are within FY 2012/13 amended budgets per their appropriated authority. The only exception is the Police Confiscation Fund-Federal, which is a Special Revenue fund.

It should be noted that actual expenditures to date are preliminary in nature due to the fact that the City's financial records will not be closed until after the external auditors complete their review. Historically, this occurs in April, with the City's Comprehensive Annual Financial Report (CAFR) For the Year Ended September 30, 2013, usually available in May and the External Auditor's Report available in July. However, this analysis has considered all year-end entries to date and adjusted for pending entries where appropriate.

BUDGET AMENDMENT FOR FY 2012/13 SPECIAL REVENUE FUNDS

The City of Miami Beach currently offers certain programs and activities not supported through the general operating budget, but by outside agency grants and self-supporting user fee programs. These Special Revenue Fund Budgets include:

- Resort Tax Fund;
- 7th Street Garage Operations;
- 5th & Alton Garage Operations;
- Art in Public Places;
- Tourism and Hospitality Scholarship Program;
- Green/Sustainability Fund;
- Waste Hauler Additional Services and Public Benefit Contribution Fund;
- Education Compact Fund;
- Red Light Camera Fund;
- Emergency 911 Fund;
- Information and Communications Technology Fund;
- People's Transportation Plan Fund;
- Concurrency Mitigation Fund;
- Miami Beach Cultural Arts Council;
- Police Special Revenue Account;
- Police Confiscation Trust Funds (Federal and State); and
- Police Training and School Resources Fund

The Police Confiscation Trust Funds provide for expenditures of forfeiture funds for law enforcement purposes. As a matter of policy, confiscation funds are typically utilized for capital purchase or one-time, non-recurring expenses, including specialized equipment, grant matches, and organizational training.

Based on the year-end analysis, the Police Confiscation Trust Fund-Federal overspent its appropriation due to the rollover of an existing purchase order from FY 2011/12 for Automatic Vehicle Location equipment for Police Patrol vehicles and needs to be amended. Florida Statutes require that actual expenditures not exceed budget at the level at which the budget is adopted, which for the Police Confiscation Trust Fund-Federal is at the fund level.

The Fiscal Year 2012/13 budget for the Police Confiscation Trust Funds was most recently amended on September 30, 2013, with the adoption of Resolution No. 2013-28362.

CONCLUSION

The resolution amending FY 2012/13 budgets will allow amendments to the General Fund, Enterprise Funds, Internal Service Funds and Special Revenue Fund budgets to be enacted. This action is necessary to comply with Florida Statutes which stipulate that we may not expend more than our appropriations provide.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AMENDMENTS TO THE FISCAL YEAR (FY) 2012/13 GENERAL FUND, ENTERPRISE FUND, INTERNAL SERVICE FUND, AND SPECIAL REVENUE FUND BUDGETS.

WHEREAS, the Administration has performed an analysis of year-end revenues and expenditures and the Police Confiscation Trust Fund-Federal expenditures exceed their appropriation; and

WHEREAS, Florida Statutes require that actual expenditures not exceed budget at the level at which the budget is adopted; and

WHEREAS, the City of Miami Beach adopts the Police Confiscation Trust Fund-Federal budget at the fund level; and

WHEREAS, a budget amendment is required for funds that are projected to overspend their appropriation; and

WHEREAS, Section 932.7055 of the Florida Statutes sets forth the purpose and procedures to be utilized for the appropriation and expenditures of the Police Confiscation Trust Funds; and

WHEREAS, the proceeds and interest earned from the Police Confiscation Trust Funds are authorized to be used for crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes; and

WHEREAS, the Chief of Police is authorized to expend these funds upon request to the City of Miami Beach Commission, and only upon appropriation to the Miami Beach Police Department by the City of Miami Beach Commission; and

WHEREAS, the Chief of Police of the City of Miami Beach has submitted a written certification which states that this request complies with the provisions of Section 932.7055 of the Florida Statutes (written certification attached as Exhibit B), and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies; and

WHEREAS, funds in the amount of \$58,500 are available in the Police Confiscation Trust Fund as follows:

