



City of Miami Marked Agenda City Commission

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

Manuel A. Diaz, Mayor
Arthur E. Teele, Jr., Chairman
Joe Sanchez, Vice Chairman
Angel González, Commissioner District One
Johnny L. Winton, Commissioner District Two
Tomas Regalado, Commissioner District Four
Joe Arriola, City Manager
Alejandro Vilarello, City Attorney
Priscilla A. Thompson, City Clerk

Thursday, May 27, 2004

9:00 AM

City Hall Commission Chambers

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

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

TIME CERTAIN

3:00 P.M.- PH.4 - Conveyance of Vacant City-Owned Property

3:00 P.M.- PH.5 - Transfer of CDBG Funds to Sisters and Brothers Forever Inc.

3:00 P.M. - PH.6 - Transfer of CDBG Funds to Rafael Hernandez Corp.

3:00 P.M. - PH.7 - Transfer CDBG Funds to Off-Street Parking Authority

3:00 P.M. - PH.8 - Transfer of CDBG Funds to Allapattah Business Dev. Auth.

3:00 P.M. - PH.9 - Approving the Revised Local Housing Assistance Plan

EM - EMERGENCY ORDINANCES

RE - RESOLUTIONS

BC - BOARDS AND COMMITTEES

DI - DISCUSSION ITEMS

ES - EXECUTIVE SESSIONS

TIME CERTAIN

2:45 P.M. - ES.1- Mark's Classic Corp. vs. City of Miami

3:00 P.M. - ES.2- National Advertizing Co. vs. City of Miami

PART B

PZ - PLANNING AND ZONING ITEMS

The Planning and Zoning items shall not be considered before 3:00 pm.

9:00 A.M. INVOCATION AND PLEDGE OF ALLEGIANCE

Present: Vice Chairman Sanchez, Commissioner Regalado and Chairman Teele

Absent: Commissioner González and Commissioner Winton

On the 27th day of May, 2004, the City Commission of the City of Miami, Florida, met at its regular meeting place in City Hall, 3500 Pan American Drive, Miami, Florida, in regular session. The meeting was called to order at 9:37 a.m. by Chairman Arthur E. Teele Jr., recessed at 11:53 a.m., reconvened at 3:11 p.m., recessed at 3:28 p.m. to convene the Executive Sessions, reconvened at 4:27 p.m. and adjourned at 7:21 p.m.

Note for the Record: Commissioner Winton came in at 9:50 a.m.

ALSO PRESENT:

Joe Arriola, City Manager
Alejandro Vilarello, City Attorney
Priscilla A. Thompson, City Clerk
Sylvia Scheider, Assistant City Clerk

PRESENTATIONS AND PROCLAMATIONS**PR.1 04-00563 PRESENTATION**

Name of Honoree	Presenter	Protocol Item
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Chairman Arthur E. Teele, Jr.	Multi-cultural Women of America - North Miami Beach Senior High	Plaque
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04-00563- cover page- protocol list.pdf

Commissioner Regalado presented a plaque to Chairman Teele on behalf of the Multi-culture Women of America - North Miami Beach Senior High.

MAYORAL VETOES

NO 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:

Planning and Zoning Meeting of April 22, 2004

Regular Meeting of April 8, 2004

Regular Meeting of May 9, 2002

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion to APPROVE PASSED by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

ORDER OF DAY

Direction to the City Manager, City Attorney and City Clerk by Chairman Teele to conform the public notices of agenda items with the direction from the City Commission to reconvene after the noon recess at 2:30 p.m.

CONSENT AGENDA

CA.1 04-00470 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING FUNDING OF THE "DO THE RIGHT THING" PROGRAM, IN AN AMOUNT NOT TO EXCEED \$117,485; ALLOCATING FUNDS FROM THE LAW ENFORCEMENT TRUST FUND, PROJECT NO. 690001, SUCH EXPENDITURES HAVING BEEN APPROVED BY THE CHIEF OF POLICE AS COMPLYING WITH SECTION 932.7055, FLORIDA STATUTES, AS AMENDED.

04-00470-cover memo.pdf, 04-00470-affidavit.pdf, 04-00470-budgetary impact.pdf, 04-00470 - fact sheet - 4.pdf

R-04-0328

This Matter was **ADOPTED** on the Consent Agenda.

CA.2 04-00471 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AN INCREASE IN COMPENSATION FOR THE PROFESSIONAL SERVICES OF MARLIN ENGINEERING, INC., PREVIOUSLY APPROVED BY RESOLUTION NO. 03-1141, ADOPTED NOVEMBER 13, 2003, FOR THE PROJECT ENTITLED "LIBERTY CITY DRAINAGE IMPROVEMENTS PROJECT, PHASE I, B-50692," FOR PROFESSIONAL ENGINEERING FEES, IN AN AMOUNT NOT TO EXCEED \$13,416, INCREASING COMPENSATION FROM \$180,380 TO \$193,796, BASED ON (1) THE MODIFIED SCOPE OF SERVICES REQUIRED FOR SAID PROJECT; ALLOCATING FUNDS FOR SAID INCREASE, IN A TOTAL AMOUNT NOT TO EXCEED \$13,416, FOR SERVICES AND EXPENSES INCURRED BY THE CITY OF MIAMI, FROM CAPITAL IMPROVEMENTS PROGRAM PROJECT NO. 352231 ENTITLED "STORMWATER UTILITY TRUST FUNDS;" AUTHORIZING THE CITY MANAGER TO EXECUTE A SUPPLEMENTAL WORK ORDER, IN SUBSTANTIALLY THE ATTACHED FORM; AMENDING RESOLUTION NO. 03-1141 TO REFLECT SAID INCREASE.

04-00471-cover memo.pdf, 04-00471-budgetary impact.pdf, 04-00471-exhibit 1-work order.pdf, 04-00471-exhibit 2-supp. proposal.pdf, 04-00471-exhibit 3-supp. sites.pdf, 04-00471-exhibit 4-supp. services.pdf, 04-00471-exhibit 5-work breakdown.pdf, 04-00471-exhibit 6-proposal for tests.pdf, 04-00471-exhibit 7-fee schedule.pdf, 04-00471-exhibit 8-phase I.pdf, 04-00471-exhibit 9-certificate of ins..pdf, 04-00471-exhibit 10-spreadsheets.pdf

R-04-0329

This Matter was ADOPTED on the Consent Agenda.

CA.3 04-00476 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, AUTHORIZING THE PURCHASE OF HYDRAULIC PARTS, SUPPLIES AND REPAIRS FROM VARIOUS VENDORS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$45,000, FOR THE DEPARTMENT OF PURCHASING, TO BE UTILIZED CITYWIDE, ON AN AS-NEEDED CONTRACT BASIS, UTILIZING MIAMI-DADE COUNTY CONTRACT NO. 7271-2/07, EFFECTIVE THROUGH FEBRUARY 7, 2007, WITH THE OPTION TO RENEW FOR AN ADDITIONAL TWO (2) YEARS CONSECUTIVELY, SUBJECT TO ANY FURTHER EXTENSIONS OR REPLACEMENT CONTRACTS BY MIAMI-DADE COUNTY; ALLOCATING FUNDS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$45,000, FROM THE CURRENT FISCAL YEAR (2003-2004) OPERATING BUDGETS OF THE VARIOUS USER DEPARTMENTS AND AGENCIES, AS MAY BE ADJUSTED FROM TIME TO TIME BY THE CITY COMMISSION IN THE ANNUAL APPROPRIATIONS/CAPITAL IMPROVEMENTS ORDINANCES, OR AS OTHERWISE ADJUSTED AS PERMITTED BY LAW.

04-00476-cover memo.pdf, 04-00476-contract award .pdf, 04-00476-invitation to bid.pdf, 04-00476-award under miami dade.pdf

R-04-0330

This Matter was ADOPTED on the Consent Agenda.

CA.4 04-00477 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, AUTHORIZING THE PURCHASE OF WELDING REPAIR, MACHINE SHOP AND METAL FABRICATIONS FROM VARIOUS VENDORS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$30,000, FOR THE DEPARTMENT OF PURCHASING, TO BE UTILIZED CITYWIDE, ON AN AS-NEEDED CONTRACT BASIS, UTILIZING MIAMI-DADE COUNTY CONTRACT NO. 7247-0/07, EFFECTIVE THROUGH SEPTEMBER 30, 2008, SUBJECT TO ANY FURTHER EXTENSIONS OR REPLACEMENT CONTRACTS BY MIAMI-DADE COUNTY; ALLOCATING FUNDS IN AN ANNUAL AMOUNT NOT TO EXCEED \$30,000, FROM THE CURRENT FISCAL YEAR (2003-2004) OPERATING BUDGETS OF THE VARIOUS USER DEPARTMENTS AND AGENCIES, AS MAY BE ADJUSTED FROM TIME TO TIME BY THE CITY COMMISSION IN THE ANNUAL APPROPRIATIONS/CAPITAL IMPROVEMENTS ORDINANCES, OR AS OTHERWISE ADJUSTED AS PERMITTED BY LAW.

04-00477-cover memo .pdf, 04-00477-award sheet.pdf, 04-00477-contract award sheet.pdf, 04-00477-invitation to bid.pdf, 04-00477-award under miami dade .pdf

R-04-0331

This Matter was ADOPTED on the Consent Agenda.

CA.5 04-00478 RESOLUTION

OF SYMBIONT SERVICES CORPORATION, FOR THE PURCHASE AND INSTALLATION OF POOL HEATING/COOLING SYSTEM UNITS FOR THE TWO POOLS AT CHARLES HADLEY PARK, FOR THE DEPARTMENT OF PARKS AND RECREATION, IN THE AMOUNT NOT TO EXCEED \$127,620; ALLOCATING FUNDS FROM THE HOMELAND DEFENSE NEIGHBORHOOD IMPROVEMENT BOND FUNDS FROM PROJECT NO. 331419.589307.6.840.

04-00478- cover memo.pdf, 04-00478- budgetary impact.pdf, 04-00478-award recommendation.pdf, 04-00478-tabulation of bids.pdf, 04-00478-bid security list.pdf

R-04-0332

This Matter was **ADOPTED** on the Consent Agenda.

CA.6 04-00479

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, CLASSIFYING THE FOLLOWING ITEMS FROM THE DEPARTMENT OF FIRE-RESCUE AS "CATEGORY A" SURPLUS STOCK: TWENTY-NINE LIFEPAK 5 DEFIBRILLATOR/MONITORS, TEN LIFEPAK 200 DEFIBRILLATOR/MONITORS, EIGHT LIFEPAK 250 DEFIBRILLATOR/MONITORS, ONE LIFEPAK RECORDER, AND SEVEN BATTERY SUPPORT SYSTEMS; AUTHORIZING THE DONATION OF SAID SURPLUS STOCK TO THE ASOCIACIÓN BOMBEROS VOLUNTARIOS MONTE MAIZ (A VOLUNTEER FIREFIGHTING ORGANIZATION), OF THE REPUBLIC OF ARGENTINA, AND THE ROME FOUNDATION (PROVIDING MEDICAL SUPPORT TO THE HOSPITALS IN HAITI), WITH A TOTAL ESTIMATED VALUE OF \$91,200, TO BE USED TO IMPROVE BASIS HEALTHCARE IN THIRD WORLD COUNTRIES AND DEVELOPING NATIONS.

04-00497-cover memo.pdf, 04-00497-memo from fire.pdf, 04-00497-pre legislation pgs..pdf, 04-00497-memo from fire 2.pdf, 04-00497-disposition of inventory.pdf, 04-00497-letter.pdf, 04-00497-letter 2.pdf, 04-00497-back up.pdf

R-04-0333

This Matter was **ADOPTED** on the Consent Agenda.

CA.7 04-00490

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AN INCREASE IN THE TOTAL COMPENSATION TO DAVISLOGIC INC., D/B/A ALL HANDS CONSULTING ("DAVISLOGIC"), APPROVED BY RESOLUTION NO. 03-190, ADOPTED FEBRUARY 27, 2003, AMENDED BY RESOLUTION NO. 03-1085, ADOPTED OCTOBER 9, 2003, IN AN AMOUNT NOT TO EXCEED \$797,633, FROM \$1,059,060 TO \$1,856,693, TO PROVIDE PART D SERVICES, AND ANY OTHER ADDITIONAL SERVICES CONSISTENT WITH THE OVERALL SCOPE OF WORK, FOR COMPREHENSIVE EMERGENCY PLANNING AND TERRORISM PREPAREDNESS PLANNING AND TRAINING SERVICES FOR THE DEPARTMENT OF FIRE-RESCUE AND ALL OTHER CITY OF MIAMI DEPARTMENTS INVOLVED IN THE URBAN AREAS SECURITY INITIATIVE

("UASI") GRANT PROGRAM II, SUBJECT TO CERTAIN LIMITATIONS; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI AND DAVISLOGIC; AMENDING RESOLUTION NO. 03-1085 TO REFLECT SAID INCREASE(S); FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENTS PROVIDING FOR FURTHER INCREASES TO THE AGREEMENT WHICH DO NOT EXCEED THE TOTAL COMPENSATION OF \$1,856,693 BY MORE THAN TEN PERCENT (10%); ALLOCATING FUNDS FOR SAID INCREASE(S) FROM URBAN AREAS SECURITY INITIATIVE ("UASI") PROGRAM II PROJECT NO. 110111, ACCOUNT CODE NO. 280910.6.270, SUBJECT TO BUDGETARY APPROVAL.

04-00490-cover memo.pdf, 04-00490-budgetary impact.pdf, 04-00490-project proposal.pdf, 04-00490-deliverables.pdf, 04-00490-progress report.pdf, 04-00490-letter.pdf, 04-00490-memo from purchasing.pdf, 04-00490-contract extension.pdf, 04-00490-pre legislation 1.pdf, 04-00490-pre legislation 2.pdf, 04-00490-psa.pdf, 04-00490-certificate of insurance 2.pdf, 04-00490-letters 2.pdf, 04-00490-corporate reso..pdf, 04-00490-amendment to agree..pdf, 04-00490-scope of work.pdf, 04-00490-certificate of insurance 3.pdf, 04-00490-letter 3.pdf, 04-00490-increase of RFQ.pdf, 04-00490-exhibit 1-project proposal.pdf, 04-00490-exhibit 2- 2nd amendment.pdf

R-04-0334

This Matter was **ADOPTED** on the Consent Agenda.

