

City of Miami

City Hall
3500 Pan American Drive
Miami, FL 33133
www.ci.miami.fl.us



Meeting Agenda

Thursday, September 8, 2005

9:00 AM

REGULAR

City Hall Commission Chambers

City Commission

Manuel A. Diaz, Mayor
Joe Sanchez, Chairman
Angel González, Vice Chairman
Johnny L. Winton, Commissioner District Two
Tomas Regalado, Commissioner District Four
Jeffery L. Allen, Commissioner District Five
Joe Arriola, City Manager
Jorge L. Fernandez, City Attorney
Priscilla A. Thompson, City Clerk

ANY PERSON WHO ACTS AS A LOBBYIST PURSUANT TO CITY OF MIAMI ORDINANCE NO. 11469, CODIFIED IN CHAPTER 2, ARTICLE VI OF THE CITY CODE, MUST REGISTER WITH THE CITY CLERK, PRIOR TO ENGAGING IN LOBBYING ACTIVITIES BEFORE CITY STAFF, BOARDS, AND COMMITTEES AND THE CITY COMMISSION. A COPY OF SAID ORDINANCE IS AVAILABLE IN THE OFFICE OF THE CITY CLERK, CITY HALL.

PURSUANT TO SECTION 4(g)(5) OF THE CHARTER OF MIAMI, FLORIDA, THE MAYOR MAY VETO CERTAIN ITEMS APPROVED BY THE CITY COMMISSION WITHIN TEN CALENDAR DAYS FOLLOWING THE COMMISSION ACTION. THE COMMISSION MAY, AFTER THE VETO OCCURS, OVERRIDE SUCH VETO BY A FOUR-FIFTHS VOTE OF THE COMMISSIONERS THEN PRESENT.

ANY PERSON MAKING IMPERTINENT OR SLANDEROUS REMARKS OR WHO BECOMES BOISTEROUS WHILE ADDRESSING THE COMMISSION, SHALL BE BARRED FROM FURTHER AUDIENCE BEFORE THE COMMISSION BY THE PRESIDING OFFICER, UNLESS PERMISSION TO CONTINUE OR AGAIN ADDRESS THE COMMISSION BE GRANTED BY THE MAJORITY VOTE OF THE COMMISSION MEMBERS PRESENT. NO CLAPPING, APPLAUDING, HECKLING OR VERBAL OUTBURSTS IN SUPPORT OR OPPOSITION TO A SPEAKER OR HIS OR HER REMARKS SHALL BE PERMITTED. NO SIGNS OR PLACARDS SHALL BE ALLOWED IN THE COMMISSION CHAMBERS. PERSONS EXITING THE COMMISSION CHAMBER SHALL DO SO QUIETLY.

THIS PRINTED AGENDA IS DISTRIBUTED AT LEAST FIVE DAYS BEFORE THE MEETING, AND THE MATERIAL IN CONNECTION WITH EACH ITEM APPEARING ON THE AGENDA IS AVAILABLE FOR INSPECTION DURING BUSINESS HOURS AT THE OFFICE OF THE CITY CLERK IN CITY HALL.

ANY PERSON WHO SEEKS TO ADDRESS THE CITY COMMISSION ON ANY ITEM APPEARING IN THE FOLLOWING PORTIONS OF THIS AGENDA: "CONSENT AGENDA", "PUBLIC HEARINGS", OR "PUBLIC DISCUSSION" IS INVITED TO DO SO AND SHALL AS SOON AS POSSIBLE INFORM THE CITY CLERK OF HIS/HER DESIRE TO SPEAK, GIVING THE CITY CLERK HIS/HER NAME. AT THE TIME THE ITEM IS HEARD, THAT PERSON SHOULD APPROACH THE MICROPHONE AND WAIT TO BE RECOGNIZED BY THE PRESIDING OFFICER.

* * * * *

Formal action may be taken on any item discussed or added to this Agenda. Any person, or persons, wishing to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, will require a verbatim record of the proceeding upon which the appeal is based. Any person with a disability requiring auxiliary aids and services for meetings may call the City Clerk's Office, 250-5360, with requests at least two business days before the meeting date.

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The City Commission has established a policy that the lunch recess will begin at the conclusion of deliberations of the agenda item being considered at Noon; further, that Commission meetings shall adjourn (a) at the conclusion of deliberation of the agenda item being considered at 10:00 p.m., unless the time is extended by unanimous agreement of the members of the city commission then present or (b) at the conclusion of the regularly scheduled agenda, whichever occurs first. This rule does not apply when the city commission is engaged in its annual budget hearings (Ordinance 12586).

CONTENTS

Items may be heard in the numbered sequence or as announced by the Commission

PR - PRESENTATIONS AND PROCLAMATIONS**MV - MAYORAL VETOES****AM - APPROVING MINUTES****CA - CONSENT AGENDA**

Item 1 which is comprised of items CA.1 through CA.22 may be heard in the number sequence or as announced by the Commission

M - MAYOR'S ITEMS**D1 - DISTRICT 1 ITEMS****D2 - DISTRICT 2 ITEMS****D3 - DISTRICT 3 ITEMS****D4 - DISTRICT 4 ITEMS****D5 - DISTRICT 5 ITEMS****PH - PUBLIC HEARINGS**

10:30 A.M. - PH.8 - Convey parcels of land to Rafael Hernandez & Housing & Eco. Dev. Corp.

10:30 A.M. - PH.9 - Transferring Program Income Funds to Commercial Facade Program

EM - EMERGENCY ORDINANCES**SR - SECOND READING ORDINANCES****FR - FIRST READING ORDINANCES****RE - RESOLUTIONS****BC - BOARDS AND COMMITTEES****DI - DISCUSSION ITEMS**

PART B

PZ - PLANNING AND ZONING ITEMS

The Planning and Zoning items shall not be considered before 10:00 am.

