MIAMIBEACH

# City Commission Meeting

**City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive**
**March 5, 2014**

Mayor Philip Levine
Vice-Mayor Micky Steinberg
Commissioner Michael Grieco
Commissioner Joy Malakoff
Commissioner Edward L. Tobin
Commissioner Deede Weithorn
Commissioner Jonah Wolfson

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

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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 - 8:30 a.m.
Inspirational Message, Pledge of Allegiance
Requests for Additions, Withdrawals, and Deferrals

The City Commission will recess for lunch at approximately 12:00 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

Presentations and Awards Meeting will take place on March 12, 2014.

## CONSENT AGENDA

**Action:**
**Moved:**
**Seconded:**
**Vote:**

## C2 - Competitive Bid Reports

C2A Request For Approval To Issue A Request For Proposals (RFP) For Medical Services Provider For Pre And Post-Employment Services.
(Human Resources/Procurement)

C2B Request Approval To Exercise Term Renewal Options On Contracts For Routine Operational Requirements.
(Procurement)

C2C Request For Approval To Award A Contract Pursuant To Invitation To Bid (ITB) No. 2014-066 For HVAC Equipment, Installation, Parts And Services.
(Property Management/Procurement)

C2D Request For Approva l To Award A Contract Pursuant To Invitation To Bid (ITB) 2014-069 For Light Poles, Fixtures And Bases.
(Public Works/Procurement)

C2E Request For Approval To Award A Contract, Pursuant To Invitation To Bid (ITB) No. 2014-149-SR, For Fabrication And Installation Of Handrail System At The UNIDAD Building Terrace At North Shore Bandshell Park.
(Capital Improvement Projects/Procurement)

C2F Request For Approval To Award A Contract, Pursuant To Invitation To Bid (ITB) No. 2014-093-SR, For The South Pointe Park Landscape Remediation Project.
(Capital Improvement Projects/Procurement)

C2G Request For Approval To Award A Contract, Pursuant To Invitation To Bid (ITB) No. 2014-094-SR, For The Miami Beach Golf Course Drainage Remediation Project.
(Capital Improvement Projects/Procurement)

## C4 - Commission Committee Assignments

C4A Referral To The Land Use And Development Committee - Discussion On The Creation Of Overlay Districts For Strategic Areas Of The City.
(Requested by Commissioner Joy Malakoff)

C4B Referral To The Land Use And Development Committee - Telecommunications Ordinance.
(City Attorney's Office)

C4C Referral To The Finance And Citywide Projects Committee - A Discussion Regarding South Shore Community Center.
(Tourism, Culture and Economic Development)

C4D Referral To The March 21, 2014 Finance And Citywide Projects Committee - Discuss Financial Impact Of The Proposed Roadway Closure Applications For 87 Street And 87 Terrace Filed By 8701 Collins Development.
(Requested by Commissioner Deede Weithorn)

C4E Referral To The Planning Board - An Ordinance Amending The Code Of The City Of Miami Beach, Florida Amending Chapter 6, Entitled "Alcohol Beverages."
(Requested by Mayor Philip Levine)

C4F Referral To The Finance And Citywide Projects Committee Of A Discussion Regarding The Greater Miami Convention And Visitors Bureau Interlocal Agreement.
(Tourism, Culture And Economic Development)

C4G Referral To The Land Use And Development Committee - Discuss Amending Sec. 106-55 Parking Rates, Fees And Penalties To Exempt Single Family Homes.
(Requested by Vice-Mayor Micky Steinberg)

C4H Referral To The Neighborhood/Community Affairs Committee - Discuss Prohibition On The Sale Of E-Cigarettes To Minors Within The City Of Miami Beach.
(City Attorney's Office)

C4I Referral To The Land Use And Development Committee - Discussion On The Preparation Of Form-Based Land Development Regulations.
(Planning)