CA.8 04-00491

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BIDS OF MARTIN'S LAMAR UNIFORMS, FOR GROUP 1, (ALTERNATE BID) AND HARRISON UNIFORMS, FOR GROUPS 2 THROUGH 9, FOR THE PROVISION OF UNIFORMS AND ACCESSORIES, FOR THE DEPARTMENT OF POLICE, FOR A ONE-YEAR PERIOD, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS, AT A FIRST YEAR ANNUAL AMOUNT NOT TO EXCEED \$950,000, SUBJECT TO AN INCREASE OF 4% FOR MARTIN'S LAMAR UNIFORM FOR EACH YEAR THEREAFTER, AND AN INCREASE OF 6% FOR HARRISON UNIFORMS FOR EACH YEAR THEREAFTER; ALLOCATING FUNDS FROM THE DEPARTMENT OF POLICE GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.290201.6.075.

04-0091-cover memo.pdf, 04-0091-award recommendation.pdf, 04-0091-tabulation of bids.pdf, 04-0091-memo from police.pdf, 04-00491 - fact sheet - 5.pdf

R-04-0335

This Matter was **ADOPTED** on the Consent Agenda.

CA.9 04-00492

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID OF T.J. PAVEMENT CORPORATION, FOR THE PROJECT ENTITLED "BRYAN PARK RIGHT-OF-WAY IMPROVEMENTS, B-30303," IN AN AMOUNT NOT TO

EXCEED \$125,676; ALLOCATING FUNDS FOR CONTRACT COSTS IN AN AMOUNT NOT TO EXCEED \$125,676, PLUS \$17,038.89 FOR ESTIMATED EXPENSES INCURRED BY THE CITY OF MIAMI, FROM CAPITAL IMPROVEMENTS PROJECT ("CIP") NO. 341206, IN AN AMOUNT NOT TO EXCEED \$100,000, AND CIP NO. 311714, IN AN AMOUNT NOT TO EXCEED \$42,714.89, FOR TOTAL PROJECT COSTS, IN AN AMOUNT NOT TO EXCEED \$142,714.89, AS SET FORTH IN 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.

04-00492-cover memo.pdf, 04-00492-budgetary impact.pdf, 04-00492-exhibit 1-formal bid.pdf, 04-00492-exhibit 2-fact sheet.pdf, 04-00492-exhibit 3-contract.pdf

R-04-0336

This Matter was **ADOPTED** on the Consent Agenda.

CA.10 04-00496

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), TRANSFERRING AND ADDING A PORTION OF NORTHEAST 36TH STREET, TOGETHER WITH ALL PUBLIC RIGHT-OF-WAYS ADJACENT, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED, TO THE JURISDICTIONAL RESPONSIBILITY OF THE STATE OF FLORIDA HIGHWAY SYSTEM IN CONFORMANCE WITH SECTION 337.29, FLORIDA STATUTES; AUTHORIZING THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") TO RECORD A RIGHT-OF-WAY MAP OF THE SUBJECT ROAD IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING FDOT TO RECLASSIFY THE SUBJECT ROAD FROM URBAN LOCAL TO URBAN MINOR ARTERIAL IN THE UPCOMING FEDERAL FUNCTIONAL CLASSIFICATION; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE.

04-00496-cover memo.pdf, 04-00496-exhibit 1-location sketch.pdf, 04-00496-exhibit 2-legal description.pdf, 04-00496-exhibit 3-maps.pdf

R-04-0337

This Matter was **ADOPTED** on the Consent Agenda.

CA.11 04-00498

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE PURCHASE AND INSTALLATION OF CALL TAKER/DISPATCH CONSOLES AND OTHER FURNITURE AND EQUIPMENT, AS LISTED ON THE ATTACHMENT(S), ATTACHED AND INCORPORATED, IN A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$426,291.87, INCLUDING A \$25,000 OWNER'S ALLOWANCE TO EXPEND FOR UNFORESEEABLE CIRCUMSTANCES, FOR THE DEPARTMENTS OF POLICE AND FIRE-RESCUE'S 911 CENTERS FROM WRIGHT-LINE,

AWARDED UNDER EXISTING STATE OF FLORIDA CONTRACT NO. 425-001-01-1, EFFECTIVE UNTIL MARCH 31, 2005, SUBJECT TO FURTHER EXTENSIONS OR REPLACEMENT CONTRACTS BY THE STATE OF FLORIDA, ALLOCATING FUNDS FROM THE E911 OPERATING BUDGET, ACCOUNT CODE NO. 196003.290531.6.850 IN AN AMOUNT NOT TO EXCEED \$298,172.59, AND CAPITAL IMPROVEMENT PROGRAM, PROJECT NO. 311052, IN AN AMOUNT NOT TO EXCEED \$128,119.38.

04-00498-cover memo.pdf, 04-00498-budgetary impact E911.pdf, 04-00498-budgetary impact CIP.pdf, 04-00498-award under state of FL..pdf, 04-00498-exhibit1.pdf, 04-00498-exhibit2.pdf, 04-00498-exhibit3.pdf, 04-00498 - fact sheet - 8.pdf

R-04-0338

This Matter was **ADOPTED** on the Consent Agenda.

CA.12 04-00500

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER'S ENGAGEMENT OF METRIC ENGINEERING, INC. ("ENGINEER"), SELECTED FROM THE LIST OF PRE-APPROVED GENERAL ENGINEERING FIRMS, APPROVED BY RESOLUTION NO. 02-144, ADOPTED FEBRUARY 14, 2002, FOR THE DESIGN DEVELOPMENT, PREPARATION OF BID AND CONSTRUCTION DOCUMENTS, AND PERMIT AND CONSTRUCTION ADMINISTRATION SERVICES RELATED TO THE "BISCAYNE BOULEVARD CROSS STREETS TWO-WAY CONVERSION (9TH STREET, 10TH STREET, 11TH STREET) PROJECT, JOB NUMBER B-33100," IN AN AMOUNT NOT TO EXCEED \$136,609, BASED ON: (1) THE SCOPE OF SERVICES AND SCHEDULE REQUIRED FOR THE PROJECT AND (2) THE TERMS AND CONDITIONS SET FORTH IN THE AGREEMENT WITH THE ENGINEER EXECUTED PURSUANT TO RESOLUTION NO. 02-144; AUTHORIZING THE CITY MANAGER TO EXECUTE THE WORK ORDER AUTHORIZATION, IN SUBSTANTIALLY THE ATTACHED FORM; ALLOCATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$136,609, FOR SAID PROJECT, FROM CAPITAL IMPROVEMENT PROJECT NO. 341330 ENTITLED "CITYWIDE TRANSPORTATION AND TRANSIT."

04-00500-cover memo.pdf, 04-00500-budgetary impact.pdf, 04-00500-pre psa.pdf, 04-00500-pre legislation.pdf, 04-00500-exhibit 1-work order auth..pdf, 04-00500-exhibit 2-letter.pdf, 04-00500-exhibit 3- proposal.pdf, 04-00500-exhibit 4- fee estimate.pdf, 04-00500-exhibit 5- proposal 2.pdf, 04-00500-exhibit 6- rev. fee proposal.pdf, 04-00500-exhibit 7- prop. for subsurface.pdf, 04-00500-exhibit 8- letter 2.pdf, 04-00500-exhibit 9- certificate of ins..pdf

R-04-0339

This Matter was **ADOPTED** on the Consent Agenda.

CA.13 04-00501

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO ACCEPT FROM

THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION ("FDOT"), THE CONVEYANCE OF THE FOLLOWING TWO PARCELS OF LAND FOR PUBLIC PURPOSE USE SUBJECT TO COMPLETION OF DUE DILIGENCE BY THE CITY OF MIAMI ("CITY") INCLUDING, BUT NOT LIMITED TO, REVIEW OF THE SURVEYS, APPRAISALS, ENVIRONMENTAL REPORTS, TITLE WORK AND INSURANCE: (A) PARCEL 1 CONTAINING APPROXIMATELY 1.7 ACRES OF LAND LOCATED AT APPROXIMATELY NORTHWEST 20TH STREET, ADJACENT TO INTERSTATE HIGHWAY NO. 95, MIAMI, FLORIDA, AS MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED; ALLOCATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$16,000, FROM THE CAPITAL IMPROVEMENT PROJECTS ("CIP"), POLICE TRAINING FACILITY FUNDING PROJECT ACCOUNT NO. 312043.509307.270, APPROPRIATED FROM THE \$255 MILLION HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND, FOR THE COST OF DUE DILIGENCE AND CLOSING EXPENSES; AND (B) PARCEL 2 CONTAINING APPROXIMATELY 2.31 ACRES OF LAND LOCATED BETWEEN NORTHWEST 15TH STREET AND 17TH STREET, ALONG NORTHWEST 6TH PLACE, MIAMI, FLORIDA, AS MORE PARTICULARLY DESCRIBED IN "EXHIBIT B," ATTACHED AND INCORPORATED; ALLOCATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$22,000, FROM CIP, WAGNER CREEK RENOVATIONS - PHASE IV, PROJECT ACCOUNT NO. 352259.509301.270, FOR THE COST OF DUE DILIGENCE AND CLOSING EXPENSES.

04-00501-cover memo.pdf, 04-00501-budgetary impact.pdf,
04-00501-exhibits.pdf

This Matter was DEFERRED on the Consent Agenda.

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Regalado and was passed unanimously, with Commissioners González and Winton absent, to DEFER item CA.13 to the Commission Meeting currently scheduled for June 10, 2004.

CA.14 04-00502

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MIAMI FIRST SOURCE HIRING COMMUNITY BENEFITS PROGRAM AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI ("CITY") AND FLAGSTONE ISLAND GARDENS, LLC ("FLAGSTONE"), TO PROVIDE FOR LOCAL COMMUNITY INVOLVEMENT IN THE PROJECT TO BE DEVELOPED BY FLAGSTONE ("PROJECT") ON WATSON ISLAND, MIAMI, FLORIDA, BY PROVIDING PARTICIPATION IN TRAINING, CONSTRUCTION AND OPERATION OF THE PROJECT BY LOW INCOME INDIVIDUALS RESIDING IN THE CITY AND MIAMI-DADE COUNTY, WITH TERMS AND CONDITIONS MORE PARTICULARLY SET FORTH IN THE AGREEMENT.

04-00502-cover memo.pdf, 04-00502-exhibit 1-agreement.pdf,
04-00502-exhibit 2- annual point calc. sheet.pdf

R-04-0340

This Matter was ADOPTED on the Consent Agenda.

CA.15 04-00469

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTER-LOCAL AGREEMENT ("AGREEMENT") WITH MIAMI-DADE COUNTY ("COUNTY"), CONSISTING OF A NON-BINDING AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH THE COUNTY TO IMPLEMENT A SINGLE CONSOLIDATED COUNTY/CITYWIDE 311 CALL ANSWER CENTER THAT WILL PROVIDE CITIZENS WITH A SIMPLIFIED WAY TO ACCESS COUNTY AND CITY INFORMATION AND SERVICES; RESCINDING, IN ITS ENTIRETY, RESOLUTION NO. 03-1125, ADOPTED DECEMBER 18, 2003, WHICH APPROVED AN EARLIER VERSION OF THIS AGREEMENT.

04-00469-cover memo.pdf, 04-00469-budgetary impact.pdf, 04-00469-pre legislation.pdf, 04-00469-exhibit 1- agreement.pdf

R-04-0341

This Matter was **ADOPTED** on the Consent Agenda.

CA.16 04-00448

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AMENDING RESOLUTION NO. 03-938, ADOPTED SEPTEMBER 11, 2003, WHICH INCREASED THE CONTRACT AWARDED TO J. BALSERA SCHOOL SERVICE, INC., PURSUANT TO RESOLUTION NO. 02-510, ADOPTED MAY 9, 2002, FOR THE PROVISION OF YEAR-ROUND BUS TRANSPORTATION SERVICES, FOR THE DEPARTMENT OF PARKS AND RECREATION, RELATED TO THE HEART OF OUR PARKS PROGRAM, IN AN ANNUAL AMOUNT NOT TO EXCEED \$67,500; AMENDING RESOLUTION NO. 03-938, TO REFLECT THAT APPROPRIATE PRICE ADJUSTMENTS TO THE CONTRACT AMOUNT WILL BE BASED ON THE CURRENT YEAR CONSUMER PRICE INDEX.

04-00448-cover memo.pdf, 04-00448-pre legislation.pdf, 04-00448-pre cover memo.pdf, 04-00448-pre budgetary impact.pdf, 04-00448-pre memo from parks.pdf, 04-00448-pre legislation 2.pdf, 04-00448-pre legislation 3.pdf, 04-00448-pre cover memo 2.pdf, 04-00448-pre budgetary impact. 2.pdf, 04-00448-pre memo from procurement.pdf, 04-00448-pre bid award.pdf, 04-00448-pre tabulations.pdf, 04-00448-pre bid security list.pdf, 04-00448-invitation for bids.pdf, 04-00448-amendment.pdf

R-04-0342

This Matter was **ADOPTED** on the Consent Agenda.

CA.17 04-00527

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE MIAMI RIVER FUND, INC., THE FINANCIAL AGENCY FOR THE MIAMI RIVER COMMISSION AND THE CITY OF MIAMI, TO CONTINUE PROVIDING EDUCATIONAL PROGRAMS RELATING TO THE MIAMI RIVER FOR A

TWO-YEAR PERIOD ENDING ON SEPTEMBER 30, 2004; ALLOCATING FUNDS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$25,000, FROM THE GENERAL FUND NON-DEPARTMENTAL ACCOUNT NO. 001000.921002.6.930.