9:00 A.M. INVOCATION AND PLEDGE OF ALLEGIANCE**PRESENTATIONS AND PROCLAMATIONS**

PR.1	05-00964	<u>CEREMONIAL ITEM</u>	Presenter	Protocol Item
		Name of Honoree		
		Christina Abrams	Mayor Diaz	Commendation
		International Association of Firefighters Week	Mayor Diaz	Proclamation
		City of Miami Purchasing Department		
		Glenn Marcos	Mayor Diaz	Certificate of Merit
		Mike Rath	Mayor Diaz	Certificate of Merit
		Maria Abijalil	Mayor Diaz	Certificate of Merit
		Sara Gonzalez	Mayor Diaz	Certificate of Merit
		Pam Burns	Mayor Diaz	Certificate of Merit
		Deborah Buchanan-Dixon	Mayor Diaz	Certificate of Merit
		Adolphus Fifer	Mayor Diaz	Certificate of Merit
		Maritza Suarez	Mayor Diaz	Certificate of Merit
		Melba Thomas	Mayor Diaz	Certificate of Merit
		Ramon Berges	Mayor Diaz	Certificate of Merit
		Joyann Major	Mayor Diaz	Certificate of Merit
		Stephanie Jones	Mayor Diaz	Certificate of Merit
		Aimee Gandarilla	Mayor Diaz	Certificate of Merit
		Terry Byrnes	Mayor Diaz	Certificate of Merit
		Anita Moore	Mayor Diaz	Certificate of Merit
		Scott Dempster	Mayor Diaz	Certificate of Merit
		Yusbel Gonzalez	Mayor Diaz	Certificate of Merit
		Uniroyal Soccer Program	Commissioner Gonzalez	Commendation
		Suited for Success Tie Drive Kick Off	Mayor Diaz & Commissioners	

MAYORAL VETOES

(Pursuant to Section 4(g)(5) of the charter of Miami, Florida, Item(s) vetoed by the Mayor shall be placed by the city clerk as the first substantive item(s) for the commission consideration.)

APPROVING THE MINUTES OF THE FOLLOWING MEETINGS:

August 22, 2002 (Continuation of Planning and Zoning Meeting of July 25, 2002)

Regular and Planning and Zoning Meeting of November 19, 2002

Regular and Planning and Zoning Meeting of December 12, 2002

Regular Meeting of January 9, 2003

Planning and Zoning Meeting of January 23, 2003

Regular Meeting of February 13, 2003

Regular Meeting of July 7, 2005

Planning and Zoning Meeting of July 28, 2005

CONSENT AGENDA

Unless a member of the City Commission wishes to remove a specific item from this portion of the agenda, Items CA.1 through CA.22 constitute the Consent Agenda. These resolutions are self-explanatory and are not expected to require additional review or discussion. Each item will be recorded as individually numbered resolutions, adopted unanimously by the following motion.

"...that the Consent Agenda comprised of items CA.1 through CA.22 be adopted..."

The Presiding Officer or City Clerk shall state the following: "Before the vote on adopting items included in the Consent Agenda is taken, is there anyone present who is an objector or proponent that wishes to speak on any item in the Consent Agenda. Hearing none, the vote on the adoption of the Consent Agenda will now be taken.

- CA.1** **05-00824** **RESOLUTION**
*Office of the City
Attorney* A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CONTINUED ENGAGEMENT OF THE LAW FIRM OF WEISS SEROTA HELFMAN PASTORIZA & GUEDES, P.A., FOR REPRESENTATION OF THE CITY OF MIAMI IN THE CIVIL SERVICE GRIEVANCE CASE NO. 02-03G, IN AN AMOUNT NOT TO EXCEED \$40,000, PLUS COSTS AS APPROVED BY THE CITY ATTORNEY; ALLOCATING FUNDS FROM THE SELF-INSURANCE AND INSURANCE TRUST FUND, ACCOUNT CODE NO. 515001.624401.6.661, FOR SAID SERVICES.
- CA.2** **05-00890** **RESOLUTION**
*Department of
Police* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE MUTUAL AID AGREEMENTS, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI AND PARTICIPATING MUNICIPALITIES, TO RECEIVE AND EXTEND MUTUAL AID IN THE FORM OF LAW ENFORCEMENT SERVICES AND RESOURCES TO ENSURE PUBLIC SAFETY AND ADEQUATELY RESPOND TO INTENSIVE SITUATIONS, INCLUDING, BUT NOT LIMITED TO NATURAL AND MANMADE DISASTERS OR EMERGENCIES AS DEFINED IN PART 1, CHAPTER 23, OF THE FLORIDA STATUTES.
- CA.3** **05-00891** **RESOLUTION**
*Department of
Economic
Development* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A COVENANT RUNNING WITH THE LAND, IN SUBSTANTIALLY THE ATTACHED FORM, TO PROVIDE FOR: 1) LIMITATIONS ON THE USE OF THE LAND AS AN OUTDOOR RECREATION AREA FOR USE BY THE GENERAL PUBLIC IN PERPETUITY; AND 2) PENALTIES FOR USE OF THE LAND IN A MANNER INCONSISTENT WITH AN OUTDOOR RECREATION AREA FOR USE BY THE GENERAL PUBLIC; WITH TERMS AND CONDITIONS AS MORE PARTICULARLY SET FORTH IN SAID COVENANT.

- CA.4** **05-00892** **RESOLUTION**
*Department of
Conferences,
Conventions and
Public Facilities* A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING A CONTRIBUTION OF FUNDS IN THE TOTAL AMOUNT OF \$29,981, FROM THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION; ALLOCATING SAID FUNDS FOR THE REPLACEMENT OF THREE CHANNEL MARKER PLATFORMS FOR BRENNAN'S CHANNEL AT DINNER KEY MARINA.
- CA.5** **05-00893** **RESOLUTION**
*Department of
Fire-Rescue* A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING AN INCREASE IN THE CONTRACT AWARDED TO HACKNEY EMERGENCY VEHICLES, PURSUANT TO RESOLUTION NO. 05-0261, ADOPTED APRIL 28, 2005, IN AN AMOUNT NOT TO EXCEED \$1,012, INCREASING THE TOTAL CONTRACT AMOUNT FROM \$315,202 TO \$316,214, FOR THE PROCUREMENT OF ONE (1) 2006 TRT TRACTOR/TRAILER RESPONSE VEHICLE, WITH WARRANTY, FOR THE DEPARTMENT OF FIRE-RESCUE; ALLOCATING FUNDS FOR SAID INCREASE, FROM THE URBAN AREAS SECURITY INITIATIVE GRANT PROGRAM II, PROJECT NO. 110111, ACCOUNT CODE NO. 280910.6.840; AMENDING RESOLUTION NO. 05-0216, TO REFLECT SAID INCREASE.
- CA.6** **05-00894** **RESOLUTION**
*Department of
Police* A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING AN INCREASE IN THE CONTRACT WITH PRE-QUALIFIED VENDORS, AS MAY BE AMENDED BY THE DEPARTMENT OF PURCHASING THROUGHOUT THE TERM OF THE CONTRACT, PURSUANT TO RESOLUTION NO. 04-0616, ADOPTED SEPTEMBER 23, 2004, FURTHER AMENDED BY RESOLUTION NO. 05-0326, ADOPTED MAY 26, 2005, FOR THE PURCHASE OF POLICE SERVICE DOGS, FOR THE DEPARTMENT OF POLICE, ON A SPOT-MARKET, AS-NEEDED CONTRACT BASIS, IN AN AMOUNT NOT TO EXCEED \$7,486.76, INCREASING THE ANNUAL CONTRACT AMOUNT FROM \$34,100 TO \$41,586.76, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$124,760.28; ALLOCATING FUNDS FROM THE DEPARTMENT OF POLICE GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.290201.6.875; AMENDING RESOLUTION NO. 05-0326, TO REFLECT SAID INCREASE.
- CA.7** **05-00896** **RESOLUTION**
*Department of
Capital
Improvement
Programs/Transportation* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A FIRST AMENDMENT, IN SUBSTANTIALLY THE ATTACHED FORM, TO THE GRANT AGREEMENT ("AGREEMENT") BETWEEN THE CITY OF MIAMI ("CITY") AND ACTION COMMUNITY CENTER, INC., PURSUANT TO RESOLUTION NO. 04-0379, ADOPTED JUNE 10, 2004, FOR PUBLIC TRANSPORTATION SERVICES, CAPITAL IMPROVEMENT PROJECT ("CIP") NO. 341330, B-71201; PROVIDING FOR A ONE-YEAR EXTENSION (OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2006), IN AN AMOUNT NOT TO EXCEED \$300,000; ALLOCATING FUNDS IN THE AMOUNT OF \$300,000, FROM CIP NO. 341330; AMENDING ARTICLE 7.1 OF THE ORIGINAL AGREEMENT TO FURTHER AUTHORIZE THE CITY MANAGER TO EXECUTE AMENDMENTS AND/OR MODIFICATIONS FOR