## C6 - Commission Committee Reports

C6A Report Of The Land Use And Development Committee Meeting Of February 19, 2014: **1)** Discussion Regarding Revisions To City Code Chapter 54, Variance Requirements For Historic Properties. **2)** Discussion For Consideration Of Establishing Acceptable Accessory Uses Permitting Restaurants In Contributing Historic Structures Within The RM-2 Cultural Arts Neighborhood Overlay District. **3) A.** Discussion Regarding A Change To The Composition Of The Design Review Board To A Board Of Professionals. **B.** Discussion Regarding: **1.** Amendment To City Code Section 2-459, To Provide For Limited Exception Permitting "Associates" Of City Agency Members To Lobby As Architects/Design Professionals Before A City Land Use Board; And Related Process For Amending Code Section 2-459; And **2.** Streamlining City's Design Application Process By Amendment Of City's Laws To Permit Variance Requests Arising Out Of Projects Before Design Review Board And/Or Historic Preservation Board Be Heard By Those Boards, Rather Than Necessitating Applicant To File A Separate Variance Application To Board Of Adjustment; And Related Process For Laws' Amendments. **4)** Discussion On A Code Amendment To The RM-3 Zoning District Setback Regulations For Detached Additions, Also Referred To As Cabana Structures, At Oceanfront Lots Located In The Miami Beach Architectural District, And For ADA Walkways And Ramp Structures In Side Yards. **5)** Discussion On An Ordinance Amending The Land Development Regulations To Repeal Ordinance No. 2013-3799, Which Created An Additional Conditional Use To Permit Self-Storage In The CD-2 Zoning District Along The Alton Road Corridor. **6)** Discussion On The Proposed Terminal Island Residential Project. **7)** Discussion Regarding Changing The Level In Which A Commercial Building Is Built From Grade To Base Flood Elevation.

C6B Report Of The Special Finance And Citywide Projects Committee Meeting On February 21, 2014: **1)** Discussion Regarding A Possible Partnership Between The City Of Miami Beach And The Bicycle Action Committee (BAC) In An Effort To Promote Safety For Bicyclists. **2)** Discussion Regarding The Proposal For A New Lease Between The Miami Beach Redevelopment Agency ("Landlord" Or "RDA") And Vacation Store, Inc., The Successor In Interest To The Existing Tenant, Vacation Tours Of South Beach, Inc. ("Tenant"), For The Use Of Suite "J" At The Anchor Shops, Located At 100 16th Street, Suite No. 5, Miami Beach, Florida 33139 ("Space"), For An Initial Term Of Three (3) Years, Commencing On March 18, 2014 And Ending On March 17, 2017, With One (1) Renewal Option Of Three (3) Years, At The RDA's Sole And Absolute Discretion, Subject To And Pursuant To The Terms And Conditions Set Forth In The Agreement; And Further Including The Authority To Negotiate A Month To Month Tenancy With Tenant Until Such Time As A New Lease Is Executed For The Space Regarding TECO/Peoples Gas System, Inc. Franchise Agreement. **3)** Discussion Regarding The Washington Avenue Pump Station For Funding Allocation. **4)** Discussion On The Review And Recommendations For Improving The City's Procurement Code Completed By The National Institute For Public Procurement (NIGP). **5)** Discussion Regarding Storm Water Future Bonds And Proposed Rates.

## 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 Florida Inland Navigation District In The Approximate Amount Of $1,000,000 For The Construction Of Normandy Shores Park Seawall; 2) Submit A Grant Application To Florida Inland Navigation District In The Approximate Amount Of $1,000,000 For The Construction Of Indian Creek Park Seawall; 3) Submit A Grant Application To Florida Inland Navigation District In The Approximate Amount Of $500,000 For The Construction Of Muss Park Seawall And Kayak Launch; 4) Submit A Grant Application To The Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program, In The Approximate Amount Of $1,000,000 For Funding For Emergency Generators, And, Further, Retroactively Approving The Following: 5) Submittal Of A Grant Application To The National Football League Foundation Grassroots Program And Local Initiatives Support Corporation (LISC) For Funding In The Approximate Amount Of $200,000 For The Renovation Of Flamingo Park Practice Field; Appropriating The Above Grants, Funding Requests, Matching Funds, And City Expenses, If Approved And Accepted By The City, And Authorizing The Execution Of All Necessary Documents Related To The Aforestated Applications, Including, Without Limitation, Audits, And Authorizing The City Manager Or His Designee To Take All Necessary Actions Related To These Grants And Funding Requests.

(Budget & Performance Improvement)

C7B A Resolution Accepting The Recommendation Of The City Manager Pursuant To Request For Proposals (RFP) No. 2014-001, For An Electronic Agenda System.