04-00527-cover memo.pdf, 04-00527-budgetary impact.pdf, 04-00527-insurance approval form.pdf, 04-00527-exhibit 1-agreement.pdf, 04-00527-exhibit 2- scope of work.pdf

R-04-0343

This Matter was **ADOPTED** on the Consent Agenda.

CA.18 04-00544

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER APPROVING THE FINDINGS OF THE EVALUATION COMMITTEE, PURSUANT TO REQUEST FOR QUALIFICATIONS NO. 03-04-022, THAT THE MOST QUALIFIED FIRMS TO PROVIDE A MASTER PLAN FOR BICENTENNIAL PARK "MUSEUM PARK MIAMI," FOR THE OFFICE OF THE CITY MANAGER ARE, IN RANK ORDER: (1) COOPER ROBERTSON & PARTNERS, AND (2) EDAAW, INC.; AUTHORIZING THE CITY MANAGER TO NEGOTIATE A PROFESSIONAL SERVICES AGREEMENT ("AGREEMENT"), WITH COOPER ROBERTSON & PARTNERS, THE TOP-RANKED FIRM; FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH THE SECOND-RANKED FIRM, EDAAW, INC., IN THE EVENT NEGOTIATIONS FAIL WITH THE TOP-RANKED FIRM; DIRECTING THE CITY MANAGER TO PRESENT THE NEGOTIATED AGREEMENT TO THE CITY COMMISSION FOR APPROVAL.

04-00544-cover memo.pdf, 04-00544-master plan.pdf, 04-00544-pre legislation.pdf, 04-00544-pre legislation 2.pdf, 04-00544-acceptance of recommendation.pdf

R-04-0344

This Matter was **ADOPTED** on the Consent Agenda.

Direction to the City Manager by Chairman Teele to develop a realistic timeline for proposed development of Bicentennial Park and bring it back to the Commission for its approval; further directing the Manager to maximize the public use of the park space.

CA.19 04-00545

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, APPROVING AN INCREASE IN THE PURCHASE ORDER WITH COHABI GROUP, INC., FOR THE PROJECT ENTITLED "OVERTOWN SHOPPING CENTER-GREASE TRAP, B-3279," IN AN AMOUNT NOT TO EXCEED \$35,000, INCREASING THE AMOUNT FROM \$21,840 TO \$56,840, FOR ADDITIONAL WORK REQUIRED; ALLOCATING FUNDS FOR SAID INCREASE FROM CAPITAL IMPROVEMENT PROJECT NO. 311062; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE.

This Matter was **DEFERRED** on the Consent Agenda.

A motion was made by Commissioner Regalado, seconded by Vice Chairman Sanchez and was passed unanimously, with Commissioners González and Winton absent, to table item

CA.19 to 4 p.m. today.

Direction to the City Attorney by Chairman Teele to provide the Commission with a background summary of the litigation and court ordered settlement with Crown Supermarket.

CA.20 04-00473 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "SOUTH FLORIDA HIGH INTENSITY DRUG TRAFFICKING AREA ("HIDTA") CRIME AND DRUG DEMAND REDUCTION PROGRAM VIII" AND APPROPRIATING A GRANT AWARD, IN THE AMOUNT OF \$45,000, FROM THE SOUTH FLORIDA HIDTA THROUGH THE MONROE COUNTY SHERIFF'S OFFICE; AUTHORIZING THE CITY MANAGER TO DESIGNATE THE CHIEF OF POLICE TO EXECUTE THE NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, IMPLEMENTING ACCEPTANCE OF SAID GRANT.

04-00473-cover memo.pdf, 04-00473-letter to the chief.pdf,
04-00473-reimbursable agreement.pdf, 04-00473 - fact sheet - 4.pdf

R-04-0345

This Matter was ADOPTED on the Consent Agenda.

Adopted the Consent Agenda

MOVED: Joe Sanchez

SECONDED: Johnny L. Winton

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

END OF CONSENT AGENDA

MAYOR AND COMMISSIONER'S ITEMS

CITYWIDE

HONORABLE MAYOR MANUEL A. DIAZ

DISTRICT 1

COMMISSIONER ANGEL GONZÁLEZ

DISTRICT 2

COMMISSIONER JOHNNY L. WINTON

DISTRICT 3

VICE CHAIRMAN JOE SANCHEZ

DISTRICT 4**COMMISSIONER TOMAS REGALADO****D4.1 04-00368 DISCUSSION ITEM**

DISCUSSION CONCERNING AN UPDATE FROM THE ADMINISTRATION ON THE ALF TASK FORCE.

04-00368-cover memo.pdf

DISCUSSED

Discussion on Item D4.1 resulted in the resolution below.

(D4.1) 04-00627 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION (subject matter: AUTHORIZING THE CITY ATTORNEY TO RETAIN OUTSIDE COUNSEL, IF NECESSARY, IN AN AMOUNT NOT TO EXCEED \$25,000, FOR THE APPEAL OF THE SHENANDOAH ADULT LIVING FACILITY (ALF) TASK FORCE CASE).

R-04-0368

MOVED: Tomas Regalado

SECONDED: Johnny L. Winton

Motion that this matter be **ADOPTED PASSED** by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

D4.2 04-00523 DISCUSSION ITEM

DISCUSSION FROM THE CITY ATTORNEY CONCERNING THE ADULT LIVING FACILITY AT 2381 SOUTHWEST 21ST TERRACE THAT WAS CONVERTED INTO A HALFWAY HOUSE.

04-00523-cover memo.pdf

DISCUSSED

D4.3 04-00525 DISCUSSION ITEM

DISCUSSION CONCERNING AN UPDATE FROM THE ADMINISTRATION REGARDING HEALTH COVERAGE FOR PART-TIME EMPLOYEES.

04-00525-cover memo.pdf

DISCUSSED

Direction to the Administration by Commissioner Regalado to provide him with a report by next week on how the health benefit plan will financially affect part-time employees.

D4.4 04-00526 DISCUSSION ITEM

DISCUSSION CONCERNING AN UPDATE FROM THE ADMINISTRATION

REGARDING CONVERTING PART-TIME EMPLOYEES TO FULL-TIME EMPLOYMENT.

04-00526-cover memo.pdf

DISCUSSED

Direction to the Administration by Chairman Teele to provide the Commission with a list of all positions that have been converted from unclassified to classified, pursuant to a court order issued by Judge Levenson in December 2003 which was issued in order to bring positions into compliance with the City Charter; further requesting that said list provide the following information: the dates of hire, the date that the positions were converted, the previous job title as unclassified, the current job title as classified, the previous salary range as unclassified, the current salary range as classified, and any raises that have been rewarded.

D4.5 04-00554 DISCUSSION ITEM

DISCUSSION CONCERNING THE ELIMINATION OF ANOTHER WORK FORCE CENTER IN THE CITY OF MIAMI.

04-00554-email.pdf

DISCUSSED

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González absent, to direct the Office of the Auditor General, with the assistance of the Offices of the City Manager and the City Attorney, to conduct a complete audit of the South Florida Employment Consortium Workforce Centers using public records and any other available resources; directing that all public records requests to obtain documents be undertaken with the assistance of the City Attorney; authorizing the City Attorney to take any and all actions necessary, in law or in equity, to accomplish such purpose; authorizing the engagement of outside counsel, if necessary, in an amount not to exceed \$25,000; and directing the auditor general to present a status report at the Commission meeting currently scheduled for July 22, 2004.

A motion was made by Commissioner Regalado, seconded by Commissioner Winton, and was passed unanimously, with Commissioner González absent, to direct the City Attorney to bring the above stated motion, back as a resolution to be considered by the Commission later this evening.

Discussion on Item D4.5 resulted in the resolution below.

(D4.5) 04-00554a RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION DIRECTING THE OFFICE OF THE AUDITOR GENERAL, WITH THE ASSISTANCE OF THE OFFICES OF THE CITY MANAGER AND THE CITY ATTORNEY, TO CONDUCT A COMPLETE AUDIT OF THE SOUTH FLORIDA EMPLOYMENT CONSORTIUM WORKFORCE CENTERS USING PUBLIC RECORDS AND ANY OTHER AVAILABLE RESOURCES; DIRECTING THAT ALL PUBLIC RECORDS REQUESTS TO OBTAIN DOCUMENTS BE UNDERTAKEN WITH THE ASSISTANCE OF THE CITY ATTORNEY; AUTHORIZING THE CITY ATTORNEY TO TAKE ANY AND ALL ACTIONS NECESSARY, IN LAW OR IN EQUITY, TO ACCOMPLISH SUCH PURPOSE; AUTHORIZING THE ENGAGEMENT OF OUTSIDE COUNSEL, IF NECESSARY, IN AN AMOUNT NOT TO EXCEED \$25,000; AND DIRECTING THE AUDITOR GENERAL TO PRESENT A STATUS REPORT

AT THE MIAMI CITY COMMISSION MEETING OF JULY 22, 2004.

R-04-0369

MOVED: Tomas Regalado

SECONDED: Johnny L. Winton

Motion that this matter be **ADOPTED PASSED** by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

D4.6 04-00555 DISCUSSION ITEM

DISCUSSION CONCERNING AN UPDATE FROM THE ADMINISTRATION REGARDING THE QUALITY OF CAPITAL IMPROVEMENT PROJECTS AND THE ECONOMIC IMPACT OF ADMINISTRATIVE ERRORS.

04-00555-email.pdf

DEFERRED

A motion was made by Commissioner Regalado, seconded by Commissioner Winton, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to DEFER item D4.6 to the next Commission Meeting.

DISTRICT 5

CHAIRMAN ARTHUR E. TEELE, JR

D5.1 04-00547 DISCUSSION ITEM

DISCUSSION REGARDING THE STATUTES OF THE LAW INTO 2 C.O.P. (CONSUMPTION ON PREMISES)

04-00547- email.pdf

DEFERRED

A motion was made by Commissioner Regalado, seconded by Commissioner Winton, and was passed unanimously, with Commissioner González absent, to DEFER item D5.1 to the Commission Meeting currently scheduled for June 24, 2004.

D5.2 04-00553 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION CODESIGNATING NORTHEAST 18TH STREET FROM BISCAYNE BOULEVARD TO NORTHEAST 2ND AVENUE, MIAMI, FLORIDA, AS "*CITY CEMETERY DRIVE*;" FURTHER DIRECTING THE CITY MANAGER TO INSTRUCT THE DIRECTOR OF MUNICIPAL SERVICES TO TRANSMIT A COPY OF THIS RESOLUTION TO THE HEREIN DESIGNATED OFFICES.

R-04-0365

MOVED: Arthur E. Teele, Jr.

SECONDED: Johnny L. Winton

Motion that this matter be **ADOPTED WITH MODIFICATIONS PASSED** by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

D5.3 04-00551 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A COMMITTEE TO REVIEW THE HISTORY AND TRENDS AND TO MAKE RECOMMENDATIONS FOR A PLAN TO IMPLEMENT STATE LAW RELATED TO CLUC 90 OF COUNTY DELINQUENT TAX LAND IN THE CITY OF MIAMI; DESIGNATING THE CHAIRPERSON APPOINTED BY THE CITY COMMISSION; FURTHER DESIGNATING MEMBERS CONSISTING OF A REPRESENTATIVE APPOINTED BY THE CITY OF MIAMI ("CITY") DEPARTMENTS OF ECONOMIC DEVELOPMENT, PLANNING AND ZONING, COMMUNITY DEVELOPMENT, THE CITY ATTORNEY, A REPRESENTATIVE FROM THE AUDITOR GENERAL'S OFFICE AND ANY OTHER REPRESENTATIVE THAT THE CITY MANAGER DEEMS APPROPRIATE; DIRECTING THE COMMITTEE TO PRESENT A REPORT OF ITS FINDINGS TO THE CITY COMMISSION AT ITS MEETING OF JUNE 10, 2004.

R-04-0364

MOVED: Arthur E. Teele, Jr.

SECONDED: Johnny L. Winton

Motion that this matter be **ADOPTED PASSED** by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

Note for the Record: Chairman Teele designated Frank Castaneda as the Chairperson of the Committee.

D5.4 04-00557 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE EXPENDITURE OF FUNDS, IN AN AMOUNT NOT TO EXCEED \$500, FROM THE DISTRICT 5 ROLLOVER ACCOUNT NO. 001000.920922.6.930, FOR THE PURPOSE OF CONTRIBUTING TO THE NECESSARY \$1,500 FOR A HISTORICAL MARKER (BASED ON HISTORICAL REGISTRY, PUBLIC WORKS AND PARKS DEPARTMENTS); FURTHER REQUESTING THAT \$1,000 BE DONATED OR FUNDS BE IDENTIFIED FOR SAID PURPOSE.

R-04-0366

MOVED: Arthur E. Teele, Jr.