ADDITIONAL ANNUAL EXTENSIONS, NOT TO EXCEED A TOTAL CONTRACT TERM OF FIVE YEARS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$300,000, SUBJECT TO BUDGETARY APPROVAL, WITHOUT THE NECESSITY OF FURTHER CITY COMMISSION APPROVAL.

CA.8 05-00898

*Department of
Capital
Improvement
Programs/Transportation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH MCM CORPORATION DATED DECEMBER 10, 2004, FOR THE PROJECT ENTITLED "FLAGLER MARKETPLACE STREETScape PROJECT (2ND BIDDING)," PROJECT B-40667; AMENDING SECTION 6.7 REGARDING ASSIGNMENT AND PERFORMANCE, TO ALLOW THE CONTRACT WORK TO BE ASSIGNED OR TRANSFERRED WITH PRIOR WRITTEN APPROVAL OF THE CITY ACTING THROUGH THE CITY MANAGER; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 1, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PURPOSE.

CA.9 05-00897

*Department of
Capital
Improvement
Programs/Transportation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN ASSIGNMENT AND ASSUMPTION OF CONSTRUCTION AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH MCM CORPORATION AND THE RELATED GROUP OF FLORIDA, INC., FOR THE PROJECT ENTITLED "FLAGLER MARKETPLACE STREETScape PROJECT (2ND BIDDING)," PROJECT B-40667, SPECIFICALLY FOR THE PORTION OF WORK ALONG THE NORTH SIDE OF FLAGLER STREET BETWEEN BISCAYNE BOULEVARD AND NORTHEAST 3RD AVENUE, MIAMI, FLORIDA.

CA.10 05-00899*Department of
Police***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF NETWORKOMNI MULTILINGUAL COM, INC., RECEIVED ON MAY 4, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-039, FOR THE PROVISION OF LANGUAGE LINE TRANSLATION SERVICES, FOR THE DEPARTMENTS OF POLICE AND FIRE-RESCUE, ON AN AS-NEEDED BASIS, FOR AN INITIAL THREE (3) YEAR PERIOD WITH THE OPTION FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$60,000, FOR A TOTAL AMOUNT NOT TO EXCEED \$300,000; ALLOCATING FUNDS FROM THE E911 OPERATING BUDGET, ACCOUNT CODE NO. 196002.290461.6.340.

CA.11 05-00900*Department of
Police***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, AMENDING RESOLUTION NO. 01-685, ADOPTED JULY 10, 2001, AUTHORIZING AN INCREASE IN THE CONTRACT WITH EXXON/MOBILE, ATLANTA, GEORGIA, AND ITS GASOLINE DEALERS LOCATED WITHIN THE CITY OF MIAMI QUALIFIED TO PROVIDE PREMIUM 93-OCTANE GASOLINE TO MEMBERS OF THE POLICE DEPARTMENT'S MOTORCYCLE FLEET, UTILIZING THE EXXON FLEET CREDIT CARD/SPEED PROGRAM ("PROGRAM"), IN AN AMOUNT NOT TO EXCEED \$7,000, INCREASING THE ANNUAL AMOUNT FROM \$20,000 TO AN AMOUNT NOT TO EXCEED \$27,000; ALLOCATING FUNDS FROM THE DEPARTMENT OF POLICE GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.290301.6.715.

CA.12 05-00901*Department of
Planning***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, AMENDING RESOLUTION NO. 05-0185, ADOPTED MARCH 24, 2005, BY INCREASING THE AMOUNT FOR WHICH THE CITY MANAGER IS AUTHORIZED TO NEGOTIATE A PROFESSIONAL SERVICES AGREEMENT FOR TOWN PLANNING/URBAN DESIGN PROFESSIONAL SERVICES FOR THE CREATION OF A LONG RANGE STRATEGIC PLAN FOR THE DEPARTMENT OF PARKS AND RECREATION, IN AN AMOUNT NOT TO EXCEED \$200,000, FROM \$500,000 TO \$700,000; ALLOCATING FUNDS, FOR SAID INCREASE, IN THE AMOUNT NOT TO EXCEED \$200,000, FROM HOMELAND DEFENSE NEIGHBORHOOD IMPROVEMENT BONDS AND INTEREST, FROM CAPITAL IMPROVEMENT PROJECT NO. 331419, B-35895, PARKS MASTER PLAN; FURTHER DIRECTING THE CITY MANAGER TO PRESENT THE NEGOTIATED AGREEMENT TO THE CITY COMMISSION FOR CONSIDERATION.

CA.13 05-00902*Department of Solid
Waste***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPROVING THE PROVISION OF DISASTER RECOVERY SERVICES, FROM GRUBBS EMERGENCY SERVICES, LLC, FOR THE PURPOSE OF PROVIDING TECHNICAL ASSISTANCE IN CASE OF DISASTER DEPLOYMENT FOR THE DEPARTMENT OF SOLID WASTE, TO BE UTILIZED CITYWIDE UNDER AN EXISTING MARION COUNTY CONTRACT NO. 01Q-017, EFFECTIVE UNTIL JUNE 8, 2010, ON AN AS-NEEDED CONTRACT BASIS,

FOR A ONE-YEAR PERIOD, WHEN A NEW REQUEST FOR PROPOSALS WILL BE ISSUED BY THE CITY OF MIAMI FOR SAID SERVICES.

