



# City of Miami Marked Agenda City Commission

City Hall  
3500 Pan American Drive  
Miami, FL 33133  
www.miamigov.com

*Manuel A. Diaz, Mayor*  
*Angel González, Chairman*  
*Joe Sanchez, Vice Chairman*  
*Marc David Sarnoff, Commissioner District Two*  
*Tomas Regalado, Commissioner District Four*  
*Michelle Spence-Jones, Commissioner District Five*  
*Pedro G. Hernandez, City Manager*  
*Jorge L. Fernandez, City Attorney*  
*Priscilla A. Thompson, City Clerk*

---

Thursday, May 10, 2007

9:00 AM

City Hall Commission Chambers

---

## CONTENTS

### PR - PRESENTATIONS AND PROCLAMATIONS

### MV - MAYORAL VETOES

### AM - APPROVING MINUTES

### CA - CONSENT AGENDA

Item 1 which is comprised of items CA.1 through CA.12 may be heard in the number sequence or as announced by the Commission

### SS - SPECIALLY SCHEDULED ITEMS

### M - MAYOR'S ITEMS

### D1 - DISTRICT 1 ITEMS

### D2 - DISTRICT 2 ITEMS

### D3 - DISTRICT 3 ITEMS

### D4 - DISTRICT 4 ITEMS

### D5 - DISTRICT 5 ITEMS

### PH - PUBLIC HEARINGS

10:30 AM - PH.4 Transferring CDBG Funds - Alternative Programs, Inc.

10:30 AM - PH.5 Extending the Miami Unleaded Program's Geographical Boundaries

10:30 AM - PH.6 Increase Income Limit - Homebuyers Purchasing Affordable Housing

10:30 AM - PH.7 Transferring CDBG Funds - Single Family Rehab Program

10:30 AM - PH.8 Condition/Restriction No.8 - Corrective Quit Claim Deed -Palmetto Homes

10:30 AM - PH.9 Transfer of Funds - Martin Luther King

**EM - EMERGENCY ORDINANCES**

**SR - SECOND READING ORDINANCES**

**FR - FIRST READING ORDINANCES**

**RE - RESOLUTIONS**

**BC - BOARDS AND COMMITTEES**

**DI - DISCUSSION ITEMS**

**PART B**

**PZ - PLANNING AND ZONING ITEMS**

The Planning and Zoning item(s) shall not be considered before 10:00 am.

**Minutes are transcribed verbatim. Periodically, agenda items are revisited during a meeting. "[Later...]" refers to discussions that were interrupted and later continued.**

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

**Present:** Commissioner Sarnoff, Vice-Chairman Sanchez, Commissioner Regalado and Commissioner Spence-Jones

**Absent:** Chairman González

On the 10th day of May 2007, 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 by Vice Chairman Joe Sanchez at 9:25 a.m., recessed at 12:41 p.m., reconvened at 2:48 p.m., and adjourned at 5:45 p.m.

**Note for the Record:** Commissioner Sarnoff entered the Commission chambers at 9:26 a.m.

**ALSO PRESENT:**

Jorge L. Fernández, City Attorney  
Pedro G. Hernandez, City Manager  
Priscilla A. Thompson, City Clerk  
Pamela Burns, Assistant City Clerk

**PRESENTATIONS AND PROCLAMATIONS**

PR.1 07-00611

**CEREMONIAL ITEM****Honoree**

Emanuel Washington, Sr.

**Presenter**

Spence-Jones

**Protocol Item**

Salute

***Other Acknowledgments*****Mayor Diaz**

Ecomedia presents check donation to the City of Miami

07-00611 Cover Memo.pdf

**Note for the Record:** The presentation saluting Emanuel Washington, Sr. has been continued to the Commission meeting currently scheduled for June 14, 2007.

1. Mayor Diaz recognized Paul Polizzotto, CEO and founder of EcoZone, who donated a check to the City of Miami in the amount of \$225,000; further announcing that EcoZone will be funding several projects in the City of Miami, such as a 15 kilowatt solar system at City Hall that will keep 16 tons of Co2 from entering the atmosphere, a greening project for the restoration of the canopy and tree planting in Miami, the bay wash, and storm water filters.

2. Vice Chairman Sanchez presented a pair of City of Miami cuff links to Dr. Joseph W. Underwood, a distinguished teacher at Miami High School, in recognition of his induction into the National Teachers Hall of Fame.