SECONDED: Johnny L. Winton

Motion that this matter be **ADOPTED WITH MODIFICATIONS PASSED** by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

PUBLIC HEARING**PH.1 04-00497 ORDINANCE****Public Hearing**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 54/ARTICLE V/SECTION 54-190 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "STREETS AND SIDEWALKS/BASE BUILDING LINES/NONSTANDARD STREET WIDTHS," TO MODIFY THE WIDTH OF NORTHEAST 9TH STREET BETWEEN NORTHEAST 2ND AVENUE AND BISCAYNE BOULEVARD, MIAMI, FLORIDA; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

04-00497-cover memo.pdf, 04-00497-public notice memo.pdf, 04-00497-public notice .pdf, 04-00497-location sketch.pdf

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PH.2 04-00521 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, WAIVING COMPETITIVE NEGOTIATION PROCEDURES FOR THE PROVISION OF PROFESSIONAL SERVICES FOR THE MANAGEMENT OF APPROXIMATELY 3.29 ACRES OF CITY-OWNED PROPERTY LOCATED AT 6161 NORTHWEST 9TH AVENUE, MIAMI, FLORIDA ("PROPERTY"); AUTHORIZING THE CITY MANAGER TO EXECUTE A MANAGEMENT AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH BELAFONTE TACOLCY CENTER, INC. ("PROVIDER"), A NON-PROFIT CORPORATION, FOR SAID SERVICES AND PROVIDING FOR: (1) AN INITIAL TERM OF FIFTEEN (15) YEARS THAT SHALL COMMENCE ON THE EFFECTIVE DATE, WITH AN OPTION TO EXTEND FOR ONE ADDITIONAL FIFTEEN-YEAR PERIOD SUBJECT TO THE MUTUAL CONSENT OF THE PARTIES; (2) A FEE OF ONE DOLLAR (\$1.00) PER ANNUM, PLUS FLORIDA STATE USE TAX IF APPLICABLE WHICH SHALL BE PAID BY THE PROVIDER; (3) THE PROVIDER MAY ENTER INTO PROGRAM SERVICE AGREEMENTS WITH SERVICE PROVIDERS FOR THE PURPOSE OF OPERATING EDUCATIONAL, RECREATIONAL, AND LEADERSHIP TRAINING PROGRAMS; AND (4) CANCELLATION OF THE REVOCABLE LICENSE AGREEMENT DATED NOVEMBER 20, 1997, BETWEEN THE CITY OF MIAMI AND THE PROVIDER, ON THE EFFECTIVE DATE OF THE MANAGEMENT AGREEMENT.

04-00521- cover memo.pdf, 04-00521- budgetary impact.pdf, 04-00521- public notice memo.pdf, 04-00521- public notice , 04-00521- pre legislation.pdf, 04-00521- exhibit 1-management agree..pdf, 04-00521- exhibit 2-legal description.pdf, 04-00521- exhibit 3- state certification.pdf, 04-00521- exhibit 4- maps.pdf, 04-00521- exhibit 5-pre legislation.pdf, 04-00521- exhibit 6- model city net area.pdf

R-04-0346

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

Direction to the City Manager by Chairman Teele to request the Parks Department Director to coordinate, with the assistance of the Auditor General, Budget Office, and Asset Management Office, an objective evaluation of the services provided by each of the City's management agreements, as well as the fair market value of said services, which is a savings in tax dollars to the City, and to bring back said report at the meeting currently scheduled for June 24, 2004; further directing the Manager to provide the above evaluation report on an annual basis and to encourage additional management agreements to provide more services to our City Parks.

PH.3 04-00424

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO DECLARE CERTAIN CITY-OWNED PROPERTIES SURPLUS, LOCATED AT 3840 WASHINGTON AVENUE AND 3850 WASHINGTON AVENUE, MIAMI, FLORIDA ("PROPERTIES"); AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AND SALE AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, WITH ARDENT HOUSING FOUNDATION, A FLORIDA NOT-FOR-PROFIT CORPORATION ("PURCHASER"), FOR THE SALE OF SAID CITY-OWNED PROPERTIES; ESTABLISHING TEN DOLLARS (\$10) AS THE AMOUNT TO BE PAID TO THE CITY OF MIAMI BY THE PURCHASER FOR THE PROPERTIES, AND TO CONSUMMATE SUCH TRANSACTION IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE AGREEMENT, WHICH TERMS MAY BE SOLELY AMENDED BY THE CITY MANAGER AS MAY BE NECESSARY IN ORDER TO EFFECT THE TRANSACTION IN AN EXPEDITIOUS MANNER.

04-00424-cover memo.pdf, 04-00424-public notice memo.pdf, 04-00424-public notice.pdf, 04-00424-draft letter.pdf, 04-00424-exhibit 1-agreement.pdf, 04-00424-exhibit 2-city deed.pdf, 04-00424-exhibit 3-maps.pdf

R-04-0347

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

3:00 P.M.

PH.4 04-00373 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CONVEYANCE OF VACANT CITY-OWNED REAL PROPERTY LOCATED AT 1611 NORTHWEST 3RD AVENUE, MIAMI, FLORIDA, IN THE OVERTOWN NEIGHBORHOOD, TO NHDC BARCELONA, INC., A NOT-FOR-PROFIT CORPORATION, FOR THE DEVELOPMENT OF AFFORDABLE HOMEOWNERSHIP HOUSING, WITH PARCEL REVERTER PROVISIONS; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE.

04-00373- cover memo.pdf, 04-00373- public notice.pdf

DEFERRED

A motion was made by Commissioner Regalado, seconded by Commissioner Winton, and was passed unanimously, with Commissioner González absent, to DEFER item PH.4 to the Commission Meeting currently scheduled for June 10, 2004.

PH.5 04-00503 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS, IN AN AMOUNT NOT TO EXCEED \$15,000, PREVIOUSLY ALLOCATED TO SISTERS AND BROTHERS FOREVER, INC., PURSUANT TO RESOLUTION NO. 03-1245, ADOPTED DECEMBER 18, 2003, FROM THE PUBLIC FACILITIES AND IMPROVEMENTS CATEGORY AND REALLOCATING SAID FUNDS TO THE PUBLIC SERVICE CATEGORY; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THAT CERTAIN MEMORANDUM OF AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM.

04-00503-cover memo.pdf, 04-00503-public notice.pdf, 04-00503-pre memo.pdf, 04-00503-pre notice.pdf, 04-00503-pre legislation 1.pdf, 04-00503-district 1 fund.pdf, 04-00503-pre legislation 2.pdf, 04-00503-table.pdf, 04-00503-pre legislation 3.pdf, 04-00503-pre legislation 4.pdf, 04-00503-exhibit- amendment 1.pdf

R-04-0352

MOVED: Tomas Regalado

SECONDED: Joe Sanchez

Motion that this matter be **ADOPTED PASSED** by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PH.6 04-00504 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM FUNDS, IN AN AMOUNT NOT TO EXCEED \$65,000, PREVIOUSLY ALLOCATED TO THE RAFAEL HERNANDEZ HOUSING AND ECONOMIC DEVELOPMENT CORP., FROM THE 29TH YEAR CDBG PROGRAM FOR ECONOMIC DEVELOPMENT; ALLOCATING SAID FUNDS TO THE RAFAEL HERNANDEZ HOUSING AND ECONOMIC DEVELOPMENT CORP. HOUSING PROJECT MANAGEMENT SUPPORT; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2 TO THAT CERTAIN AGREEMENT AND A CDBG HOUSING PROGRAM MANAGEMENT SUPPORT AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORMS, BETWEEN THE CITY OF MIAMI AND THE RAFAEL HERNANDEZ HOUSING AND ECONOMIC DEVELOPMENT CORP., FOR SAID PURPOSE.

04-00504-cover memo.pdf, 04-00504-public notice.pdf,
04-00504-agreement.pdf, 04-00504-pre rfp's.pdf, 04-00504-exhibit
1-amendment.pdf, 04-00504-exhibit 2-agreement.pdf

R-04-0353

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

Direction to the City Manager by Chairman Teele to work with his District 5 Office to determine if there are any public service dollars to assist the Rafael Hernandez Housing and Economic Development Corporation.

PH.7 04-00505 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION TRANSFERRING COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS, IN AN AMOUNT NOT TO EXCEED \$1,070,000, PREVIOUSLY ALLOCATED TO THE LITTLE HAVANA HOMEOWNERSHIP TRUST; REALLOCATING SAID FUNDS TO THE CITY OF MIAMI OFF-STREET PARKING AUTHORITY TO BE USED FOR PROPERTY ACQUISITION AND FOR DEVELOPMENT OF A PUBLIC PARKING LOT LOCATED AT 901 SOUTHWEST 15TH AVENUE, MIAMI, FLORIDA, ALSO KNOWN AS 1432 SOUTHWEST 8TH STREET, MIAMI, FLORIDA.

04-00505-cover memo.pdf, 04-00505-public notice.pdf, 04-00505-property info.
map.pdf, 04-00505-pre legislation.pdf, 04-00505-pre housing activities.pdf,
04-00505-pre memo.pdf, 04-00505-pre notice.pdf, 04-00505-pre priority
activities.pdf

R-04-0354

MOVED: Joe Sanchez

SECONDED: Johnny L. Winton

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PH.8 04-00506 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF 29TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM FUNDS, IN AN AMOUNT NOT TO EXCEED \$188,513, PREVIOUSLY ALLOCATED TO THE ALLAPATTAH BUSINESS DEVELOPMENT AUTHORITY, INC. ("ABDA"), FOR ECONOMIC DEVELOPMENT; ALLOCATING SAID FUNDS TO ALLAPATTAH BUSINESS DEVELOPMENT AUTHORITY, INC. ("ABDA"), HOUSING PROJECT MANAGEMENT SUPPORT; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 3 TO THE EXISTING AGREEMENT WITH ABDA, AND A CDBG ECONOMIC DEVELOPMENT PROGRAMS AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORMS, FOR SAID PURPOSE.

04-00506-cover memo.pdf, 04-00506-public notice.pdf,
04-00506-agreement.pdf, 04-00506-pre legislation.pdf, 04-00506-pre rfp's.pdf,
04-00506-pre legislation 2.pdf, 04-00506-pre master report.pdf,
04-00506-dist.1 reserve fund.pdf, 04-00506-exhibit 1-amendment.pdf,
04-00506-exhibit 2-agreement.pdf

R-04-0355

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PH.9 04-00507 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING THE REVISED CITY OF MIAMI ("CITY") LOCAL HOUSING ASSISTANCE PLAN ("LHAP"), ATTACHED AND INCORPORATED, FOR THE PERIOD OF JULY 1, 2001 THROUGH JUNE 30, 2004, FOR THE CONTINUED PARTICIPATION OF THE CITY IN THE FLORIDA STATE HOUSING INITIATIVES PARTNERSHIP ("SHIP") PROGRAM; AUTHORIZING THE CITY MANAGER TO INCREASE THE MAXIMUM AMOUNT OF ASSISTANCE PROVIDED TO ANY APPLICANT IN THE FORM OF LOANS AND GRANTS, TO AN AMOUNT NOT TO EXCEED \$83,000; AUTHORIZING THE CITY MANAGER TO SUBMIT A MODIFIED PLAN FOR REVIEW AND APPROVAL BY THE FLORIDA HOUSING FINANCE CORPORATION ("FHFC"); FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, TO IMPLEMENT THE TERMS AND CONDITIONS OF THE SHIP AND LHAP PROGRAMS.

04-00507-cover memo.pdf, 04-00507-public notice.pdf, 04-00507-exhibit- local housing plan.pdf

R-04-0356

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

ORDINANCES - EMERGENCY**EM.1 04-00475 ORDINANCE Emergency Ordinance**

(4/5TH VOTE)

AN EMERGENCY ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 12451, THE CAPITAL PROJECTS APPROPRIATIONS ORDINANCE, TO REVISE CERTAIN ONGOING CAPITAL IMPROVEMENT PROJECTS BY REPROGRAMMING PREVIOUSLY APPROVED FUNDS AND APPROPRIATING NEW FUNDING; ESTABLISHING AND APPROPRIATING NEW CAPITAL PROJECT NO. 326010 ENTITLED "MIAMARINA IMPROVEMENTS"; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE.

04-00475-cover memo.pdf, 04-00475-budgetary impact.pdf

DEFERRED

A motion was made by Commissioner Regalado, seconded by Commissioner Winton, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to DEFER item EM.1 to the Commission Meeting currently scheduled for June 10, 2004.

EM.2 04-00493 ORDINANCE Emergency Ordinance

(4/5THS VOTE)

AN EMERGENCY ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 12420, THE ANNUAL APPROPRIATIONS ORDINANCE TO INCREASE CERTAIN OPERATIONAL AND BUDGETARY APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2004, CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE.

04-00493-cover memo.pdf, 04-00493-exhibits.pdf

DEFERRED

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Winton, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to DEFER item EM.2 to the Commission Meeting currently scheduled for June 10, 2004; further directing the City Manager and the Administration to meet with each Commissioner to address any concerns prior to Item EM.2 coming back for Commission consideration.

Direction to the Administration by Chairman Teele to report back to the Commission on the historical funding of both the Summer Internship Program and the Management Internship Program for the past several years, the number of people in each program, where the funding for these programs has gone over the years and where the City is now; further requesting that a policy be established whereby whenever any program or activity is being eliminated, that it be highlighted as a significant budget line item; further directing that the administration find ways to find funding, either through grant monies or recurring funds, for the Parks Summer Program.

RESOLUTIONS**RE.1 04-00480 RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING AN INCREASE IN THE MIAMI-DADE COUNTY CONTRACT AWARDED TO ENVIROWASTE SERVICE GROUP, INC. ("CONTRACTOR"), PREVIOUSLY APPROVED BY RESOLUTION NO. 03-1007, ADOPTED SEPTEMBER 11, 2003, FOR THE PROJECT ENTITLED "CITYWIDE STORMWATER CLEANING AND MAINTENANCE PROJECT, FISCAL YEAR 2003, B-5697," FOR ADDITIONAL WORK TO BE PERFORMED BY THE CONTRACTOR, IN AN AMOUNT NOT TO EXCEED \$339,250, INCREASING THE CONTRACT FROM \$750,000 TO \$1,089,250; ALLOCATING FUNDS FROM THE DEPARTMENT OF PUBLIC WORKS GENERAL OPERATING BUDGET ACCOUNT NO. 001000.311003.6.340, IN AN AMOUNT NOT TO EXCEED \$295,000, FOR CONTRACT SERVICES, AND FROM THE DEPARTMENT OF PUBLIC WORKS GENERAL OPERATING BUDGET ACCOUNT NO. 001000.311003.6.270, IN AN AMOUNT NOT TO EXCEED \$44,250, FOR INSPECTION SERVICES, FOR SAID PROJECT; AMENDING RESOLUTION NO. 03-1007 TO REFLECT SAID INCREASE.