	CURRENT BUDGET	INCREASE	AMENDED BUDGET
STATE-	\$ 1,134,300	\$ 0	\$1,134,300
FEDERAL-	\$ <u>312,800</u>	\$ <u>58,500</u>	\$ <u>371,300</u>
TOTAL-	\$ 1,447,100	\$ 58,500	\$1,505,600

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby adopt an Amendment to the Police Confiscation Trust Fund-Federal budget for fiscal year 2012/2013 and appropriate funds in the amount of \$58,500, from the proceeds of Federal confiscated funds for the appropriation and expenditure of those items set forth in Exhibit "A," which shall be funded through the Police Confiscation Trust Fund.

PASSED AND ADOPTED this 25th day of November, 2013.

MAYOR PHILIP LEVINE

ATTEST:

RAPHAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Donald P. ... 11/21/13
CITY ATTORNEY AB DATE

"EXHIBIT A"
MIAMI BEACH CONFISCATED TRUST FUND BUDGET
BUDGET AMENDMENT - FISCAL YEAR 2012/13

FEDERAL CONFISCATION FUNDS	AMOUNT
LAW ENFORCEMENT EQUIPMENT - GPS IN VEHICLES & MONITORING	\$ 58,500

EXHIBIT "B"

CERTIFICATION

I, Raymond Martinez, Chief of Police, City of Miami Beach, do hereby certify that the aforementioned proposed request for expenditures from the City of Miami Beach Police Confiscation Trust Fund, for the 2012/2013 fiscal year providing funds for expenditures, complies with the provisions of Section 932.7055(4)(a), Florida Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.



Raymond Martinez, Chief of Police
Miami Beach Police Department

11/22/13

Date

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MIAMI BEACH

OFFICE OF THE MAYOR AND COMMISSION

MEMORANDUM

TO: Jimmy Morales, City Manager

FROM: Ed Tobin, Commissioner

DATE: November 6th, 2013

SUBJECT: Agenda item for November 25th, 2013 City Commission Meeting

Please place on the November 25th City Commission Meeting a referral to the next Neighborhoods/Community Affairs Committee meeting November 25th an item to discuss the City's design for new median on South Pointe Drive.

As you may recall this item was to be heard at the October 16th 2013 City Commission meeting. Mayor Bower recommended sending this item to committee but no vote was taken (see after action on page 2 of this memo).

Mr. Starkman, President of SOFNA has informed our office that the completion of this project has been placed on hold pending discussion of this item. I have attached my previous memo from the October 16th City Commission meeting and the email documentation outlining SOFNA's concerns (pages 3 – 5).

Thank you for your consideration.

Best Regards,

Dessiree Kane
on behalf of
Commissioner Ed Tobin

1/5

7:27:28 p.m.

ADDENDUM MATERIAL 1:

SUPPLEMENTAL MATERIAL 2: Pictures

R9T Discussion Regarding City's Design For New Median On South Pointe Drive.
(Requested by Vice-Mayor Edward L. Tobin)

ACTION: Item not reached. Lilia Cardillo to place on the December 11, 2013 Commission Agenda if authorized by Vice-Mayor Tobin's office.

Mr. Ronald Starkman inquired if this item was going to be heard tonight.

Commissioner Weithorn suggested referring the item to committee.

Mr. Ronald Starkman added that one of the alternate suggested fixes requires a resolution vote, and until they have that, staff cannot work on the alternate solution that everyone thinks makes sense.

Mayor Bower explained that she had adjourned the meeting before Mr. Starkman spoke, and the meeting cannot be reopened. She suggested sending the item to committee.

No vote taken.

If you have any questions please contact, Dessiree Kane at Extension 6274

ET/dk

2/5



MIAMI BEACH

OFFICE OF THE MAYOR AND COMMISSION

MEMORANDUM

TO: Jimmy Morales, City Manager

FROM: Ed Tobin, Commissioner

DATE: October 8th, 2013

SUBJECT: Agenda item for October 16th, 2013 City Commission Meeting

Please place on the October 16th City Commission Meeting a discussion regarding City's design for new median on South Pointe Drive.