(City Clerk/Procurement)

C7C A Resolution Authorizing An Amendment To The Professional Services Agreement With Walker Parking Consultants, Inc., To Perform A Parking Demand Analysis For Certain Areas In North Beach (Phase Six), In An Amount Not To Exceed $28,000.

(Parking)

C7D A Resolution Accepting The Donation Of $4,750 From Mr. David Wallach And $4,750 From Mr. Richard Shultz For A Total Of $9,500 To Purchase A Specially Trained Canine To Be Utilized By The Miami Beach Police Department's Operations Division Canine Squad, For The Detection, Tracking, Apprehension, And Arrest Of Subjects Involved In Criminal Activity.

(Police Department)

C7E A Resolution Approving And Authorizing The City Manager, Or His Designee, To Utilize Florida Department Of Transportation Contract Number C-9D06, For Major Event Traffic Monitoring Services Through May 2014; And Waiving By 5/7th Vote, The Formal Competitive Bidding Requirement, Finding Such Waiver To Be In The Best Interest Of The City.

(Public Works)

**C7 - Resolutions** (Continued)

C7F A Resolution Authorizing The City Manager To Issue A Request For Proposals (RFP) For Eligible Public Service, Housing, And Capital Activities To Be Funded From The City Of Miami Beach Fiscal Year 2014/2015 Community Development Block Grant (CDBG) And Home Investment Partnership (HOME) Entitlement Allocations From The U.S. Department Of Housing And Urban Development (HUD).

(Real Estate, Housing, & Community Development)

C7G A Resolution Urging The Governor And Legislature Of The State Of Florida To Enhance The Florida Film & Entertainment Industry Financial Incentive Program With Additional Tax Credits.

(Tourism, Culture & Economic Development)

C7H A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee And Establishing Criteria For Special Event Fee Waiver Requests Considered By The Mayor And City Commission.

(Tourism, Culture & Economic Development)

C7I A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee And Retroactively Waiving Additional Block Party Fees In The Amount Of $827.60 For Miami Beach Gay Pride 2013.

(Tourism, Culture & Economic Development)

C7J A Resolution Waiving Special Event Fees Of Approximately $17,000 For Miami Beach Gay Pride 2014.

(Tourism, Culture & Economic Development)

C7K A Resolution Appointing The Mayor As The Chair Of The Miami Beach Redevelopment Agency (RDA) And The Vice-Mayor As The Vice Chair Of The Miami Beach Redevelopment Agency.

(Tourism, Culture & Economic Development)

C7L A Resolution Consenting To A Settlement Of A Personal Injury Claim Filed By Lorraine Simkowitz Against The City Of Miami Beach, And Paying $120,000.00 From The City's Risk Management Fund Pursuant To Florida Statute §768.28; And Further Authorizing The Execution By The Office Of Risk Management Of Any And All Settlement Documents.

(Human Resources)

C7M A Resolution Approving The City's 2014/15 Federal Legislative Agenda.

(City Manager's Office)

**(Memorandum to be Submitted in Supplemental)**

## **C7 - Resolutions** (Continued)

C7N A Resolution In Support Of The City's Water Project Funding Requests For The Governor's Fiscal Year (FY) 2014/15 Budget.

(Budget And Performance Improvement)

**(Memorandum to be Submitted in Supplemental)**

## **End of Consent Agenda**

## REGULAR AGENDA

## R2 - Competitive Bid Reports

R2A Request For Approval To Award A Contract, Pursuant To Invitation To Bid (ITB) No. 2014-086-SR, For Citywide High Tide Mitigation Project.
(Public Works/Procurement)

## R5 - Ordinances

R5A 4000 Alton Road - Talmudic University FLUM Amendment And Zoning Map Change

1. Talmudic Site - FLUM Change
An Ordinance Amending The Future Land Use Map Of The Comprehensive Plan By Changing The Future Land Use Category For Parcels Of Land Adjacent To What Is More Commonly Known As The "Talmudic University," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current ROS, "Recreation And Open Space," To The Future Land Use Category Of RM-2, "Residential Multifamily Medium Intensity;" Providing For Inclusion In The Comprehensive Plan, Transmittal, Repealer, Severability And An Effective Date. **10:05 a.m. Second Reading Public Hearing**
(Sponsored by the Land Use and Development Committee)
(Legislative Tracking: Planning)
(Continued from January 15, 2014)