04-00480-cover memo .pdf, 04-00480-budgetary impact.pdf, 04-00480-pre legislation.pdf, 04-00480-letter from Public works.pdf, 04-00480-dade county agreement.pdf, 04-00480-dade county agreement 2.pdf

R-04-0349

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

RE.2 04-00481 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE SUB-RECIPIENT AGREEMENTS, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI AND THE SOUTHEAST OVERTOWN/PARK WEST COMMUNITY REDEVELOPMENT AGENCY ("CRA") FOR THE REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM FUNDS ALLOCATED TO THE CRA'S 9TH STREET PEDESTRIAN MALL PROJECT, TO THE GRAND PROMENADE INTERIM IMPROVEMENT PROJECT, AND CRA INFRASTRUCTURE, LAND ACQUISITION, HISTORIC PRESERVATION, AND TRANSPORTATION PROJECTS AS APPROVED BY THE CRA'S BOARD OF DIRECTORS; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO AMEND THE DEPARTMENT OF COMMUNITY DEVELOPMENT'S HOUSING AND URBAN DEVELOPMENT ("HUD") ACTION PLAN, INCLUDING PROVIDING PUBLIC NOTICES ACCORDING TO THE HUD CITIZEN PARTICIPATION PLAN.

04-00481-cover memo.pdf, 04-00481-exhibit-agreement.pdf

R-04-0350

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

RE.3 04-00494

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION DIRECTING THE CITY ATTORNEY TO INITIATE AN ACTION FOR SPECIFIC PERFORMANCE AGAINST ALBA AND ULISSES DUARTE, TO COMPEL THE SALE OF THE PROPERTIES LOCATED AT 1525 AND 1535 NORTHWEST 62ND STREET, MIAMI, FLORIDA, TO THE CITY OF MIAMI, CONSISTENT WITH THE TERMS AND CONDITIONS OF THE PURCHASE AND SALE AGREEMENT EXECUTED FOR THE SALE OF SAID PROPERTIES.

04-00494-cover memo.pdf

R-04-0357

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

RE.4 04-00495

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CONVEYANCE OF SIX (6) CITY-OWNED VACANT PARCELS LOCATED IN THE MODEL CITY HOMEOWNERSHIP ZONE, LISTED HEREIN, TO PALMETTO HOMES OF MIAMI, INC., AS DEVELOPER AT NO COST FOR THE DEVELOPMENT OF EIGHT (8) NEW SINGLE FAMILY HOMES, AFFORDABLE TO FAMILIES AND INDIVIDUALS OF LOW INCOME, SUBJECT TO THE DEVELOPER: (1) PROVIDING EVIDENCE ACCEPTABLE TO THE CITY OF MIAMI ("CITY") AND THE MODEL CITY TRUST OF FIRM COMMITMENTS FOR PROJECT CONSTRUCTION AND PERMANENT FINANCING FOR PURCHASE BY QUALIFIED HOMEBUYERS, (2) COMMENCING CONSTRUCTION WITHIN TWELVE (12) MONTHS FROM THE DATE OF CONVEYANCE BY THE CITY, (3) COMPLYING WITH OTHER TERMS AND CONDITIONS INCLUDING PARCEL REVERTER PROVISIONS, AS DEEMED APPROPRIATE BY THE CITY MANAGER AND THE CITY ATTORNEY, AND (4) PROVIDING THE ADMINISTRATION WITH A STATUS REPORT CONCERNING TITLE TO THE PARCELS WITHIN NINETY (90) DAYS FROM THE DATE OF CONVEYANCE; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENT(S), IN A FORM

ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE.

04-00495-cover memo.pdf, 04-00495-model city reso.pdf

R-04-0358

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be **ADOPTED PASSED** by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

Direction to the City Manager by Chairman Teele to instruct the President of the Model City Revitalization District Trust to work with the Department of Community Development to identify at least one additional lot in the Model City Homeownership Zone to be used as a model for affordable housing.

RE.5 04-00276

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID OF ONE CROW, INC., FOR THE PROJECT ENTITLED "OVERTOWN STORMWATER PUMP STATION UPGRADES 3RD BIDDING, B-5650D," IN THE PROPOSED AMOUNT NOT TO EXCEED \$286,000; ALLOCATING FUNDS FOR CONTRACT COSTS IN AN AMOUNT NOT TO EXCEED \$286,000, PLUS \$76,320 FOR ESTIMATED EXPENSES INCURRED BY THE CITY OF MIAMI, FROM CAPITAL IMPROVEMENTS PROJECT ("CIP") NO. 352216, IN AN AMOUNT NOT TO EXCEED \$189,119.75, AND CIP NO. 313855, IN THE AMOUNT NOT TO EXCEED \$173,200.25, FOR TOTAL PROJECT COSTS, IN AN AMOUNT NOT TO EXCEED \$362,320, AS SET FORTH ON THE TABULATION OF BIDS DOCUMENT AND THE DEPARTMENT OF PUBLIC WORKS FACT SHEET, ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM.

04-00276 - Cover Memo.pdf, 04-00276 - Budgetary Analysis Form.pdf, 04-00276 - letter.pdf, 04-00276 - exhibit 1-tabulations.pdf, 04-00276 - exhibit 2-fact sheet.pdf, 04-00276 - exhibit 3-contract.pdf

R-04-0351

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be **ADOPTED PASSED** by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

RE.6 04-00472

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPROVING THE ASSIGNMENT OF THE CITY OF MIAMI ("CITY") COMMERCIAL SOLID WASTE NON-EXCLUSIVE FRANCHISE AGREEMENT BETWEEN THE CITY AND ATLAS WASTE, CORP. TO EASTERN WASTE SYSTEMS, INC.,

CONTINGENT UPON SUBMISSION OF ALL SUPPORTING DOCUMENTS REQUIRED BY THE NON-EXCLUSIVE FRANCHISE AGREEMENT, WITH PROVISIONS STATED HEREIN.

04-00472-cover memo.pdf, 04-00472-memo.pdf, 04-00472-letter.pdf, 04-00472-RFQ.pdf, 04-00472-pre legislation.pdf, 04-00472-statement of ord..pdf, 04-00472-mail.pdf, 04-00472-application.pdf, 04-00472-certificate of ins..pdf, 04-00472-state certification.pdf, 04-00472-state letter.pdf, 04-00472-articles of inc..pdf, 04-00472-occ. license applic..pdf

R-04-0359

MOVED: Joe Sanchez

SECONDED: Johnny L. Winton

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

RE.7 04-00538

DISCUSSION ITEM

PRESENTATION BY THE PLANNING AND ZONING DEPARTMENT OF THE MIAMI MASTER PLAN.

04-00538-cover memo.pdf

DISCUSSED

Direction to the Administration by Commissioner Winton to notify each Commissioner of the schedules of meetings related to the Miami Master Plan effort, as well as notify the public to encourage public input.

RE.8 04-00537

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AMENDING RESOLUTION NO. 02-19, APPROVED JANUARY 10, 2002, AND THE PROFESSIONAL SERVICES AGREEMENT ("PSA"), TO INCREASE THE CONTRACT WITH DUANY, PLATER-ZYBERK AND COMPANY, PROFESSIONAL CONSULTANTS, SELECTED FROM THE LIST OF PRE-APPROVED TOWN PLANNING/URBAN DESIGN SERVICES FIRMS FOR THE PROJECT ENTITLED "MIAMI MASTER PLAN," IN AN AMOUNT NOT TO EXCEED \$1.7 MILLION, BASED ON THE TERMS AND CONDITIONS SET FORTH IN THE PSA WITH DUANY, PLATER-ZYBERK AND COMPANY PURSUANT TO RESOLUTION NO. 02-19; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE; AMENDING RESOLUTION NO. 02-19 TO REFLECT SAID INCREASE; ALLOCATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$1.7 MILLION FOR SERVICES AND EXPENSES TO BE INCURRED BY THE CITY OF MIAMI FROM CAPITAL IMPROVEMENTS PROGRAM PROJECT NO. 311047 ENTITLED "EFFICIENCY IMPROVEMENT STUDIES," WITH AN AMOUNT NOT TO EXCEED \$1.2 MILLION AVAILABLE TO BE USED IN FISCAL YEAR 2004, AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$500,000, IN THE FISCAL YEAR 2005 BUDGET.

04-00537-cover memo.pdf, 04-00537-budgetary impact.pdf, 04-00537-pre legislation.pdf, 04-00537-psa.pdf, 04-00537-minutes of reso's.pdf, 04-00537-certificate of ins..pdf

R-04-0348

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

Direction to the City Manager by Chairman Teele and Commissioner Winton to reconsider the proposed venue of office space to showcase the status of the Master Plan because Coconut Grove is not a central location of the city, further suggesting the Omni building or the Manuel Artime Center.

BOARDS AND COMMITTEES

BC.1 04-00311 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING MEMBERS OF THE MIAMI CITY COMMISSION AS CHAIRPERSONS, VICE-CHAIRPERSONS AND/OR MEMBERS ON VARIOUS TRUSTS, AUTHORITIES, BOARDS, COMMITTEES AND AGENCIES FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:	BOARD/COMMITTEE/TRUST/AUTHORITY/AGENCY:
_____	Bayfront Park Management Trust
(Chairperson)	
_____	Downtown Development Authority
(Chairperson)	
_____	Orange Bowl Advisory Board
(Chairperson)	
_____	OMNI Community Redevelopment Agency
(Chairperson)	
_____	OMNI Community Redevelopment Agency
(Vice Chairperson)	
_____	Southeast Overtown/Park West Community Redevelopment
Agency	
(Chairperson)	
_____	Southeast Overtown/Park West Community Redevelopment
Agency	
(Vice Chairperson)	
_____	Miami Sports and Exhibition Authority
(Vice Chairperson)	
_____	Commercial Solid Waste Management Adv. Committee
(Member)	
_____	Dade County Visitors Industry Voluntary Educ. Serv. Training
Trust	
(Member)	
_____	Dade League of Cities
(Member)	
_____	Enterprise Zone Advisory Council
(Member)	
_____	Florida League of Cities
(Member)	
_____	Greater Miami Convention and Visitors Bureau
(Member)	
_____	Metro Dade Community Action Board
(Member)	
_____	Metropolitan Planning Organization (MPO)
(Member)	
_____	Miami River Commission
(Member)	
_____	South Florida Employment and Training Consortium
(Member)	
_____	Tourism Development Council
(Member)	
_____	Little Havana Festival Committee
(ex-officio, nonvoting member)	
_____	Miami-Dade HIV/AIDS Partnership
(ex-officio, nonvoting member)	
_____	Coconut Grove Special Events and Marketing Committee
(Chairperson? Member?)	

04-00311-memo-1.doc, 04-00311-members-2.doc

_____ Chairman Arthur Teele

NO ACTION TAKEN

BC.5 04-00444 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING AN INDIVIDUAL AS A MEMBER OF THE EQUAL OPPORTUNITY ADVISORY BOARD FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE: NOMINATED BY:

Henry S. Harrison Miami Association of Fire Fighters

NO ACTION TAKEN

BC.6 04-00445 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING AN INDIVIDUAL AS A MEMBER OF THE HEALTH FACILITY AUTHORITY BOARD FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE: NOMINATED BY:

Keri Lee Livingston Commissioner Johnny Winton

R-04-0363

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González absent, to appoint Keri Lee Livingston as a member of the Health Facilities Authority.

BC.7 04-00447 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING AN INDIVIDUAL AS A MEMBER OF THE MIAMI SPORTS AND EXHIBITION AUTHORITY FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE: NOMINATED BY:

_____ Commissioner Angel González

NO ACTION TAKEN

BC.8 04-00520 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING

CERTAIN INDIVIDUALS AS MEMBERS OF THE MAYOR'S INTERNATIONAL COUNCIL FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:	NOMINATED BY:
Maria Dreyfus-Ulvert	Commission At-Large
Najib Tayara	Chairman Arthur Teele
Steven Bandel	Mayor Manuel Diaz
Edgardo Fortuna	Mayor Manuel Diaz
Luis Lauredo	Mayor Manuel Diaz
Julian Linares	Mayor Manuel Diaz
Rudolph Moise	Mayor Manuel Diaz
Luiz Augusto Rocha	Mayor Manuel Diaz
Dwayne Wynn	Mayor Manuel Diaz

04-00520-memo-1.doc, 04-00520-members-2.doc, 04-00520 - Mayor Appointments - 3.pdf

R-04-0362

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Winton, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to appoint Maria Dreyfus-Ulvert as a member of the Mayor's International Council.

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to appoint Steven Bandel, Edgardo Fortuna, Luis Lauredo, Julian Linares, Rudolph Moise, Luiz Augusto Rocha and Dwayne Wynn as members of the Mayor's International Council.

A motion was made by Chairman Teele, seconded by Commissioner Winton, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to appoint Najib Tayara as a member of the Mayor's International Council.

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González absent, to waive the residency requirements in Section 2-884 of the Code of the City of Miami, as amended, as it relates to Steven Bandel and Luis Augusto Rocca as members of the Mayor's International Council.

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González absent, to waive the business requirements in Section 2-884 of the Code of the City of Miami, as amended, as it relates to Steven Bandel and Luis Agosto Rocha as members of the Mayor's International Council.

DISCUSSION ITEM

DI.1 04-00429 DISCUSSION ITEM

A DISCUSSION CONCERNING A FINANCIAL UPDATE AND A BUDGET OUTLOOK.

04-00429- cover memo.pdf

DEFERRED

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Vice Chairman Sanchez and Commissioner González absent, to DEFER item DI.1 to the Commission Meeting currently scheduled for June 10, 2004.