Attached please find email outlining specific concerns.

If you have any questions please contact, Dessiree Kane at Extension 6274

ET/dk

1/3

(3/5)

Kane, Dessiree

From: Ronald Starkman [rpstarkman@gmail.com]
Sent: Tuesday, October 08, 2013 9:16 AM
To: Tobin, Ed
Subject: Re: SOFNA Requests 10/16 Agenda Item on South Pointe Dr. Median

Thank you for your support Ed!

On Sat, Oct 5, 2013 at 10:23 PM, Tobin, Ed <EdTobin@miamibeachfl.gov> wrote:
Please place this on the next Commission Agenda for discussion.
Thank you
ET

Sent from my iPad

Begin forwarded message:

From: Ronald Starkman <rpstarkman@gmail.com<mailto:rpstarkman@gmail.com>>
Date: October 5, 2013, 6:24:22 PM EDT
To: <matti@miamibeachfl.gov<mailto:matti@miamibeachfl.gov>>, <jrexpo@gmail.com<mailto:jrexpo@gmail.com>>, <jerry@miamibeachfl.gov<mailto:jerry@miamibeachfl.gov>>, <michael@michaelgongora.com<mailto:michael@michaelgongora.com>>, <ed@miamibeachfl.gov<mailto:ed@miamibeachfl.gov>>, <deede@miamibeachfl.gov<mailto:deede@miamibeachfl.gov>>, <jonah@miamibeachfl.gov<mailto:jonah@miamibeachfl.gov>>
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Subject: SOFNA Requests 10/16 Agenda Item on South Pointe Dr. Median

Dear Commissioners:

We are very concerned about the City's design for the new median on South Pointe Drive. Could one of you please put this as a discussion item on the next Commission Meeting agenda (time certain if possible) so that a representative from our neighborhood association can express our concerns and make some suggestions on how to resolve them? Based on our discussions with CIP, the problem has arisen because the Greenway Master Plan calls for dedicated bike lanes on South Pointe Drive. This results in a significant narrowing of the median and the inability to replace the tall coconut palms that were there previously. Given this section of South Pointe Drive has four lanes with very little traffic, we believe a "sharrow" makes much more sense and this would allow for the wider median to be restored. We request the commission to vote to amend the Master Plan

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accordingly. Below is the full text of a board resolution on this issue that was passed unanimously at the SOFNA general meeting on September 26:
[<https://mail.google.com/mail/u/0/?ui=pages-clear-dot-gui>]
SOFNA Motion regarding South Pointe Drive

After consulting the community at a public meeting, the South of Fifth Neighborhood Association strongly requests that the City immediately desist from its current effort to re-configure South Pointe Drive and to instead implement a shared bike lane along South Pointe Drive. The current roadway reconfiguration has appreciably degraded one of our neighborhood's main thoroughfares and as a result has engendered considerable community dissatisfaction, coupled with many requests urging SOFNA to ask the city for a thorough reevaluation.

By eliminating the previously wide landscaped median in order to introduce two bike lanes - given that bike lanes are available only a block away in South Pointe Park - seems both unnecessary and destructive. We urge your full support as you provided in the good redesign decisions you helped to implement in the case of the Alton Road reconstruction project.