2. Talmudic Site - Zoning Map Change
An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The Code Of The City Of Miami Beach, Florida, By Changing The Zoning District Classification For Parcels Of Land Adjacent To What Is More Commonly Known As The "Talmudic University," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current Zoning Classification GU, "Government Use District," To The Proposed Zoning Classification RM-2, "Residential Multi-Family Medium Intensity," Providing For Codification, Repealer, Severability And An Effective Date.
**10:10 a.m. Second Reading Public Hearing**
(Sponsored by the Land Use and Development Committee)
(Legislative Tracking: Planning)
(First Reading on January 15, 2014)

**R5 - Ordinances** (Continued)

R5B Alton Road Historic District Buffer Overlay

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article III, "Overlay Districts," Creating Division 8 “Alton Road - Historic District Buffer Overlay,” By Including Section 142-858 "Location And Purpose," And Section 142-859 "Development Regulations," Including Among Other Provisions Regulations On Maximum Floor Area Ratio; Maximum Building Height; Minimum Setbacks; Building Separation; Demolition Or Additions To Contributing Buildings In An Historic District; And Land Use Regulations For Location Of Retail Uses, Restaurants, Bars, Entertainment Establishments, Alcoholic Beverage Establishments And Similar Uses; Requiring Conditional Use Approval Of Such Uses In Excess Of 10,000 Sq. Ft.; And Prohibiting Alcoholic Beverage And Entertainment Establishments In Open Areas With Exceptions As Prescribed In The Ordinance; Providing For Codification; Repealer; Severability; And An Effective Date. **10:25 a.m. Second Reading Public Hearing**

(Sponsored by the Land Use & Development Committee/Requested by City Commission)
(Legislative Tracking: Planning Department)
(First Reading Public Hearing on February 12, 2014)

R5C Building Department Permit Fees

An Ordinance Amending Chapter 14 Of The City Code, Entitled “Building Regulations,” By Amending Article II, Entitled “Construction Standards,” By Amending Division 2, Entitled “Permit Fees,” By Amending The Following Sections Therein, To Wit: Section 14-61, Entitled “Permit Fees, Generally”; Section 14-62, Entitled “Building Permits”; Section 14-63, Entitled “Plumbing Permits”; Section 14-64, Entitled “Electrical Permits”; Section 14-65, Entitled “Mechanical Permits”; Section 14-66, Entitled “Annual Facility Permit”; Section 14-67, Entitled “Forty-Year Building Recertification Program”; Section 14-68, Entitled “Occupant Content Sign”; Section 14-70, Entitled “General Information”; Section 14-71, Entitled “Temporary Structure”; To Provide For Express Permits, Phase Permits, Private Provider Fee Discounts, Permit Fee Reductions And Refunds, And To Provide For A More Efficient, Effective, And Transparent Way To Assess Fees For Building Permit Services, And By Amending Corresponding Portions Of Division 2 Of Appendix A Of The City Code, Entitled “Permit Fees,” Relating To Building, Plumbing, Electrical, And Mechanical Work, And Other Building Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. **10:40 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)
(Legislative Tracking: Building)
(First Reading on February 12, 2014)

R5D Resort Tax Ordinance

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 102 Entitled “Taxation,” By Amending Article IV Entitled “Resort Tax,” By Amending Division 4 Entitled “Tax,” By Amending Section 102-314 Entitled “Penalties And Interest,” By Amending Subsection (f) Thereof (And Including The Corresponding Amendment To Appendix “A” Thereto), Regarding The Establishment Of A Fixed Late Reporting Penalty For Annual Returns Filed Late, Where No Tax Is Due; Providing For Codification; Repealer; Severability; And An Effective Date. **10:50 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)
(Legislative Tracking: Finance Department)
(First Reading on February 12, 2014)

**R5 - Ordinances** (Continued)

R5E 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 Section 2-27, Entitled "Reserved," To Create A 5/7th Vote Requirement For The Creation Of Agencies, Boards And Committees; Providing Exceptions Thereto; And Providing For Repealer, Severability, Codification, And An Effective Date. **11:00 a.m. Second Reading Public Hearing**

(Sponsored By Commissioner Deede Weithorn)
(Legislative Tracking: City Attorney's Office)
(First Reading on February 12, 2014)