EXECUTIVE SESSIONS**2:45 P.M.****ES.1 04-00072 EXECUTIVE SESSION**

UNDER F. S. 286.011(8) [2003], THE PERSON CHAIRING THIS MEETING OF THE CITY OF MIAMI COMMISSION MEETING WILL ANNOUNCE IMMEDIATELY AFTER THE CITY COMMISSION CONVENES, THE COMMENCEMENT OF AN ATTORNEY-CLIENT SESSION, CLOSED TO THE PUBLIC, FOR PURPOSES OF DISCUSSING PENDING LITIGATION: MARK'S CLASSIC CORPORATION, RICHARD AND SUNNY MANAGAN, ET AL. VS. CITY OF MIAMI. THE SESSION, WHICH WILL BE THE FIRST OF TWO CLOSED DOOR ATTORNEY-CLIENT SESSIONS SCHEDULED FOR THIS DATE ON VARIOUS CASES, WILL BEGIN AT APPROXIMATELY 2:45 P.M., AT CITY HALL, IN COMMISSIONER ANGEL GONZÁLEZ'S CONFERENCE ROOM, 3500 PAN AMERICAN DRIVE, MIAMI, FLORIDA, AND CONCLUDE AT APPROXIMATELY 3:00 P.M. THE SESSION WILL BE ATTENDED BY THE MEMBERS OF THE CITY COMMISSION, ANGEL GONZÁLEZ, JOE SANCHEZ, TOMAS REGALADO, JOHNNY L. WINTON, AND ARTHUR E. TEELE, JR.; THE CITY MANAGER, JOE ARRIOLA; THE CITY ATTORNEY, ALEJANDRO VILARELLO, DEPUTY CITY ATTORNEY, JOEL E. MAXWELL AND ATTORNEYS PARKER THOMSON, CAROL LICKO AND LAURIE PIECHURA FROM THE LAW FIRM OF HOGAN AND HARTSON, LLP, COUNSEL FOR THE CITY. A CERTIFIED COURT REPORTER WILL BE PRESENT TO ENSURE THAT THE SESSIONS ARE FULLY TRANSCRIBED AND THE TRANSCRIPT WILL BE MADE PUBLIC UPON THE CONCLUSION OF THE LITIGATION. AT THE CONCLUSION OF THE SESSION, THE CITY COMMISSION MEETING WILL BE REOPENED AND THE PERSON CHAIRING THE COMMISSION MEETING WILL ANNOUNCE THE TERMINATION OF THE SESSION. SAID COMMISSION MEETING WILL CONVENE AT CITY HALL, CITY COMMISSION CHAMBER, 3500 PAN AMERICAN DRIVE, MIAMI, FLORIDA.

04-00072-cover page.pdf, 04-00072- public notice.pdf

DISCUSSED

3:00 P.M.**ES.2 04-00071 EXECUTIVE SESSION**

UNDER F. S. 286.011(8) [2003], THE PERSON CHAIRING THIS MEETING OF THE CITY OF MIAMI COMMISSION MEETING WILL ANNOUNCE IMMEDIATELY AFTER THE CITY COMMISSION CONVENES, THE COMMENCEMENT OF AN ATTORNEY-CLIENT SESSION, CLOSED TO THE PUBLIC, FOR PURPOSES OF DISCUSSING PENDING LITIGATION: NATIONAL ADVERTISING CO. VS. CITY OF MIAMI. THE SESSION, WHICH WILL BE THE SECOND OF TWO CLOSED DOOR ATTORNEY-CLIENT SESSIONS SCHEDULED FOR THIS DATE ON VARIOUS CASES, WILL BEGIN AT APPROXIMATELY 3:00 P.M., OR AS SOON THEREAFTER, AT CITY HALL, IN COMMISSIONER ANGEL GONZÁLEZ'S CONFERENCE ROOM, 3500 PAN AMERICAN DRIVE,

MIAMI, FLORIDA, AND CONCLUDE AT APPROXIMATELY 3:30 P.M. THE SESSION WILL BE ATTENDED BY THE MEMBERS OF THE CITY COMMISSION, ANGEL GONZÁLEZ, JOE SANCHEZ, TOMAS REGALADO, JOHNNY L. WINTON, AND ARTHUR E. TEELE, JR.; THE CITY MANAGER, JOE ARRIOLA; THE CITY ATTORNEY, ALEJANDRO VILARELLO, DEPUTY CITY ATTORNEY, JOEL E. MAXWELL AND ATTORNEYS PARKER THOMSON, CAROL LICKO AND LAURIE PIECHURA FROM THE LAW FIRM OF HOGAN AND HARTSON, LLP, COUNSEL FOR THE CITY. A CERTIFIED COURT REPORTER WILL BE PRESENT TO ENSURE THAT THE SESSION IS FULLY TRANSCRIBED AND THE TRANSCRIPT WILL BE MADE PUBLIC UPON THE CONCLUSION OF THE LITIGATION. AT THE CONCLUSION OF THE SESSION, THE CITY COMMISSION MEETING WILL BE REOPENED AND THE PERSON CHAIRING THE COMMISSION MEETING WILL ANNOUNCE THE TERMINATION OF THE SESSION. SAID COMMISSION MEETING WILL CONVENE AT CITY HALL, CITY COMMISSION CHAMBER, 3500 PAN AMERICAN DRIVE, MIAMI, FLORIDA.

04-00071-cover page.pdf, 04-00071- public notice.pdf

MOTION

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Winton, and was passed unanimously, with Commissioner González absent, to direct the City Attorney to enter into a settlement agreement with Clear Channel.

PART B

The following items shall not be considered before 3:00 pm.

PZ.1 04-00460 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING WITH CONDITIONS, A SUBSTANTIAL MODIFICATION TO RESOLUTION NO. 98-450, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 5, 9, 13, 17 AND 22 OF ZONING ORDINANCE NO. 11000, FOR THE **VILLA MAGNA PROJECT** (F.K.A. BAYSHORE PALMS MUSP PHASE II) LOCATED AT APPROXIMATELY 1201 BRICKELL BAY DRIVE, MIAMI, FLORIDA; TO ALLOW A MODIFICATION TO CONSTRUCT TWO RESIDENTIAL TOWERS CONSISTING OF 999 MULTIFAMILY UNITS, 209 HOTEL UNITS WITH RECREATIONAL AMENITIES, 34,975 SQUARE FEET OF RETAIL SPACE, AND APPROXIMATELY 1,474 PARKING SPACES; AND TO INCREASE THE FLOOR AREA BY 20% TO 137,263 SQUARE FEET; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit for the Villa Magna (f.k.a. Bayshore Palms Phase II)

LOCATION: Approximately 1201 Brickell Bay Drive

APPLICANT(S): Tibor Hollo, Member, Excel.com LLC

APPLICANT(S) AGENT: Vicky Garcia-Toledo, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval with conditions*.

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on April 21, 2004 by a vote of 8-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Villa Magna** Project.

04-00460 Fact Sheet.pdf, 04-00460 Analysis.PDF, 04-00460 Zoning Map.pdf, 04-00460 Aerial Map.pdf, 04-00460 PAB Reso.PDF, 04-00460 Application & Supp Docs.PDF, 04-00460 CC Reso 98-450.PDF, 04-00460 Plans.PDF, 04-00460 Legislation.PDF, 04-00460 Exhibit A.pdf, 04-00460 Exhibit B.PDF, 04-00460 Exhibit C.PDF

CONTINUED

A motion was made by Commissioner Winton, seconded by Vice Chairman Sanchez, and was passed unanimously, with Commissioner González absent, to CONTINUE item PZ.1 to the Commission Meeting currently scheduled for June 24, 2004, after 5 p.m.

PZ.2 04-00461 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS,

APPROVING WITH CONDITIONS, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 5, 9, 13 AND 17 OF ZONING ORDINANCE NO. 11000, FOR THE **INFINITY AT BRICKELL PROJECT**, TO BE LOCATED AT APPROXIMATELY 40 SOUTHWEST 13TH STREET, MIAMI, FLORIDA, TO BE COMPRISED OF 459 MULTIFAMILY RESIDENTIAL UNITS WITH RECREATIONAL AMENITIES, 61,540 SQUARE FEET OF OFFICE SPACE, 6,727 SQUARE FEET OF RETAIL SPACE, AND APPROXIMATELY 590 TOTAL PARKING SPACES; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit for the Infinity at Brickell Project

LOCATION: Approximately 40 SW 13th Street

APPLICANT(S): Infinity at Brickell, LLC.

APPLICANT(S) AGENT: Adrienne F. Pardo, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval with conditions*.

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on April 21, 2004 by a vote of 8-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Infinity at Brickell** Project.

04-00461 P&Z Dept Non-substantial Memos.PDF, 04-00461 Non-substantial Modif Supp Docs.PDF, 03-0188 Fact Sheet.pdf, 04-00461 Analysis.PDF, 04-00461 Zoning Map.pdf, 04-00461 Aerial Map.pdf, 04-00461 URS Traffic Report.PDF, 04-00461 PAB Reso.PDF, 04-00461 Application & Supp Docs.PDF, 04-00461 Plans.PDF, 04-00461 Legislation.PDF, 04-00461 Exhibit A.pdf, 04-00461 Exhibit B.PDF, 04-00461 Exhibit C.PDF, 04-00461 Exhibit C - Non-substantial Modif.PDF

R-04-0360

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.3 03-0188

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), GRANTING OR DENYING THE APPEAL FILED BY RIVERHOUSE PIER I LIMITED ("APPELLANTS"), AND REVERSING OR AFFIRMING A DECISION OF THE HISTORIC AND ENVIRONMENTAL

PRESERVATION BOARD ("HEPB"), WHICH DESIGNATED EAST COAST FISHERIES LOCATED AT 40 SOUTHWEST NORTH RIVER DRIVE AS A HISTORIC SITE.

REQUEST: Appeal of a Historic and Environmental Preservation Board Decision of a Historic Designation

LOCATION: Approximately 40 SW North River Drive

APPLICANT(S): Planning and Zoning Department

APPELLANT(S): RiverHouse Pier I Limited

APPELLANT(S) AGENT: Jena E. Rissman, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial of the appeal and uphold the decision of the Historic and Environmental Preservation Board.

HISTORIC & ENVIRONMENTAL PRESERVATION BOARD: Approved the designation on September 16, 2003 by a vote of 9-0.

PURPOSE: The approval of this appeal will not result in the historic designation of this property.

03-0188 Fact Sheet.pdf, 03-0188 Appeal Letter.PDF, 03-0188 HEPB Reso.PDF, 03-0188 Class II Special Permit.PDF, 03-0188 Designation Report.pdf, 03-0188 Q&A Historic Designation.PDF, 03-0188 Legislation a.PDF, 03-0188 Exhibit A Fact Sheet.PDF, 03-0188 Exhibit B HEPB Reso.PDF, 03-0188 Legislation b.PDF, 03-0188 Exhibit A Fact Sheet.PDF, 03-0188 Exhibit B HEPB Reso.PDF, 03-0188 Exhibit C Designation Report.PDF, 03-0188 Exhibit C.pdf

CONTINUED

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González and Vice Chairman Sanchez absent, to CONTINUE item PZ.3 to the Commission Meeting currently scheduled for September 23, 2004.

PZ.4 04-00467

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), DENYING THE APPEAL, AFFIRMING THE DECISION OF THE ZONING BOARD, THEREBY GRANTING VARIANCES FROM ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, TO WAIVE 50 OF THE REQUIRED 58 PARKING SPACES AND TO ALLOW A MAXIMUM BUILDING FOOTPRINT OF 4,217 FEET, FOR THE PROPERTY LOCATED AT APPROXIMATELY 3138 SOUTHWEST 22ND STREET.

04-00467 Fact Sheet.pdf, 04-00467 Appeal Letter.PDF, 04-00467 Analysis.PDF, 04-00467 Zoning Map.PDF, 04-00467 Aerial Map.pdf, 04-00467 ZB Reso.PDF, 04-00467 Application & Supp Docs.PDF, 04-00467 Plans.PDF, 04-00467 Legislation a.PDF, 04-00467 Exhibit A.PDF, 04-00467 Legislation b.PDF, 04-00467 Exhibit A.PDF

R-04-0361

MOVED: Tomas Regalado

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED WITH MODIFICATIONS PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.5 04-00450

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, CLOSING, VACATING, ABANDONING AND DISCONTINUING FOR PUBLIC USE THAT PORTION OF AN ALLEY LOCATED BETWEEN NORTHWEST 20TH STREET AND THE MIAMI CANAL, WESTERLY OF NORTHWEST 27TH AVENUE, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A."

REQUEST: Official Vacation and Closure of an Alley

LOCATION: An Alley Located Between NW 20th Street and the Miami Canal, Westerly of NW 27th Avenue

APPLICANT(S): Rollins, Inc., Owner and Aguacalara, Ltd., Contract Purchaser

APPLICANT(S) AGENT: Anthony L. Recio, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PUBLIC WORKS DEPARTMENT: Recommended approval.

PLAT & STREET COMMITTEE: Recommended approval on February 5, 2003 by a vote of 5-1.

ZONING BOARD: Recommended approval to City Commission on April 12, 2004 by a vote of 8-0.

PURPOSE: This will allow a unified commercial development site.

04-00450 Fact Sheet.pdf, 04-00450 Plat & Street Cmte Recomm.PDF, 04-00450 Public Works Recomm.PDF, 04-00450 P&Z Dept Analysis.PDF, 04-00450 Zoning Map.pdf, 04-00450 Aerial Map.pdf, 04-00450 ZB Reso.PDF, 04-00450 Applciation & Supp Docs.PDF, 04-00450 Legislation.PDF, 04-00450 Exhibit A.PDF, 04-00450 - submittal - 10.pdf

CONTINUED

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Winton, and was passed unanimously, with Commissioner González absent, to CONTINUE item PZ.5 to

the Commission Meeting currently scheduled for June 24, 2004.

SECOND READING ORDINANCES

PZ.6 04-00182 ORDINANCE**Second Reading**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT APPROXIMATELY 719 NORTHWEST 13TH AVENUE, MIAMI, FLORIDA, FROM "HIGH DENSITY MULTIFAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "High Density Multifamily Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 719 NW 13th Avenue

APPLICANT(S): Alonso & Alonso Enterprises, Inc

APPLICANT(S) AGENT: Chad Williard, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on January 21, 2004 by a vote of 8-0. See companion File ID 04-00182a.

PURPOSE: This will allow a commercial development site.