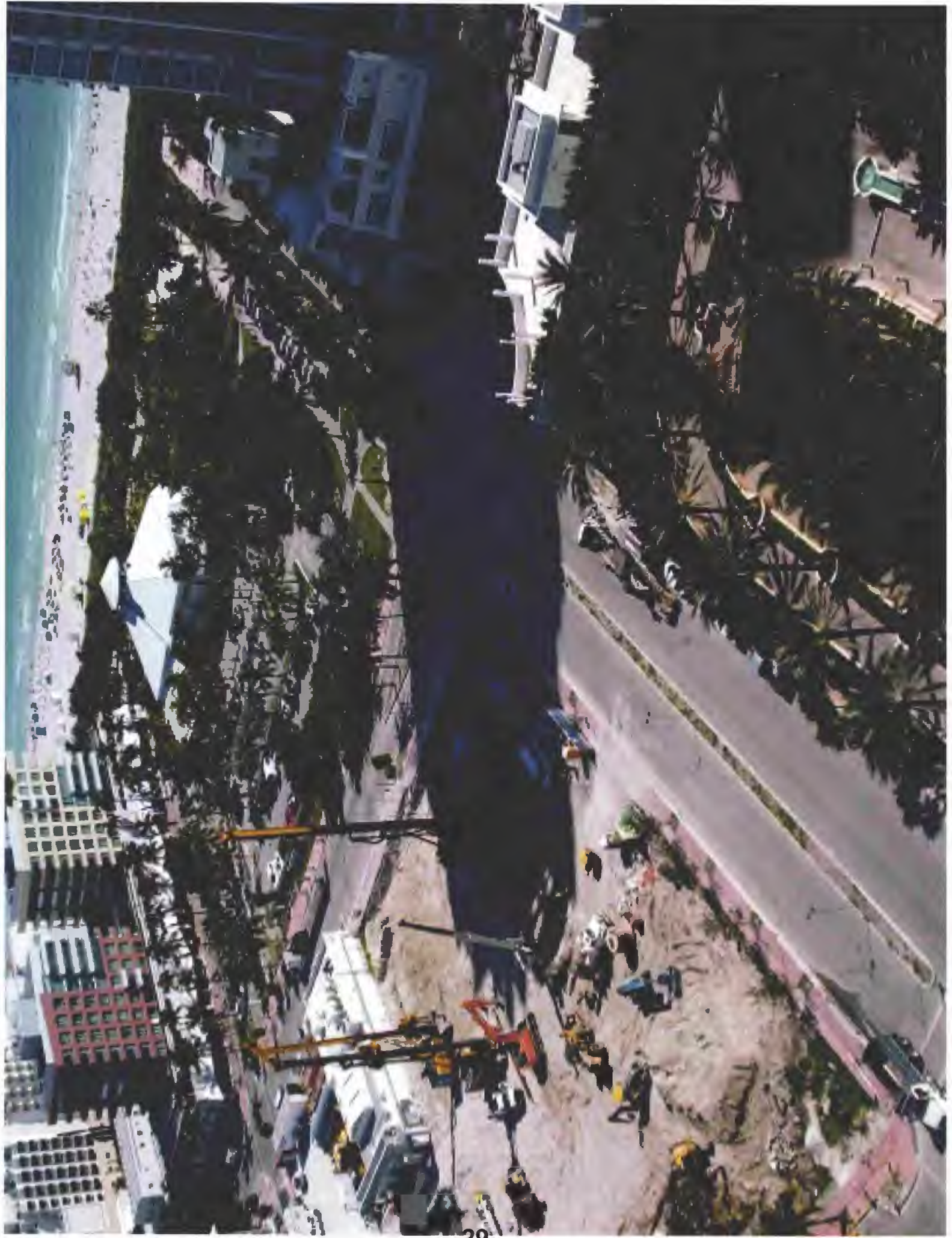
Sincerely,

Ronald Starlinman
Director -- South of Fifth Neighborhood Association

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MIAMI BEACH

CITY OF MIAMI BEACH NOTICE OF CITY COMMISSION MEETING

NOTICE IS HEREBY given that the City Commission of the City of Miami Beach, Florida, will hold a City Commission Meeting on **Monday, November 25, 2013, at 11:00 a.m.**, in the Commission Chambers, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, for the purpose of accepting the certification of the results of the November 19, 2013 Run-Off Election. All new officers shall be declared elected subsequent to canvass of final Run-Off Election returns. New officers shall be installed and shall enter upon the discharge of their duties.

The City Commission may discuss and act on other City business at this meeting.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Inquiries should be directed to the City Clerk's Office at 305.673.7411. This meeting may be continued, and under such circumstances, additional legal notice will not be provided.

Rafael E. Granado, Esq.,
City of Miami Beach City Clerk

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities and/or any accommodation to review any document or participate in any City-sponsored proceeding, please contact us five days in advance at 305.673.7411 (voice) or TTY users may also call the Florida Relay Service at 711.

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