R5F Fire And Police Pension Ordinance
An Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, (IAFF) Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8 (FOP); Implementing Recommendations Of The Budget Advisory Committee, A Memorandum Of Understanding And Other Changes; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; "Service Record"; And Amending Section 66 Entitled "Service And Disability Benefits Generally"; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. **11:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)
(Legislative Tracking: Human Resources)
(First Reading on February 12, 2014)

R5G RM-2 Hotel Office Uses
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," Division 3 "Residential Multifamily Districts," Subdivision IV "Residential Multifamily, Medium Intensity," Section 142-212, "Main Permitted Uses," To Expand The Allowable Uses In The RM-2 District To Include Certain Types Of Office Uses That Are Associated With Nearby Hotels On Collins Avenue; Providing For Repealer; Severability; Codification; And An Effective Date. **11:30 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)
(Legislative Tracking: Planning)
(First Reading Public Hearing on February 12, 2014)

R5H RM-2 Accessory Office Uses For Bay Front Apartments
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", Division 3 "Residential Multifamily Districts", Subdivision IV "Residential Multifamily, Medium Intensity," Section 142-213, "Conditional Uses," To Expand The Conditional Uses In The RM-2 District To Include Certain Types Of Non-Medical Office Uses For Bay Front Apartment Buildings; Providing For Repealer; Severability; Codification; And An Effective Date. **11:40 a.m. First Reading, Public Hearing**

(Sponsored by the Land Use and Development Committee)
(Legislative Tracking: Planning)

**R5 - Ordinances** (Continued)

R5I Minimum Unit Sizes For Historic Hotels In Commercial Districts
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", Section 142-306, "Development Regulations" To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The CD-2 District; And By Amending Section 142-337, "Development Regulations And Area Requirements" To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The CD-3 District; Providing For Codification; Repealer; Severability; And An Effective Date. **First Reading**
(Sponsored by the Land Use and Development Committee)
(Legislative Tracking: Planning)

R5J Boat Docks And Marine Structures
An Ordinance Amending Chapter 66, "Marine Structures, Facilities And Vehicles," Article IV, "Vessels," Section 66-113, "Limitation On Projection Of Structures; Public Hearing," And Chapter 142, "Zoning Districts And Regulations," Section 142-1132, "Allowable Encroachments Within Required Yards," Modifying The Procedures For Approval Of Docks That Extend Beyond The Permitted Distance Into A Waterbody; Providing For Repealer; Codification; Severability And An Effective Date. **First Reading**
(Sponsored by the Land Use and Development Committee)
(Legislative Tracking: Planning)

R5K Prohibit Advertisement Of Short Term Rentals/Commercial Use In Residential Zoning Districts
An Ordinance Amending The Code Of The City Of Miami Beach, Subpart B, Entitled "Land Development Regulations," Of Chapter 142, Entitled "Zoning Districts And Regulations," By Amending Article II, Entitled "District Regulations," By Amending Division 2, Entitled "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending Section 142-109, Entitled "Commercial Use Of Single-Family Homes Prohibited," By Amending The Definitions Therein, And By Adding New Subsection (c)(1)d, Which Prohibits Advertising Of Unlawful Occupancy And Use; By Amending Subsection (c)(2), Which Removes The Limitations On Enforcement; By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 2, Entitled "Accessory Uses"; By Amending Section 142-905, Entitled "Permitted Accessory Uses In Single-Family Districts," By Adding New Subsection (b)(5)a Which Prohibits The Advertisement For The Lease Of Single Family Homes For Less Than Six Months And One Day, By Adding New Subsection (b)(5)b, Which Provides The Enforcement For A Violation Of Section (b)(5); By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 3, Entitled "Supplementary Use Regulations," By Amending Section 142-1111, Entitled "Short-Term Rental Of Apartment Units Or Townhomes," By Amending Section (A) To Prohibit The Advertisement Of Short Term Rental Of Apartments Units Or Townhomes; And Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Sponsored by Commissioner Edward L. Tobin)
(Legislative Tracking: Planning)

**R5 - Ordinances** (Continued)

R5L 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 December 31, 2014; Providing For Repealer; Severability; Codification; And An Effective Date. **First Reading**

(Sponsored by Commissioner Deede Weithorn)
(Legislative Tracking: Parks & Recreation)