**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.)

**NO MAYORAL VETOES**

**APPROVING THE MINUTES OF THE FOLLOWING MEETINGS:**

Regular Commission Meeting of April 12, 2007

**MOVED:** Marc David Sarnoff

**SECONDED:** Michelle Spence-Jones

**Motion to APPROVED PASSED by the following vote.**

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

Special Planning and Zoning Meeting of March 27, 2007

**MOVED:** Marc David Sarnoff

**SECONDED:** Tomas Regalado

**Motion to APPROVED PASSED by the following vote.**

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

## Order of the Day

**CONSENT AGENDA****CA.1 07-00544****RESOLUTION***Office of Grants  
Administration*

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "AMERICORPS COMMUNITY EMERGENCY SUPPORT (ACES)" AND APPROPRIATING FUNDS, CONSISTING OF A GRANT FROM VOLUNTEER FLORIDA, IN AN AMOUNT NOT TO EXCEED \$339,675, FOR A PERIOD OF THREE YEARS (\$113,225 PER YEAR), FOR THE DEPARTMENT OF NEIGHBORHOOD ENHANCEMENT TEAM ("NET"); AUTHORIZING THE CITY OF MIAMI'S REQUIRED MATCH OF \$280,331, (\$93,443.66 PER YEAR), FROM THE DEPARTMENT OF NET, IN THE FORM OF IN-KIND SERVICES; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS TO IMPLEMENT THE ACCEPTANCE OF SAID GRANT AWARD.

07-00544 Legislation SUB.pdf  
 07-00544 Summary Form.pdf  
 07-00544 Submittal Summary Form.pdf  
 07-00544 Submittal Correction Memo.pdf

R-07-0260

MOVED: Michelle Spence-Jones

SECONDED: Marc David Sarnoff

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

AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

ABSENT: Commissioner González

**CA.2 07-00545****RESOLUTION***Office of Grants  
Administration*

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT AN APPLICATION TO "PRESERVE AMERICA," REQUESTING THAT THE CITY OF MIAMI ("CITY") BE DESIGNATED AS A "PRESERVE AMERICA COMMUNITY" TO IMPROVE THE CITY'S ABILITY TO PROTECT AND PROMOTE ITS HISTORICAL RESOURCES.

07-00545 Legislation .pdf  
 07-00545 Summary Form.pdf

R-07-0251

This Matter was ADOPTED on the Consent Agenda.

**CA.3 07-00546****RESOLUTION***Department of  
Public Facilities*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT (THE "AMENDMENT"), IN SUBSTANTIALLY THE

ATTACHED FORM, TO MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF MIAMI ("CITY") AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"), FOR THE USE OF FDOT PROPERTY IN THE VICINITY OF SOUTHWEST 4th STREET, MIAMI, FLORIDA, UNDER AN ELEVATED SECTION OF I-95, TO DELETE FROM THE LEASED AREAS DESCRIBED THEREIN, THREE PARCELS CONSISTING OF 4,113 SQUARE FEET, WHICH HAVE BEEN DEEDED BY FDOT TO THE CITY AND TO UPDATE INSURANCE REQUIREMENTS, WITH ALL TERMS AND CONDITIONS AS MORE PARTICULARLY SET FORTH IN SAID AMENDMENT.

07-00546 Legislation .pdf  
07-00546 Exhibit .pdf  
07-00546 Exhibit 2 .pdf  
07-00546 Exhibit 3 .pdf  
07-00546 Exhibit 4 .pdf  
07-00546 Summary Form.pdf  
07-00546 Pre-Legislation.pdf  
07-00546 Pre-Legislation 2 .pdf  
07-00546 Quit Claim Deed .pdf  
07-00546 Map .pdf  
07-00546 Map 2 .pdf  
07-00546 Map 3 .pdf  
07-00546 Letter .pdf  
07-00546 Scope of Work .pdf  
07-00546 Map 4 .pdf  
07-00546 Map 5 .pdf  
07-00546 Map 6 .pdf  
07-00546 Map 7 .pdf  
07-00546 Memorandum of Agreement .pdf  
07-00546 Map 8 .pdf  
07-00546 Pre-Attachment.pdf

**R-07-0252**

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

**CA.4 07-00547**

*Department of  
Fire-Rescue*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION WITH ATTACHMENT(S), ACCEPTING A GRANT ENTITLED: "ASSISTANCE TO FIREFIGHTERS GRANT AWARD (FISCAL YEAR 2006)," AND APPROPRIATING FUNDS, FOR THE OPERATION OF SAME, CONSISTING OF A GRANT, IN THE AMOUNT OF \$770,702, FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY, OFFICE OF GRANTS AND TRAINING, WITH REQUIRED MATCHING FUNDS FROM THE CITY OF MIAMI, IN AN AMOUNT NOT TO EXCEED \$192,675, FOR A TOTAL GRANT AMOUNT OF \$963,377, TO PROTECT THE HEALTH AND SAFETY OF THE PUBLIC AND FIREFIGHTING PERSONNEL AGAINST FIRE AND FIRE-RELATED HAZARDS; ALLOCATING FUNDS, FROM PROJECT NO. 00001.181000.891000.0000.00000, FOR THE PERIOD BEGINNING FEBRUARY 9, 2007 THROUGH FEBRUARY 8, 2008; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS TO IMPLEMENT ACCEPTANCE OF AND

## COMPLIANCE WITH SAID GRANT.

07-00547 Legislation .pdf  
07-00547 Exhibit .pdf  
07-00547 Summary Form.pdf

R-07-0253

This Matter was ADOPTED on the Consent Agenda.