04-00182 SR Fact Sheet.pdf, 04-00182 Analysis.PDF, 04-00182 Land Use Map.PDF, 04-00182 & 04-00182a Aerial Map.pdf, 04-00182 PAB Reso.PDF, 04-00182 Application & Supp Docs.PDF, 04-00182 SR Legislation.pdf, 04-00182 FR Fact Sheet.pdf, 04-00182 FR Legislation.PDF

12538

MOVED: Joe Sanchez

SECONDED: Johnny L. Winton

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.7 04-00182a ORDINANCE**Second Reading**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 24, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-4 MULTIFAMILY HIGH-DENSITY RESIDENTIAL TO C-1 RESTRICTED COMMERCIAL FOR THE PROPERTY LOCATED AT APPROXIMATELY 719 NORTHWEST 13TH AVENUE, MIAMI, FLORIDA, LEGALLY DESCRIBED, IN ATTACHED "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

04-00182a SR Fact Sheet.pdf, 04-00182a Analysis.PDF, 04-00182a Zoning Map.PDF, 04-00182 & 04-00182a Aerial Map.pdf, 04-00182a School Brd Recomm.PDF, 04-00182a ZB Reso.PDF, 04-00182a Application & Supp Docs.PDF, 04-00182a Legislation A.PDF, 04-00182a Exhibit A.PDF, 04-00182a Legislation B.PDF, 04-00182a Exhibit A.PDF, 04-00182a FR Fact Sheet.pdf

12539**MOVED: Joe Sanchez****SECONDED: Johnny L. Winton****Motion that this matter be ADOPTED PASSED by the following vote.****AYES: Commissioner Winton, Sanchez, Regalado and Teele****ABSENT: Commissioner González****PZ.8 04-00181 ORDINANCE****Second Reading**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 5808 NORTHEAST 4TH COURT AND 454 NORTHEAST 58TH STREET, MIAMI, FLORIDA, FROM "MEDIUM DENSITY MULTIFAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Medium Density Multifamily Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 5808 NE 4th Court and 454 NE 58th Street

APPLICANT(S): Sabrina D'Eca and Al D'Eca & Assoc and Mark's Classic Corp

APPLICANT(S) AGENT: Augusto E. Maxwell, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on January 21, 2004 by a vote of 7-1. See companion File ID 04-00181a.

PURPOSE: This will allow a commercial development site.

04-00181 SR Fact Sheet.pdf, 04-00181 Analysis.PDF, 04-00181 Land Use Map.PDF, 04-00181 & 04-00181a Aerial Map.pdf, 04-00181 PAB Reso.PDF, 04-00181 Application & Supp Docs.PDF, 04-00181 SR Legislation.pdf, 04-00181 FR Fact Sheet.pdf, 04-00181 FR Legislation.PDF

12540

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.9 04-00181a ORDINANCE

Second Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 14 OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-3 MULTIFAMILY MEDIUM DENSITY RESIDENTIAL TO C-1 RESTRICTED COMMERCIAL WITH AN SD-9 BISCAYNE BOULEVARD NORTH OVERLAY DISTRICT FOR THE PROPERTIES LOCATED AT APPROXIMATELY 5808 NORTHEAST 4TH COURT AND 454 NORTHEAST 58TH STREET, MIAMI, FLORIDA, LEGALLY DESCRIBED, IN ATTACHED "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-3 Multifamily Medium Density Residential to C-1 Restricted Commercial with an SD-9 Biscayne Boulevard North Overlay District to Change the Zoning Atlas

LOCATION: Approximately 5808 NE 4th Court and 454 NE 58th Street

APPLICANT(S): Sabrina D'Eca and Al D'Eca & Assoc and Mark's Classic Corp

APPLICANT(S) AGENT: Augusto E. Maxwell, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval to City Commission on March 22, 2004 by a vote of 9-0. See companion File ID 04-00181.

PURPOSE: This will allow a commercial development site.

04-00181a SR Fact Sheet.pdf, 04-00181a Analysis.PDF, 04-00181a Zoning Map.PDF, 04-00181 & 04-00181a Aerial Map.pdf, 04-00181a School Brd Recomm.PDF, 04-00181a ZB Reso.PDF, 04-00181a Application & Supp Docs.PDF, 04-00181a Legislation.PDF, 04-00181a Exhibit A.PDF, 04-00181a FR Fact Sheet.pdf

12541

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

FIRST READING ORDINANCES

PZ.10 03-0295

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 3160, 3170, 3180 AND 3190 OAK AVENUE, MIAMI, FLORIDA, FROM "SINGLE FAMILY RESIDENTIAL" TO "DUPLEX RESIDENTIAL;" MAKING FINDINGS, DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Single Family Residential" to "Duplex Residential" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 3160, 3170, 3180 and 3190 Oak Avenue

APPLICANT(S): Angel A. Gonzalez, Julian Guilarte, Augusto J. Gil, Robert C. Brazofsky and M. Trading & Investments, Inc, Owners

APPLICANT(S) AGENT: Adrienne F. Pardo, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended approval on November 19, 2003 by a vote of 5-4. See companion File ID 03-0295a.

PURPOSE: This will allow a duplex-residential development site.

03-0295 FR Fact Sheet.pdf, 03-0295 Analysis.PDF, 03-0295 Land Use Map.PDF, 03-0295 & 03-0295a Aerial Map.pdf, 03-0295 School Brd Recomm.PDF, 03-0295 PAB Reso.PDF, 03-0295 Application & Supp Docs.PDF, 03-0295 Legislation.PDF

MOVED: Joe Sanchez

SECONDED: Johnny L. Winton

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.11 03-0295a

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 46 OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-1 SINGLE-FAMILY RESIDENTIAL TO R-2 TWO-FAMILY RESIDENTIAL FOR THE PROPERTIES LOCATED AT APPROXIMATELY 3160, 3170, 3180 AND 3190 OAK AVENUE, MIAMI, FLORIDA, LEGALLY DESCRIBED, IN ATTACHED "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-1 Single-Family Residential to R-2 Two-Family Residential to Change the Zoning Atlas

LOCATION: Approximately 3160, 3170, 3180 and 3190 Oak Avenue

APPLICANT(S): Angel A. Gonzalez, Julian Guilarte, Augusto J. Gil, Robert C. Brazofsky and M. Trading & Investments, Inc, Owners

APPLICANT(S) AGENT: Adrienne F. Pardo, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval to City Commission on December 15, 2003 by a vote of 9-0. See companion File ID 03-0295.

PURPOSE: This will allow a two-family residential development site.

03-0295a FR Fact Sheet.pdf, 03-0295a Analyis.PDF, 03-0295a Zoning Map.PDF, 03-0295 & 03-0295a Aerial Map.pdf, 03-0295a ZB Reso.PDF, 03-0295a Application & Supp Docs.PDF, 03-0295a Legislation.PDF, 03-0295a Exhibit A.PDF, 03-0295 - submittal - 9.pdf

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.12 04-00191

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT APPROXIMATELY 3720 SOUTHWEST 27TH TERRACE, MIAMI, FLORIDA, FROM "DUPLEX RESIDENTIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Duplex Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 3720 SW 27th Terrace

APPLICANT(S): Fanio and Caliz Marrero, Owners

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended approval of a motion, which failed (due to failure to obtain the required five favorable votes), constituting a denial to City Commission on February 18, 2004 by a vote of 4-4. See companion File ID 04-00191a.

PURPOSE: This will change the above property to Restricted Commercial.

04-00191 FR Fact Sheet.pdf, 04-00191 Analysis.PDF, 04-00191 Land Use Map.PDF, 04-00191 & 04-00191a Aerial Map.pdf, 04-00191 PAB Reso.PDF, 04-00191 Application & Supp Docs.PDF, 04-00191 Legislation.PDF, 04-00191 & 04-00191a Exhibit A.PDF

CONTINUED

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González absent, to CONTINUE item PZ.12 to the Commission Meeting currently scheduled for June 24, 2004.

PZ.13 04-00191a

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 42 OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-2 TWO-FAMILY RESIDENTIAL TO C-1 RESTRICTED COMMERCIAL FOR THE PROPERTY LOCATED AT APPROXIMATELY 3720 SOUTHWEST 27TH TERRACE, MIAMI, FLORIDA, LEGALLY DESCRIBED IN ATTACHED "EXHIBIT A;" CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-2 Two-Family Residential to C-1 Restricted Commercial to Change the Zoning Atlas

LOCATION: Approximately 3720 SW 27th Terrace

APPLICANT(S): Fanio & Caliz Marrero, Owners

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval to City Commission on March 8, 2004 by a vote of 5-4. See companion File ID 04-00191.

PURPOSE: This will change the above property to C-1 Restricted Commercial.

04-00191a FR Fact Sheet.pdf, 04-00191a Analysis.PDF, 04-00191a Zoning Map.PDF, 04-00191 & 04-00191a Aerial Map.pdf, 04-00191a ZB Reso.PDF, 04-00191a Application & Supp Docs.PDF, 04-00191a Legislation.PDF, 04-00191 & 04-00191a Exhibit A.PDF

CONTINUED

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Regalado, and was passed unanimously, with Commissioner González absent, to CONTINUE item PZ.13 to the Commission Meeting currently scheduled for June 24, 2004.

PZ.14 04-00329

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 2101 AND 2135 NORTHWEST MIAMI COURT AND 2110, 2118 AND 2134 NORTH MIAMI AVENUE, MIAMI, FLORIDA, FROM "INDUSTRIAL" TO "GENERAL COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Industrial" to "General Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 2101 and 2135 NW Miami Court and 2110, 2118 and 2134 N Miami Avenue

APPLICANT(S): Chrome Miami, LLC

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 17, 2004 by a vote of 8-0. See companion File ID 04-00329a.

PURPOSE: This will change the above properties to General Commercial.

04-00329 FR Fact Sheet.pdf, 04-00329 Analysis.PDF, 04-00329 Land Use Map.pdf, 04-00329 & 04-00329a Aerial Map.pdf, 04-00329 PAB Reso.PDF, 04-00329 Application & Supp Docs.PDF, 04-00329 Legislation.PDF, 04-00329 & 04-00329a Exhibit A.PDF

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

PZ.15 04-00329a

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 21, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM I INDUSTRIAL TO C-2 LIBERAL COMMERCIAL FOR THE PROPERTIES LOCATED AT APPROXIMATELY 2101 AND 2135 NORTHWEST MIAMI COURT AND 2110, 2118 AND 2134 NORTH MIAMI AVENUE, MIAMI, FLORIDA, CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from I Industrial to C-2 Liberal Commercial to Change the Zoning Atlas

LOCATION: Approximately 2101 and 2135 NW Miami Court and 2110, 2118 and 2134 N Miami Avenue

APPLICANT(S): Chrome Miami, LLC

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

ZONING BOARD: Recommended approval to City Commission on April 12, 2004 by a vote of 8-0. See companion File ID 03-0329.

PURPOSE: This will change the above properties to C-2 Liberal Commercial.

04-00329a FR Fact Sheet.pdf, 04-00329a Analysis.PDF, 04-00329a Zoning Map.PDF, 04-00329 & 04-00329a Aerial Map.pdf, 04-00329a ZB Reso.PDF, 04-00329a Application & Supp Docs.PDF, 04-00329a Legislation.PDF, 04-00329 & 04-00329a Exhibit A.PDF

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

PZ.16 04-00330

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT APPROXIMATELY 1760 SOUTHWEST 7TH STREET, MIAMI, FLORIDA, FROM "MEDIUM DENSITY MULTIFAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Medium Density Multifamily Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 1760 SW 7th Street

APPLICANT(S): John C. Harrison, Jr., Owner

APPLICANT(S) AGENT: Gloria M. Velazquez, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 17, 2004 by a vote of 6-2. See companion File ID 04-00330a.

PURPOSE: This will change the above property to Restricted Commercial.

04-00330 FR Fact Sheet.pdf, 04-00330 Analysis.PDF, 04-00330 Land Use Map.pdf, 04-00330 Aerial Map.pdf, 04-00330 PAB Reso.PDF, 04-00330 Application & Supp Docs.PDF, 04-00330 Legislation.PDF, 04-00330 Exhibit A.PDF

MOVED: Joe Sanchez

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.17 04-00330a

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, AMENDING PAGE NOS. 35 AND 38 OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-3 MULTIFAMILY MEDIUM-DENSITY RESIDENTIAL AND C-1 RESTRICTED COMMERCIAL WITH AN SD-12 BUFFER OVERLAY DISTRICT AND SD-25 SOUTHWEST 8TH STREET SPECIAL OVERLAY DISTRICT TO SD-14 LATIN QUARTER COMMERCIAL-RESIDENTIAL AND PEDESTRIAN PATHWAY DESIGNATION ON SOUTHWEST 8TH STREET FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1741 SOUTHWEST 8TH STREET AND 1760 SOUTHWEST 7TH STREET, MIAMI, FLORIDA, CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-3 Multifamily Medium-Density Residential and C-1 Restricted Commercial with an SD-12 Buffer Overlay District and SD-25 Southwest 8th Street Special Overaly District to SD-14 Latin Quarter Commercial-Residential Pedestrian Pathway Designation on SW 8th Street to Change the Zoning Atlas

LOCATION: Approximately 1741 SW 8th Street and 1760 SW 7th Street

APPLICANT(S): John C. Harrison, Jr., Owner

APPLICANT(S) AGENT: Gloria M. Velazquez, Esquire

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

ZONING BOARD: Recommended approval to City Commission on April 12, 2004 by a vote of 7-0. See companion File ID 03-0330.

PURPOSE: This will change the above properties to SD-14 Latin Quarter Commercial-Residential and Pedestrian Pathway Designation on SW 8 Street.

04-00330a FR Fact Sheet.pdf, 04-00330a Analysis.PDF, 04-00330a Zoning Map.pdf, 04-00330a Aerial Map.pdf, 04-00330a ZB Reso.PDF, 04-00330a Application & Supp Docs.PDF, 04-00330a Legislation.PDF, 04-00330a Exhibit A.PDF

MOVED: Joe Sanchez

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.18 04-00389

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 3804-3820 NORTHWEST 12TH AVENUE, MIAMI, FLORIDA, FROM "DUPLEX RESIDENTIAL" TO "GENERAL COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Duplex Residential" to "General Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 3804-3820 NW 12th Avenue

APPLICANT(S): Planning and Zoning Department

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 31, 2004 by a vote of 8-0. See companion File ID 04-00389a.