R5M An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 30, Entitled "Code Enforcement," By Amending Article III, Entitled "Enforcement Procedure," By Amending Section 30-77, Entitled "Appeals," By Creating A Uniform Appellate Process For Appeals Of City Code Violations To The Special Master, And Providing Appeal Requirements And Penalties For Non-Compliance; By Amending Chapter 46, Entitled "Environment," By Amending Article III, Entitled "Litter," And Article IV, Entitled "Noise," By Amending Sections 46-92 And 46-159, Respectively, To Incorporate The New Special Master Appellate Procedures Set Forth In Section 30-77(A); By Amending Chapter 70, Entitled "Miscellaneous Offenses," By Amending Article III, Entitled "Graffiti," By Amending Section 70-123 To Incorporate The New Special Master Appellate Procedures Set Forth In Section 30-77(A); And Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**

(Sponsored by the Neighborhood/Community Affairs Committee)
(Legislative Tracking: City Attorney's Office)

R5N RM-2 Oceanfront Height Regulations
An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3 "Residential Multifamily Districts" By Amending Section 142-217 Regarding Maximum Building Height And Maximum Number Of Stories For Oceanfront Lots With A Property Line Within 250 Feet Of North Shore Open Space Park; Providing For Codification; Repealer; Severability; And An Effective Date. **First Reading**

(Sponsored by Commissioner Jonah Wolfson)
(Legislative Tracking: Planning)

R5O RM-3 Oceanfront Setbacks for Detached Structures and ADA Walkways
An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3 "Residential Multifamily Districts" By Amending Section 142-247, "Setback Requirements," Regarding Setback Requirements For Detached Additions In Oceanfront Lots Located Within The Miami Beach Architectural District; By Amending Chapter 142, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Division 4 "Supplementary Yard Regulations," Section 142-1132, "Allowable Encroachments In Required Yards," Regarding Americans With Disabilities Act (ADA) Walkways And Ramp Structures With Awnings In Side Yards; Providing For Codification; Repealer; Severability; And An Effective Date. **First Reading**

(Sponsored by the Land Use and Development Committee)
(Legislative Tracking: Planning)

## **R5 - Ordinances** (Continued)

R5P An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Amending Article II, Entitled "Public Places" To Prohibit Motorized Means Of Transportation On The Beachwalk Between 15th To 23rd Streets; Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**

(Sponsored by Commissioner Jonah Wolfson)
(Legislative Tracking: City Attorney's Office)

## **R7 - Resolutions**

R7A A Resolution Adopting The Third Amendment To The Capital Budget For Fiscal Year (FY) 2013/14. **11:20 a.m. Public Hearing**

(Budget & Performance Improvement)

R7B A Resolution Adopting The 2014 Update To The Key Intended Outcomes In The City Of Miami Beach's Strategic Plan; And Guiding The Design Of Programs And Services As Set Forth Herein.

(City Manager's Office)

R7C A Resolution Setting A Public Hearing On April 23, 2014 To Adopt The Second Amendment To The General Fund, Enterprise Fund, Internal Service Fund And Special Revenue Fund Budgets For Fiscal Year (FY) 2013/2014.

(Budget & Performance Improvement)

R7D 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 Thornton Construction Company, Inc., Dated September 16, 2013, For Construction Management At Risk Services For The Scott Rakow Youth Center Ice Skating Rink, Mechanical Repairs, And Building Renovations Project, In The Amount Of $1,175,220 Plus A Five Percent Owner's Contingency In The Amount Of $58,761; For A Grand Total Amount Of $1,233,981 With Previously Appropriated Funding In The Amount Of $213,849 From Fund 383 GO Bonds – Parks And Beaches; And $1,020,132 From Fund 302 Pay-As-You-GO. .

(Capital Improvement Projects)

R7E A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 3 To The Existing Professional Services Agreement Between The City Of Miami Beach And Schwebke-Shiskin & Associates, Inc. For Re-Design And Permitting Phase Services Associated With The Enhanced Stormwater Criteria For The Venetian Islands Bid Package 13C Right-Of-Way Neighborhood Improvement Project; In The Negotiated Not-To-Exceed Amount Of $192,814 Plus An Amount Of $9,000 For Reimbursables; For A Total Amount Of $201,814; With Previously Appropriated Funding.