CA.14 05-00903

*Office of the City
Attorney*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DIRECTOR OF FINANCE TO PAY TO SARAH EATON, WITHOUT THE ADMISSION OF LIABILITY, \$78,849.09 IN FULL AND COMPLETE SETTLEMENT OF ANY AND ALL CLAIMS AND DEMANDS AGAINST THE CITY OF MIAMI, ITS OFFICERS, AGENTS AND SERVANTS, UPON EXECUTING A GENERAL RELEASE FOR THE CITY OF MIAMI, ITS PRESENT AND FORMER OFFICERS, AGENTS AND EMPLOYEES FROM ANY AND ALL CLAIMS AND DEMANDS; ALLOCATING FUNDS FROM THE SELF-INSURANCE AND INSURANCE TRUST FUND, INDEX CODE NO. 515001.624401.661.

CA.15 05-00905

*Department of
General Services
Administration*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION WITH ATTACHMENT(S), ACCEPTING THE BID OF BRUCE ROSSMEYER'S FORT LAUDERDALE HARLEY-DAVIDSON, INC., RECEIVED ON JUNE 22, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-049, FOR THE LEASING OF TWENTY-FIVE (25) NEW CURRENT MODEL PRODUCTION YEAR, CERTIFIED TRAFFIC LAW ENFORCEMENT MOTORCYCLES, WITH THE OPTION TO ADD ADDITIONAL UNITS AS NECESSARY, FOR THE DEPARTMENT OF GENERAL SERVICES ADMINISTRATION, TO BE UTILIZED BY THE CITY OF MIAMI DEPARTMENT OF POLICE, FOR AN INITIAL TERM OF TWENTY-FOUR (24) MONTHS, COMMENCING ON THE DATE OF DELIVERY OF THE MOTORCYCLES, FOR AN ANNUAL CONTRACT AMOUNT NOT TO EXCEED \$82,500, PLUS AN ANNUAL CONTINGENCY AMOUNT NOT TO EXCEED \$16,500, TO COVER COSTS ASSOCIATED WITH THE NECESSITY OF LEASING AN ESTIMATED FIVE (5) ADDITIONAL MOTORCYCLE UNITS, FOR A TOTAL AMOUNT DURING THE INITIAL TERM NOT TO EXCEED \$198,000 AND AN OPTION TO EXTEND FOR A TWO-YEAR PERIOD, UNDER THE SAME TERMS AND CONDITIONS; ALLOCATING FUNDS IN THE AMOUNT NOT TO EXCEED \$198,000, FOR THE INITIAL TERM, FROM CAPITAL IMPROVEMENT PROJECT NO. 311850.429401.6.880, B-74221, WITH FUTURE FUNDING SUBJECT TO THE AVAILABILITY AND APPROPRIATION OF FUNDS; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE A MOTORCYCLE LEASE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PURPOSE.

CA.16 05-00906

*Department of
Finance*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID RECEIVED JULY 11, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-096, FROM HIRONS ASSOCIATES, INC., D/B/A HIRONS AND ASSOCIATES, INC., FOR THE PROVISION OF ASSET INVENTORY, TAGGING AND APPRAISAL SERVICES OF MACHINERY AND EQUIPMENT, FOR THE DEPARTMENT OF FINANCE, AT AN ESTIMATED CONTRACT AMOUNT OF \$64,000, SUBJECT TO INCREASES BASED ON THE ACTUAL NUMBER OF ASSETS AND BUDGETARY APPROVAL; ALLOCATING FUNDS FROM THE GENERAL FUND, ACCOUNT CODE NO. 001000.260201.6.840 .

CA.17 05-00907

*Department of
Parks and
Recreation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "OUT-OF-SCHOOL TIME SNACK PROGRAM" AND APPROPRIATING FUNDS FOR ITS OPERATION, IN THE AMOUNT NOT TO EXCEED \$206,388, CONSISTING OF A GRANT FROM THE STATE OF FLORIDA, DEPARTMENT OF HEALTH, BUREAU OF CHILD NUTRITION PROGRAMS, CHILD CARE FOOD PROGRAM, ADMINISTERING UNITED STATES DEPARTMENT OF AGRICULTURE CHILD AND ADULT CARE FOOD PROGRAM (CFDA NO. 10.558), FOR THE PROVISION OF FOOD TO THE PARTICIPANTS IN THE CITY OF MIAMI'S ("CITY") FISCAL YEAR 2005-2006, OUT-OF-SCHOOL TIME SNACK PROGRAM LOCATED IN VARIOUS CITY PARKS, FOR THE PERIOD OF OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2006, ON A REIMBURSEMENT BASIS; AUTHORIZING THE CITY MANAGER TO ACCEPT SAID GRANT AND TO EXECUTE THE CONTRACT, IN SUBSTANTIALLY THE ATTACHED FORM, AND TO PROVIDE ALL OTHER NECESSARY DOCUMENTATION IN ORDER TO IMPLEMENT ACCEPTANCE OF AND COMPLIANCE WITH SAID GRANT.

CA.18 05-00908

*Department of
Public Works*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION CODESIGNATING SOUTHWEST 25TH AVENUE FROM SOUTHWEST 21ST TERRACE TO SOUTHWEST 22ND STREET, MIAMI, FLORIDA, AS "AVENIDA JOSEFINA P. CASTANO;" FURTHER DIRECTING THE CITY MANAGER TO COMPLY WITH THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, AS STATED HEREIN AND TO INSTRUCT THE DIRECTOR OF PUBLIC WORKS TO TRANSMIT A COPY OF THIS RESOLUTION TO THE HEREIN DESIGNATED OFFICES.

CA.19 05-00909

*Department of
Purchasing*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING AN INCREASE IN THE CONTRACT WITH VARIOUS VENDORS, FOR THE PROCUREMENT OF VEHICLES, TRUCKS, VANS AND OTHER EQUIPMENT, UTILIZING EXISTING CONTRACTS, PURSUANT TO FLORIDA SHERIFFS ASSOCIATION, FLORIDA ASSOCIATION OF COUNTIES AND FLORIDA FIRE CHIEFS' ASSOCIATION BID NOS. 04-12-0823 AND 04-05-0824, EFFECTIVE THROUGH SEPTEMBER 30, 2005, SUBJECT TO ANY EXTENSIONS OR REPLACEMENT CONTRACTS, PURSUANT TO RESOLUTION NO. 05-215, ADOPTED APRIL 14, 2005, IN AN ANNUAL AMOUNT NOT TO EXCEED \$125,000, INCREASING THE TOTAL ANNUAL AMOUNT FROM \$1,300,000 TO \$1,425,000; ALLOCATING FUNDS FOR FISCAL YEAR 2004-2005, FROM THE GENERAL OPERATING BUDGETS AND GRANTS OF THE VARIOUS USER DEPARTMENTS AND AGENCIES, WITH FUTURE FISCAL YEAR FUNDING SUBJECT ONLY TO AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL.