PURPOSE: This will change the above properties to General Commercial.

04-00389 FR Fact Sheet.pdf, 04-00389 Analysis.PDF, 04-00389 Land Use Map.pdf, 04-00389 & 04-00389a Aerial Map.pdf, 04-00389 PAB Reso.PDF, 04-00389 Legislation.PDF, 04-00389 & 04-00389a Exhibit A.PDF

CONTINUED

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously with Commissioner González absent, to CONTINUE item PZ.18 to the Commission Meeting currently scheduled for June 24, 2004.

Direction to the City Manager by Chairman Teele to readvertise item PZ.18 at the City's expense; further directing the Manager to determine if there is a Code Enforcement matter related to this item and if so, to request that the property owner's case be extended until the Commission acts on this item; and further directing the administration to meet with the neighborhood association.

PZ.19 04-00389a

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 17, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-2 TWO-FAMILY RESIDENTIAL TO C-2 LIBERAL COMMERCIAL FOR THE PROPERTIES LOCATED AT APPROXIMATELY 3804-3820 NORTHWEST 12TH AVENUE, MIAMI, FLORIDA, LEGALLY DESCRIBED IN ATTACHED "EXHIBIT A;" CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-2 Two-Family Residential to C-2 Liberal Commercial to Change the Zoning Atlas

LOCATION: Approximately 3804-3820 NW 12th Avenue

APPLICANT(S): Planning and Zoning Department

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 21, 2004 by a vote of 9-0. See companion File ID 04-00389.

PURPOSE: This will change the above properties to C-2 Liberal Commercial.

04-00389a FR Fact Sheet.pdf, 04-00389a Analysis.PDF, 04-00389a Zoning Map.pdf, 04-00389 & 04-00389a Aerial Map.pdf, 04-00389a PAB Reso.PDF, 04-00389a Legislation.PDF, 04-00389 & 04-00389a Exhibit A.PDF

CONTINUED

A motion was made by Commissioner Winton, seconded by Commissioner Regalado, and was passed unanimously with Commissioner González absent, to CONTINUE item PZ.19 to the Commission Meeting currently scheduled for June 24, 2004.

Direction to the City Manager by Chairman Teele to readvertise item PZ.19 at the City's expense; further directing the Manager to determine if there is a Code Enforcement matter related to this item and if so, to request that the property owner's case be extended until the Commission acts on this item; and further directing the administration to meet with the neighborhood association.

PZ.20 04-00452

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, AMENDING PAGE NO. 16, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 6, SECTION 612, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM R-2 TWO-FAMILY RESIDENTIAL TO R-2 TWO-FAMILY RESIDENTIAL WITH AN SD-12 BUFFER OVERLAY DISTRICT FOR THE PROPERTY LOCATED AT APPROXIMATELY 5317 NORTHWEST 5TH AVENUE, MIAMI, FLORIDA, CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-2 Two-Family Residential to R-2 Two-Family Residential with an SD-12 Buffer Overlay District to Change the Zoning Atlas

LOCATION: Approximately 5317 NW 5th Avenue

APPLICANT(S): Major & Betty Jo Threlkeld, Owners

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 12, 2004 by a vote of 7-0.

PURPOSE: This will add the SD-12 Buffer Overlay District to the above property.

04-00452 FR Fact Sheet.pdf, 04-00452 Analysis.PDF, 04-00452 Zoning Map.pdf, 04-00452 Aerial Map.pdf, 04-00452 ZB Reso.PDF, 04-00452 Application & Supp Docs.PDF, 04-00452 Legislation.PDF, 04-00452 Exhibit A.pdf

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.21 04-00407

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION FOR AN AREA LOCATED ON WATSON ISLAND MORE PARTICULARLY KNOWN AS "WATSON ISLAND TRACT G" FROM "RECREATION" TO "RESTRICTED COMMERCIAL;" SAID PROPERTY MORE PARTICULARLY DESCRIBED IN "EXHIBIT A;" CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Recreation" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Watson Island Tract G

APPLICANT(S): Planning and Zoning Department

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 7, 2004 by a vote of 6-1. See companion File ID 04-00407a, 04-00407b and 04-00407c.

PURPOSE: This will change the above portion of Watson Island to Restricted Commercial.

04-00407 FR Fact Sheet.pdf, 04-00407 Analysis.PDF, 04-00407 Land Use Map.pdf, 04-00407 & 04-00407a Aerial Map.pdf, 04-00407 PAB Reso.PDF, 04-00407 Legislation.PDF, 04-00407 & 04-00407a Exhibit A.PDF

MOVED: Joe Sanchez

SECONDED: Johnny L. Winton

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

Direction to the City Attorney by Chairman Teele to meet with the litigants related to this portion of Watson Island and come back with a status report.

PZ.22 04-00407a

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 22, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM PR PARKS AND RECREATION TO C-1 RESTRICTED COMMERCIAL FOR AN AREA LOCATED ON WATSON ISLAND MORE PARTICULARLY KNOWN AS "WATSON ISLAND TRACT G," MIAMI, FLORIDA, LEGALLY DESCRIBED, IN ATTACHED "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from PR Parks and Recreation to C-1 Restricted Commercial to Change the Zoning Atlas

LOCATION: Watson Island Tract G

APPLICANT(S): Planning and Zoning Department

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 7, 2004 by a vote of 5-2. See companion File ID 04-00407, 04-00407b and 04-00407c.

PURPOSE: This will change the above portion of Watson Island to C-1 Restricted Commercial.

04-00407a FR Fact Sheet.pdf, 04-00407a Analysis.PDF, 04-00407a Zoning Map.pdf, 04-00407 & 04-00407a Aerial Map.pdf, 04-00407a PAB Reso.PDF, 04-00407a Legislation.PDF, 04-00407 & 04-00407a Exhibit A.PDF

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.23 04-00407b

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION FOR AN AREA LOCATED ON WATSON ISLAND MORE PARTICULARLY KNOWN AS "WATSON ISLAND TRACT H" FROM "RESTRICTED COMMERCIAL" TO "RECREATION"; SAID PROPERTY MORE PARTICULARLY DESCRIBED IN "EXHIBIT A;" CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Restricted Commercial" to "Recreation" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Watson Island Tract H

APPLICANT(S): Planning and Zoning Department

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 7, 2004 by a vote of 6-1. See companion File ID 04-00407, 04-00407a and 04-00407c.

PURPOSE: This will change the above portion of Watson Island to Recreational.

04-00407b FR Fact Sheet.pdf, 04-00407b Analysis.PDF, 04-00407b Land Use Map.pdf, 04-00407b & 04-00407c Aerial Map.pdf, 04-00407b PAB Reso.PDF, 04-00407b Legislation.PDF, 04-00407b & 04-00407c Exhibit A.PDF

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

PZ.24 04-00407c

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 22, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM C-1 RESTRICTED COMMERCIAL TO PR PARKS AND RECREATION FOR AN AREA LOCATED ON WATSON ISLAND MORE PARTICULARLY KNOWN AS "WATSON ISLAND TRACT H," MIAMI, FLORIDA, LEGALLY DESCRIBED, IN ATTACHED "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from C-1 Restricted Commercial to PR Parks and Recreation to Change the Zoning Atlas

LOCATION: Watson Island Tract H

APPLICANT(S): Planning and Zoning Department

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 7, 2004 by a vote of 6-1. See companion File ID 04-00407, 04-00407a and 04-00407b.

PURPOSE: This will change the above portion of Watson Island to PR Parks and Recreation.

04-00407c FR Fact Sheet.pdf, 04-00407c Analysis.PDF, 04-00407c Zoning Map.pdf, 04-00407b & 04-00407c Aerial Map.pdf, 04-00407c PAB Reso.PDF, 04-00407c Legislation.PDF, 04-00407b & 04-00407c Exhibit A.PDF

MOVED: Johnny L. Winton

SECONDED: Joe Sanchez

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez and Teele

ABSENT: Commissioner González and Regalado

PZ.25 04-00390

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION, ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 6 SPECIAL DISTRICTS, MORE SPECIFICALLY SECTIONS 614, 623 AND 625 IN ORDER TO MODIFY LANGUAGE PERTAINING TO PARKING REQUIREMENTS IN ORDER TO ALLOW FOR CERTAIN CONDITIONAL REDUCTIONS; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, Chief Administrator

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 31, 2004 by a vote of 8-0.

PURPOSE: This will allow certain conditional reductions in parking for the SD-14, SD-23 and SD-25 Overlay Districts.

04-00390 FR Fact Sheet.pdf, 04-00390 PAB Reso.PDF, 04-00390 Legislation.PDF

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Sanchez, Regalado and Teele

ABSENT: Commissioner González

PZ.26 04-00462

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLES 9 AND 25, MORE SPECIFICALLY SECTION 915.2 AVIATION HAZARDS; AND SECTION 2502 SPECIFIC DEFINITIONS, IN ORDER TO MODIFY THE PROVISIONS FOR SPECIAL PERMITS FOR AVIATION HAZARDS AND THE DEFINITION OF "LODGING UNIT"; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, Chief Administrator

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 21, 2004 by a vote of 9-0.

PURPOSE: This will correct and clarify language in the Zoning Ordinance related to aviation hazards and lodging units.

04-00462 FR Fact Sheet.pdf, 04-00462 PAB Reso.PDF, 04-00462 Legislation.PDF

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

PZ.27 04-00463

ORDINANCE

First Reading

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN 1989-2000 BY AMENDING THE COASTAL

MANAGEMENT, NATURAL RESOURCES AND CAPITAL IMPROVEMENT PROGRAM ELEMENTS OF THE MIAMI NEIGHBORHOOD COMPREHENSIVE PLAN IN ACCORDANCE WITH 1995 EVALUATION AND APPRAISAL REPORT RECOMMENDATIONS, AND FOR SUBMITTAL TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AS CITY OF MIAMI COMPREHENSIVE PLAN AMENDMENT NO. 04-2; CONTAINING A REPEALER PROVISION AND SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544 Text

APPLICANT(S): Joe Arriola, Chief Administrator

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 21, 2004 by a vote of 7-0.

PURPOSE: This will approve an Evaluation and Appraisal Report (EAR)-based amendment to the Miami Comprehensive Neighborhood Plan.

04-00463 FR Fact Sheet.pdf, 04-00463 Analysis.PDF, 04-00463 PAB Reso.PDF, 04-00463 Legislation.PDF, 04-00463 - submittal.pdf

MOVED: Johnny L. Winton

SECONDED: Tomas Regalado

Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.

AYES: Commissioner Winton, Regalado and Teele

ABSENT: Commissioner González and Sanchez

SUPPLEMENTAL AGENDA**DISTRICT 5****CHAIRMAN ARTHUR E. TEELE, JR.****SI.1 04-00582 RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, AUTHORIZING A COVENANT TO BUDGET AND APPROPRIATE, IN AN AMOUNT NOT TO EXCEED \$7,500,000, AS A GUARANTEE FOR THE SOUTHEAST OVERTOWN/PARK WEST COMMUNITY REDEVELOPMENT AGENCY ("CRA"); AUTHORIZING THE CITY MANAGER TO EXECUTE, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, THE COVENANT AND ANY OTHER NECESSARY DOCUMENTS IN SUPPORT OF A LOAN FROM THE FLORIDA MUNICIPAL LOAN COUNCIL'S POOLED FINANCING PROGRAM TO THE CRA FOR CONSTRUCTION OF CAPITAL PROJECTS WITHIN THE SOUTHEAST OVERTOWN/PARK WEST COMMUNITY REDEVELOPMENT AREA, CONTINGENT UPON THE CRA AGREEING THAT THE LOAN PROCEEDS MAY NOT BE USED OR APPROPRIATED WITHOUT FURTHER APPROVAL OF THE MIAMI CITY COMMISSION.

DEFERRED

A motion was made by **Commissioner Winton**, seconded by **Commissioner Regalado**, and was passed unanimously, with **Vice Chairman Sanchez** and **Commissioner González** absent, to DEFER item SI.1 to the Commission Meeting currently scheduled for June 24, 2004.

NON-AGENDA ITEMS**NA.1 04-00604 RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "ARTS ON THE BOULEVARD/SOUL ON 7TH" AND APPROPRIATING A GRANT AWARD, IN THE AMOUNT OF \$50,000, FROM THE MIAMI-DADE COUNTY EMPOWERMENT TRUST, INC., FOR SUPPLIES, MATERIALS, AND PROFESSIONAL SERVICES FOR THE BEAUTIFICATION AND ENHANCEMENT OF A PORTION OF DR. MARTIN LUTHER KING BOULEVARD, AND THE SUPPORT OF A CULTURAL FESTIVAL ON NORTHWEST 7TH AVENUE, MIAMI, FLORIDA; AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT AWARD AND EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, AND ANY NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE.

R-04-0367**MOVED: Arthur E. Teele, Jr.****SECONDED: Johnny L. Winton****Motion that this matter be ADOPTED PASSED by the following vote.****AYES: Commissioner Winton, Regalado and Teele****ABSENT: Commissioner González and Sanchez**

NA.2 04-00624 DISCUSSION ITEM

DISCUSSION ON THE BLOOD DRIVE FOR CHRISTINA ABRAMS, DIRECTOR OF CONFERENCES, CONVENTIONS AND PUBLIC FACILITIES, WHO WAS INVOLVED IN A VERY SERIOUS AUTOMOBILE ACCIDENT ON TUESDAY, MAY 25, 2004.

DISCUSSED

NA.3 04-00625 DISCUSSION ITEM

INTRODUCTION OF CHAIRMAN TEELE'S MOTHER, MRS. FLORENCELE SWAYZE TEELE AND HIS SON, ARTHUR P. TEELE, III

DISCUSSED