(Capital Improvement Projects)

## **R7 - Resolutions** (Continued)

R7F A Resolution Waiving, By 5/7ths Vote, Competitive Bidding, Finding Such Waiver To Be In The Best Interest Of The City, And Authorizing The City Manager To Negotiate An Agreement For The Management And Operation Of The City's Flamingo And North Shore Park Tennis Centers With Miami Beach Tennis Management, LLC And, If Successful, Further Authorizing The City Manager To Bring The Final Negotiated Agreement Back To The City Commission For Approval.
(Parks & Recreation)

## **R9 - New Business and Commission Requests**

R9A Board And Committee Appointments.
(City Clerk's Office)

R9A1 Board And Committee Appointments - City Commission At-Large Appointments.
(City Clerk's Office)

R9B1 Dr. Stanley Sutnick Citizen's Forum. (8:30 a.m.)
R9B2 Dr. Stanley Sutnick Citizen's Forum. (1:00 p.m.)

R9C Discussion On Reaffirming The Past Resolution Against Gambling On Miami Beach To Assure It Is Maintained In Full Force And Effect.
(Requested by Commissioner Jonah Wolfson)

R9D Discussion Regarding Negotiating With Gateway Development, Inc., For The Purpose Of Purchasing The Property Located At 1100 5th Street, Miami Beach, Florida 33139, For The Future Development Of An Intermodal Facility.
(Tourism, Culture & Economic Development)

R9E Discussion And Referral To Neighborhood/Community Affairs Committee - The $15 Flat Rate Parking Fee During Events At The City Hall Parking Garage Located At 17th Street And Meridian.
(Requested by Commissioner Deede Weithorn)

R9F Discussion Regarding The Miami Beach Centennial Celebration.
(Requested by Vice-Mayor Micky Steinberg)

R9G Discussion Regarding A Resolution Urging The Florida Legislature To Reject Any And All Expansions Of Gambling, Including Legislation To Legalize "Destination Casinos" In Florida.
(Requested by Mayor Philip Levine)

## R9 - New Business and Commission Requests (Continued)

R9H Discussion Regarding Commercial Vehicles Blocking Lanes; On The Following Streets: Washington Avenue, Collins Avenue, Ocean Drive, And West Avenue; Enforcement And Long-Term Solutions.
(Requested by Commissioner Michael Grieco)

R9I Discussion Regarding Providing Fire Service To Indian Creek Island.
(Requested by Commissioner Edward L. Tobin)

R9J Discussion Regarding The Alton Road Medians.
(Requested by Commissioner Edward L. Tobin)

R9K Discussion Regarding CIBO Restaurant Project Located On South Pointe Drive.
(Requested by Commissioner Michael Grieco)

R9L Discussion Regarding An Ordinance To Prohibit The Sale Of E-Cigarettes To Minors Or By Vending Machines Within The City Of Miami Beach.
(Requested by Vice-Mayor Micky Steinberg)

## R10 - City Attorney Reports

R10A City Attorney's Status Report.
(City Attorney Office)

## Reports and Informational Items

1. Reports and Informational Items (see LTC 062-2014).

2. List of Projects Covered by the Cone of Silence Ordinance - LTC.
(Procurement)

3. Report From Commission Committees Of Withdrawn Items Not Heard Within (6) Six Months From Their Referral Date.
(City Clerk's Office)

## End of Regular Agenda

# Miami Beach Redevelopment Agency

**City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive**
**March 5, 2014**

Chairperson of the Board Philip Levine
Member of the Board Michael Grieco
Member of the Board Joy Malakoff
Member of the Board Micky Steinberg
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 (RDA), Accepting The Recommendation Of The City's Finance And Citywide Projects Committee (FCWPC); Approving And Authorizing The Chairperson And Secretary To Execute A Lease Agreement Between The Miami Beach Redevelopment Agency (Landlord) And Vacation Tours, Inc. (Tenant), In Connection With The Use Of Suite "J" At The Anchor Shops, Located At 100 16th Street, Suite No. 5, Miami Beach, Florida (Space), For An Initial Term Of Three (3) Years, Commencing On March 18, 2014 And Ending On March 17, 2017, With One (1) Renewal Option Of Three (3) Years, At The RDA's Sole And Absolute Discretion, Subject To And Pursuant To The Terms And Conditions Set Forth In The Agreement; And Further Approving And Authorizing The Rda To Enter Into An Agreement With Tenant, For A Month To Month Tenancy, Until Such Time As A New Lease Is Executed.

(Tourism, Culture & Economic Development)

**End of RDA Agenda**