CA.20 05-00910

*Department of
Information
Technology*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AN INCREASE IN THE AMOUNT OF COMPENSATION PAYABLE TO BLACKWELL CONSULTING LLC, PURSUANT TO A PROFESSIONAL SERVICES AGREEMENT, FOR THE PROVISION OF BUSINESS PROCESS REENGINEERING SERVICES AND SUBJECT MATTER EXPERTS, FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY ("ITD"), PURSUANT TO RESOLUTION NO. 03-1140, ADOPTED NOVEMBER 13, 2003, IN AN AMOUNT NOT TO EXCEED \$500,000, INCREASING THE TOTAL AMOUNT OF THE AGREEMENT FROM \$2,875,000 TO \$3,375,000; ALLOCATING FUNDS IN THE AMOUNT NOT TO EXCEED \$500,000, FROM CAPITAL IMPROVEMENTS PROJECT ("CIP") NO. 311613 AND ADDING ITD STRATEGIC FUNDS, CIP ACCOUNTS, GRANTS AND THE OPERATING BUDGETS OF VARIOUS DEPARTMENTS AS ADDITIONAL FUNDING SOURCES, SUBJECT TO BUDGETARY APPROVAL; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, TO REFLECT SAID INCREASE.

CA.21 05-00911

*Department of
Police*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF JOHNSON CONTROLS, INC., RECEIVED ON JULY 11, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-070, FOR THE PROVISION OF AIR CONDITIONING MAINTENANCE AND REPAIR SERVICES, FOR THE DEPARTMENT OF POLICE, ON AN AS-NEEDED BASIS, AT VARIOUS POLICE DEPARTMENT FACILITIES, FOR AN INITIAL TWO-YEAR PERIOD WITH THE OPTION TO EXTEND FOR THREE (3) ADDITIONAL ONE-YEAR PERIODS, AT AN ANNUAL AMOUNT NOT TO EXCEED \$67,000, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$335,000; ALLOCATING FUNDS FROM THE POLICE GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.290201.6.670.

CA.22 05-00945*Department of
Purchasing***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID RECEIVED ON AUGUST 15, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-110, OF R AND S INTEGRATED PRODUCTS AND SERVICES, INC., FOR THE PURCHASE OF LASERFICHE SOFTWARE, HARDWARE AND SERVICES FOR ELECTRONIC DOCUMENT MANAGEMENT, TO BE UTILIZED CITYWIDE BY VARIOUS USER DEPARTMENTS AND AGENCIES, ON AN AS-NEEDED CONTRACT BASIS, FOR AN INITIAL TWO-YEAR PERIOD, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS, AT THE UNIT PRICES LISTED IN THE ATTACHED TABULATION, IN THE AMOUNT NOT TO EXCEED \$90,000, FOR FISCAL YEAR 2004-2005; ALLOCATING FUNDS, IN THE AMOUNT NOT TO EXCEED \$90,000, FOR FISCAL YEAR 2004-2005, FROM THE GENERAL OPERATING BUDGETS AND GRANTS OF THE VARIOUS USER DEPARTMENTS AND AGENCIES, WITH FUTURE FISCAL YEAR FUNDING SUBJECT TO AVAILABILITY OF FUNDS AND BUDGET APPROVAL AT TIME OF NEED.

END OF CONSENT AGENDA

MAYOR AND COMMISSIONER'S ITEMS**CITYWIDE****HONORABLE MAYOR MANUEL A. DIAZ**

- M.1** **05-00934** **DISCUSSION ITEM**
DISCUSSION REGARDING AN UPDATE FROM SUPERINTENDENT OF SCHOOLS, RUDY CREW AND CHAIRMAN OF THE SCHOOL BOARD, FRANK BOLANOS IN REFERENCE TO THE STATUS OF THE SCHOOLS LOCATED WITHIN THE CITY OF MIAMI.
- M.2** **05-00958** **RESOLUTION**
A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF FUNDS, IN THE AMOUNT OF \$25,000, FROM THE SPECIAL REVENUE ACCOUNT ENTITLED, "POVERTY INITIATIVE;" ALLOCATING SAID FUNDS TO THE CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT TO FUND THE MIAMI DADE CHAMBER OF COMMERCE, INC., TO PROVIDE TECHNICAL ASSISTANCE SERVICES TO THE BLACK BUSINESS COMMUNITY ASSOCIATED WITH THE CONTINUATION OF PHASE II OF THE CITYWIDE POVERTY INITIATIVE; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH SAID AGENCY, FOR SAID PURPOSE.
- M.3** **05-00962** **RESOLUTION**
A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT , IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI AND MIAMI-DADE COUNTY, TO PARTICIPATE IN THE FUNDING OF LANDSCAPING IMPROVEMENTS TO I-95 IN DOWNTOWN MIAMI; AS MORE PARTICULARLY DESCRIBED HEREIN.

DISTRICT 1

VICE CHAIRMAN ANGEL GONZÁLEZ

DISTRICT 2

COMMISSIONER JOHNNY L. WINTON

DISTRICT 3

CHAIRMAN JOE SANCHEZ

- D3.1** **05-00960** **DISCUSSION ITEM**
DISCUSSION REGARDING CO-DESIGNATING SW 25TH AVENUE FROM THE SOUTHEAST CORNER OF SW 7TH STREET TO THE NORTHEAST CORNER OF SW 9TH STREET AS "MANUEL CAPO WAY".

DISTRICT 4**COMMISSIONER TOMAS REGALADO**

- D4.1** **05-00913** **DISCUSSION ITEM**
DISCUSSION ABOUT COMMENTS FROM RESIDENTS CONCERNING TRAFFIC CIRCLES AND OTHER TRAFFIC CALMING DEVICES.
- D4.2** **05-00940** **DISCUSSION ITEM**
DISCUSSION REGARDING RESIDENTS CONCERNS ABOUT LIVING IN CLOSE PROXIMITY TO ADULT LIVING FACILITIES AND HALFWAY HOUSES.
- D4.3** **05-00941** **RESOLUTION**
A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE ALLOCATION OF FUNDS, IN AN AMOUNT NOT TO EXCEED \$5,000, FOR THE THIRD ANNUAL DRAGON BOAT RACE; ALLOCATING FUNDS FROM THE DISTRICT 4 SPECIAL EVENTS NON-DEPARTMENTAL ACCOUNT CODE NO. 001000.921054.6.289.
- D4.4** **05-00942** **RESOLUTION**
A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE ALLOCATION OF FUNDS, IN THE AMOUNT NOT TO EXCEED \$2,000, FOR THE ANNUAL FESTIVAL TO BE HELD AT OUR LADY OF LEBANON CATHOLIC CHURCH; ALLOCATING FUNDS FROM THE DISTRICT 4 SPECIAL EVENTS NON-DEPARTMENTAL ACCOUNT CODE NO. 001000.921054.6.289.
- D4.5** **05-00943** **RESOLUTION**
A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE ALLOCATION OF FUNDS, IN AN AMOUNT NOT TO EXCEED \$1,000, TO THE MIAMI BASEBALL ACADEMY; ALLOCATING FUNDS FROM THE DISTRICT 4 SPECIAL EVENTS NON-DEPARTMENTAL ACCOUNT CODE NO. 001000.921054.6.289.
- D4.6** **05-00944** **RESOLUTION**
A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE ALLOCATION OF FUNDS, IN AN AMOUNT NOT TO EXCEED \$13,500, TO THE DEPARTMENT OF COMMUNITY DEVELOPMENT FOR SOCIAL SERVICE ACTIVITIES IN DISTRICT 4; ALLOCATING FUNDS FROM THE DISTRICT 4 OFFICE BUDGET NON-DEPARTMENTAL ACCOUNT NO. 001000.920919.6.930.
- D4.7** **05-00946** **DISCUSSION ITEM**
DISCUSSION ABOUT THE PROPOSED PLANS FOR THE ROBERT KING HIGH PARK- CARLOS ARBOLEYA CAMPGROUND.

DISTRICT 5

COMMISSIONER JEFFERY L. ALLEN

PUBLIC HEARINGS**PH.1 05-00914***Department of
Fire-Rescue***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER AN ADVERTISED PUBLIC HEARING, RATIFYING, APPROVING AND CONFIRMING THE CITY MANAGER'S FINDING OF SOLE SOURCE; WAIVING THE REQUIREMENTS FOR COMPETITIVE SEALED BIDDING PROCEDURES; APPROVING THE PROCUREMENT OF PHYSIO-CONTROL CARDIAC LIFE SUPPORT EQUIPMENT MAINTENANCE SERVICE, FOR THE DEPARTMENT OF FIRE-RESCUE, FROM MEDTRONIC EMERGENCY RESPONSE SYSTEMS, INC. ("MEDTRONIC"), THE SOLE SOURCE PROVIDER, ON A CONTRACT BASIS FOR A THREE-YEAR PERIOD BEGINNING OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2008, AT AN ANNUAL COST NOT TO EXCEED \$49,019, FOR A TOTAL AMOUNT NOT TO EXCEED \$147,057; AUTHORIZING THE CITY MANAGER TO EXECUTE A TECHNICAL SERVICE SUPPORT AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH MEDTRONIC, FOR SAID PURPOSE; ALLOCATING FUNDS IN THE AMOUNT NOT TO EXCEED \$49,019, FOR FISCAL YEAR 2005-2006, FROM THE DEPARTMENT OF FIRE-RESCUE'S GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.280601.6.270, WITH FUTURE FISCAL YEAR FUNDING SUBJECT ONLY TO BUDGETARY APPROVAL.

PH.2 05-00682*Department of
Public Works***ORDINANCE****PUBLIC HEARING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11662, ADOPTED MAY 26, 1998, WAIVING BY ORDINANCE THE NOTICE REQUIREMENT OF SECTION 5 OF THE FRANCHISE AGREEMENT ENTITLED "ASSIGNMENT AND TRANSFER;" WAIVING THE REQUIREMENT OF FILING A WRITTEN NOTICE WITH THE CITY CLERK BY FPL ENERGY SERVICES, INC., FOR THE SALE, ASSIGNMENT OR TRANSFER OF THE RIGHTS, PRIVILEGES AND AUTHORITY GRANTED BY THE FRANCHISE AGREEMENT BETWEEN FPL ENERGY SERVICES, INC., AND THE CITY OF MIAMI, DATED JUNE 8, 1998; APPROVING AND CONSENTING TO THE SALE, ASSIGNMENT OR TRANSFER OF THE PRIVILEGES GRANTED UNDER SAID FRANCHISE AGREEMENT TO FPL THERMAL SYSTEMS, INC., NOW DOING BUSINESS AS TECO THERMAL SYSTEMS, INC.; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

DATE: JULY 28, 2005**ACTION: CONTINUED****PH.3 05-00688***Department of
Public Works***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE PLAT ENTITLED " MAHI SHRINE SUBDIVISION," A REPLAT IN THE CITY OF MIAMI OF THE PROPERTY DESCRIBED IN "ATTACHMENT 1," SUBJECT TO SATISFACTION OF ALL CONDITIONS REQUIRED BY THE PLAT AND STREET COMMITTEE AS

SET FORTH IN "EXHIBIT A," ATTACHED AND INCORPORATED, AND THE PROVISIONS CONTAINED IN SECTION 55-8 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, AND ACCEPTING THE DEDICATIONS SHOWN ON THE PLAT; AUTHORIZING AND DIRECTING THE CITY MANAGER AND CITY CLERK TO EXECUTE THE PLAT; AND PROVIDING FOR THE RECORDATION OF THE PLAT IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

DATE: JULY 28, 2005

ACTION: CONTINUED

PH.4 05-00917

*Department of
Public Works*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE PLAT ENTITLED "IERI SUBDIVISION," A REPLAT IN THE CITY OF MIAMI OF THE PROPERTY DESCRIBED IN "ATTACHMENT 1," SUBJECT TO SATISFACTION OF ALL CONDITIONS REQUIRED BY THE PLAT AND STREET COMMITTEE AS SET FORTH IN "EXHIBIT A," ATTACHED AND INCORPORATED, AND THE PROVISIONS CONTAINED IN SECTION 55-8 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, AND ACCEPTING THE DEDICATIONS SHOWN ON THE PLAT; AUTHORIZING AND DIRECTING THE CITY MANAGER AND CITY CLERK TO EXECUTE SAID PLAT; AND PROVIDING FOR THE RECORDATION OF SAID PLAT IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

PH.5 05-00918

*Department of
Economic
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S) BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER AN ADVERTISED PUBLIC HEARING, ACCEPTING THE PROPOSED STIPULATED FINAL JUDGMENT AND JOINT MOTION FOR ENTRY, IN SUBSTANTIALLY THE ATTACHED FORM, IN FULL SETTLEMENT OF ALL CLAIMS FOR COMPENSATION FOR NEW BETHANY BAPTIST MISSION, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION, FOR THE PROPERTY LOCATED AT 6311-6329 NORTHEAST 2ND AVENUE, MIAMI, FLORIDA, IN CONNECTION WITH THE DEVELOPMENT OF LITTLE HAITI PARK, IN COMPLIANCE WITH THE MEDIATED SETTLEMENT AGREEMENT ENTERED INTO ON JULY 26, 2005, BY THE PARTIES RESULTING FROM MEDIATION PURSUANT TO COURT ORDER; ALLOCATING FUNDS IN THE AMOUNT OF \$1,349,000, FROM THE \$255 MILLION HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND TO COVER THE COST OF SAID ACQUISITION, INCLUSIVE OF THE COST OF ATTORNEY'S FEES AND EXPENSES, SURVEYS, APPRAISALS, ENVIRONMENTAL REPORTS, TITLE INSURANCE AND OTHER COSTS ASSOCIATED WITH SAID ACQUISITION.

PH.6 05-00919

*Department of
Public Works*

ORDINANCE

PUBLIC HEARING

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 54/ARTICLE II/SECTION 54-56 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "STREETS AND SIDEWALKS/CONSTRUCTION, EXCAVATION AND REPAIR/CONSTRUCTION, RECONSTRUCTION OR REPAIR OF STREET

IMPROVEMENTS REQUIRED WHEN PROPERTY IS IMPROVED BY CONSTRUCTION OF \$25,000.00 OR MORE IN VALUE OR EXCEEDING 650 SQUARE FEET IN FLOOR AREA," BY CLARIFYING THE REQUIRED LIMITS OF THE STREET IMPROVEMENTS OF SAID SECTION; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

PH.7 05-00939

*Department of
Economic
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION CONCERNING THE REVIEW COMMITTEE APPOINTED TO EVALUATE PROPOSALS RECEIVED IN RESPONSE TO REQUEST FOR PROPOSALS FOR THE UNIFIED DEVELOPMENT PROJECT FOR THE CITY-OWNED PROPERTY KNOWN AS THE MELREESE GOLF COURSE, PURSUANT TO RESOLUTION NO. 05-0237, ADOPTED APRIL 14, 2005, RESCINDING APPOINTMENTS MADE TO THE REVIEW COMMITTEE AND APPOINTING NEW MEMBERS TO SERVE ON SAID COMMITTEE; AMENDING SAID RESOLUTION TO REFLECT THE REVIEW COMMITTEE MEMBER CHANGES.

10:30 A.M.

PH.8 05-00930

*Department of
Community
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO CONVEY, WITH PARCEL REVERTER PROVISIONS, THREE (3) CITY OF MIAMI-OWNED PARCELS OF LAND, AS DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED, TO RAFAEL HERNANDEZ HOUSING AND ECONOMIC DEVELOPMENT CORP., FOR THE DEVELOPMENT OF AFFORDABLE HOUSING FOR ELIGIBLE LOW AND MODERATE INCOME PERSONS; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS, FOR SAID PURPOSE.

PH.9 05-00920

*Department of
Community
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF 30TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FUNDS, IN THE AMOUNT OF \$689,064; ALLOCATING SAID FUNDS TO THE CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT COMMERCIAL FAÇADE PROGRAM.

ORDINANCE - EMERGENCY

(Note: This item is being presented as an emergency measure on the grounds of urgent public need for the preservation of peace, health, safety and property of the City of Miami, and upon further grounds of the necessity to make the required and necessary payments to its employees and officers, payment of its debts, necessary and required purchases of goods and supplies and to generally carry on the functions and duties of municipal affairs)

EM.1	05-00922	<u>ORDINANCE</u>	EMERGENCY ORDINANCE
	<i>Office of Strategic Planning, Budgeting, and Performance</i>	(4/5THS VOTE) AN EMERGENCY ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 12596, THE ANNUAL APPROPRIATIONS ORDINANCE, TO INCREASE CERTAIN OPERATIONAL AND BUDGETARY APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2005; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.	

ORDINANCE - SECOND READING

Note: Any proposed ordinance listed as an item for second reading in this section may be adopted as an emergency measure upon being so determined by the City Commission.

SR.1	05-00694	<u>ORDINANCE</u>	SECOND READING
	<i>Department of Parks and Recreation</i>	<p>AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING AND APPROPRIATING THE 2005 SERIES SPECIFIED/PER CAPITA SAFE NEIGHBORHOOD PARKS BOND FUNDS GRANT, IN THE AMOUNT OF \$3,000,024; AMENDING ORDINANCE NO. 12622, AS AMENDED, APPROPRIATING SAID FUNDS INTO THE CAPITAL IMPROVEMENT PROJECT NUMBERS SPECIFIED HEREIN; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENT(S), IN FORMS AND SUBSTANCE ACCEPTABLE TO THE CITY ATTORNEY AND THE RISK MANAGEMENT ADMINISTRATOR, FOR ACCEPTANCE OF THE GRANT; AND AUTHORIZING, PURSUANT TO THE PROVISIONS OF THE SAFE NEIGHBORHOOD PARK ORDINANCE, THE PAYMENT OF (1) SUPPLEMENTAL FUNDS REQUIRED TO COMPLETE SAID PROJECTS IF THE COST OF SAID PROJECTS EXCEED THE GRANT ALLOCATION, AND (2) FUNDS TO OPERATE, MAINTAIN AND PROVIDE PROGRAMMING AT EACH PROJECT UPON ITS COMPLETION.</p> <p>DATE: JULY 28, 2005</p> <p>MOVER: VICE CHAIRMAN GONZÁLEZ</p> <p>SECONDER: COMMISSIONER WINTON</p> <p>VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ AND ALLEN ABSENT: 1 - COMMISSIONER REGALADO</p> <p>ACTION: PASSED ON FIRST READING</p>	

ORDINANCES - FIRST READING

Note: Any proposed ordinance listed as an item for first reading in this section may be adopted as an emergency measure upon being so determined by the City Commission.

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|---|-----------------|---|----------------------|
| FR.1 | 05-00697 | <u>ORDINANCE</u> | FIRST READING |
| <i>Department of
Economic
Development</i> | | AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 38, ARTICLE V, DIVISION 2 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "PARKS AND RECREATION/GOLF COURSES/RATES AND CHARGES" PROVIDING THAT FEES FOR USE OF CITY-OWNED GOLF COURSE FACILITIES BE ESTABLISHED FROM TIME-TO-TIME BY THE CITY MANAGER, OR BY AGREEMENT WITH A PRIVATE PARTY FOR THE OPERATION AND MANAGEMENT OF THE GOLF COURSE FACILITY AS APPROVED BY THE CITY COMMISSION, WHICH FEES SHALL INCLUDE A DISCOUNT FOR CITY RESIDENTS; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE. | |
| | | | |
| FR.2 | 05-00839 | <u>ORDINANCE</u> | FIRST READING |
| <i>Department of
Finance</i> | | AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 18/ ARTICLE IX/DIVISION 2 ENTITLED "FINANCE/FINANCIAL POLICIES/FINANCIAL INTEGRITY PRINCIPLES" BY CLARIFYING AND EXPANDING THE FINANCIAL INTEGRITY PRINCIPLES; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE. | |
| | | | |
| FR.3 | 05-00924 | <u>ORDINANCE</u> | FIRST READING |
| <i>Department of
Capital
Improvements
Program</i> | | AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE XI/DIVISION 14 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ENTITLED "ADMINISTRATION/BOARDS, COMMITTEES, COMMISSIONS/HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND PROGRAM OVERSIGHT BOARD," MORE PARTICULARLY BY AMENDING SECTION 2-1203(E), ELIMINATING THE STIPULATION THAT A CHAIRPERSON CANNOT SERVE FOR MORE THAN TWO YEARS IN OFFICE; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE. | |
| | | | |
| FR.4 | 05-00973 | <u>ORDINANCE</u> | FIRST READING |
| <i>Office of the City
Attorney</i> | | AN ORDINANCE OF THE MIAMI CITY COMMISSION MAKING PROVISIONS FOR EARLY VOTING IN THE CITY OF MIAMI, PURSUANT TO FLORIDA STATUTE §101.3605, FOR THE MUNICIPAL ELECTIONS TO BE HELD ON NOVEMBER 1, 2005 AND NOVEMBER 15, 2005; DESIGNATING CERTAIN SITES AND TIMES FOR EARLY VOTING; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE. | |

RESOLUTIONS**RE.1 05-00895**

*Department of
Capital
Improvement
Programs/Transportation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AMENDING RESOLUTION NO. 04-0516, ADOPTED JULY 29, 2004, FURTHER AMENDED BY RESOLUTION NO. 04-0699, ADOPTED OCTOBER 28, 2004, FURTHER AMENDED BY RESOLUTION NO. 04-0790, ADOPTED DECEMBER 9, 2004, BY AUTHORIZING THE CITY MANAGER TO EXERCISE THE FOURTH AND FINAL RENEWAL OPTION IN THE JOB ORDER CONTRACT WITH C.W. CONSTRUCTION, INC., PURSUANT TO THE EXISTING MIAMI BEACH CONTRACT NOS. 12-03/04, 13-03/04 AND 14-03/04, EFFECTIVE UNTIL MAY 25, 2006, SUBJECT TO ANY EXTENSIONS OR REPLACEMENT CONTRACTS BY THE CITY OF MIAMI BEACH IN AN AMOUNT NOT TO EXCEED \$2,000,000, INCREASING THE TOTAL CONTRACT AMOUNT NOT TO EXCEED \$10,000,000; ALLOCATING FUNDS IN THE AMOUNT OF \$2,000,000, FROM VARIOUS CAPITAL IMPROVEMENT PROJECT ACCOUNTS, ON AN AS-NEEDED BASIS, SUBJECT TO BUDGETARY APPROVAL.

RE.2 05-00925

*Department of
Capital
Improvement
Programs/Transportation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID OF SHORELINE FOUNDATION, INC., RECEIVED MARCH 22, 2005, PURSUANT TO INVITATION FOR BID NO. 04-05-026, FOR THE PROJECT ENTITLED "DINNER KEY MARINA FUEL DOCK, B-60465," IN THE AMOUNT NOT TO EXCEED \$1,041,000; ALLOCATING FUNDS IN THE AMOUNT NOT TO EXCEED \$1,041,000, FROM CAPITAL IMPROVEMENT PROJECT ACCOUNT NO. 326015, B-60465, FOR CONTRACT COSTS, PLUS \$221,751, FOR ESTIMATED COSTS INCURRED BY THE CITY OF MIAMI, FOR TOTAL PROJECT COSTS NOT TO EXCEED \$1,262,751, AS SET FORTH ON THE FORMAL BID DOCUMENT AND THE DEPARTMENT OF CAPITAL IMPROVEMENTS PROJECT FACT SHEET, ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PURPOSE.

RE.3 05-00904

*Department of
Capital
Improvement
Programs/Transportation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH HDR ENGINEERING, INC., THE HIGHEST-RANKED FIRM, PURSUANT TO REQUEST FOR PROPOSALS NO. 04-05-019, TO PROVIDE PROFESSIONAL PROGRAM MANAGEMENT SERVICES FOR THE CAPITAL AND TRANSPORTATION IMPROVEMENT PROGRAM, FOR AN INITIAL THREE-YEAR PERIOD, IN THE AMOUNT NOT TO EXCEED \$14,954,000, FOR PRIMARY PROGRAM MANAGEMENT SERVICES, PLUS \$3,427,000, FOR SPECIALTY SERVICES FOR THE MIAMI STREETCAR PROGRAM, FOR A TOTAL AMOUNT NOT TO EXCEED \$18,381,000, WITH THE OPTION TO RENEW FOR THREE ADDITIONAL ONE-YEAR PERIODS; ALLOCATING FUNDS FROM VARIOUS CAPITAL PROJECT ACCOUNTS, SUBJECT TO BUDGETARY APPROVAL.

RE.4 05-00961

*Office of the City
Attorney*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE EXPENDITURE OF BOND COUNSEL FEES AND COSTS, IN AN AMOUNT APPROVED BY THE CITY ATTORNEY, FOR THE ENGAGEMENT OF GREENBERG TRAUIG, P.A. TO PROVIDE BOND COUNSEL SERVICES, IN CONNECTION WITH SPECIAL REVENUE REFUNDING BOND SERIES 1987; ALLOCATING FUNDS FROM THE NON-DEPARTMENTAL ACCOUNT, FOR SAID SERVICES; FURTHER AUTHORIZING THE CITY ATTORNEY TO EXECUTE THE NECESSARY DOCUMENT(S) TO EVIDENCE THE CITY'S WAIVER OF A POTENTIAL CONFLICT OF INTEREST IN THE ENGAGEMENT OF BOND COUNSEL.

BOARDS AND COMMITTEES

BC.1 05-00683

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION RATIFYING THE APPOINTMENT OF CERTAIN INDIVIDUALS AS MEMBERS OF THE OVERTOWN ADVISORY BOARD.

APPOINTEES:

Charles J. Flowers, PH.D

Rosa Green

BC.2 05-00789

*Office of the City
Clerk*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING AN INDIVIDUAL AS A MEMBER OF THE BAYSIDE MINORITY FOUNDATION FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE:

NOMINATED BY:

Commissioner Tomas Regalado