CA.5 07-00548

*Office of the City  
Attorney*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ISSUE A CHECK PAYABLE TO THE TRUST ACCOUNT OF ALLAN B. KAISER, P.L.L.C., IN THE AMOUNT OF \$16,647, IN FULL SETTLEMENT OF ANY AND ALL CLAIMS FOR ATTORNEYS' FEES AND COSTS FOR THE REPRESENTATION OF POLICE OFFICER TORRANCE GARY, IN THE CASE OF STATE V. TORRANCE GARY, CASE NO. F06006428, AND ALLOCATING FUNDS FROM THE CITY OF MIAMI SELF-INSURANCE AND INSURANCE TRUST FUND, INDEX CODE NO. 05002.301001.545000.0000.00000.

07-00548 Legislation .pdf  
07-00548 Cover Memo.pdf  
07-00548 Memo.pdf

R-07-0254

This Matter was ADOPTED on the Consent Agenda.

CA.6 07-00549

*Department of  
Capital  
Improvement  
Programs/Transportation*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AN INCREASE IN THE CONTRACT AWARDED TO MIGUEL LOPEZ JR., INC., TO PERFORM ADDITIONAL SERVICES REQUIRED FOR THE PROJECT ENTITLED "ORANGE BOWL PARKING LOT REPAIRS (ADA)," PROJECT B-30521 ("PROJECT"), FOR ASPHALT REPAIRS NECESSITATED BY DAMAGE TO THE LOT CAUSED BY AN EVENT HELD AT THE ORANGE BOWL, IN AN AMOUNT NOT TO EXCEED \$1,510, INCREASING THE TOTAL FEES FROM \$112,788.50, TO AN AMOUNT NOT TO EXCEED \$114,298.50; ALLOCATING FUNDS, FOR SAID INCREASE, FROM CAPITAL IMPROVEMENTS PROJECT B-30521, WITH REIMBURSEMENT ANTICIPATED FROM THE EVENT PROMOTER; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2, TO THE CONSTRUCTION CONTRACT, FOR SAID PURPOSE.

07-00549 Legislation .pdf  
 07-00549 Exhibit .pdf  
 07-00549 Summary Form.pdf  
 07-00549 Contract Change Order .pdf  
 07-00549 Proposal Contract.pdf  
 07-00549 Contract Change Order 2 .pdf  
 07-00549 Contract.pdf  
 07-00549 Bid Form.pdf  
 07-00549 Licenses Permits Fees.pdf  
 07-00549 Enterprise Participation.pdf  
 07-00549 General Contractor License.pdf  
 07-00549 Certificate of Liability Insurance.pdf  
 07-00549 Corporation Certificate.pdf  
 07-00549 Occupational License Tax.pdf  
 07-00549 Text File Report.pdf

**R-07-0255**

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

**CA.7 07-00550**

*Office of the City  
Attorney*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DIRECTOR OF FINANCE TO PAY TO AND ON BEHALF OF GEORGE ALVARANGA, SUBJECT TO THE CONDITIONS IMPOSED BY CHAPTER 440, FLORIDA STATUTES, THE TOTAL SUM OF \$175,100, IN FULL SETTLEMENT OF ALL CLAIMS AND DAMAGES OF ACCIDENT ALLEGED AGAINST THE CITY OF MIAMI, ITS OFFICERS, AGENTS AND EMPLOYEES, WITHOUT ADMISSION OF LIABILITY, UPON EXECUTING A SETTLEMENT AGREEMENT AND GENERAL RELEASE OF THE CITY OF MIAMI, ITS PRESENT AND FORMER OFFICERS, AGENTS, AND EMPLOYEES, FROM ANY AND ALL CLAIMS AND DEMANDS; ALLOCATING FUNDS FROM THE SELF-INSURANCE AND INSURANCE TRUST FUND, INDEX CODE NO. 05002.301001.524000.0000.00000.

07-00550 Legislation.pdf  
 07-00550 Cover Memo.pdf  
 07-00550 Memo.pdf

**R-07-0256**

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

**CA.8 07-00551**

*Office of the City  
Attorney*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DIRECTOR OF FINANCE TO PAY JEAN JUSME, SUBJECT TO THE CONDITIONS IMPOSED BY CHAPTER 440, FLORIDA STATUTES, THE TOTAL SUM OF \$32,500 IN FULL SETTLEMENT OF ALL CLAIMS AND DAMAGES OF ACCIDENT ALLEGED AGAINST THE CITY OF MIAMI, ITS OFFICER, AGENTS AND EMPLOYEES, WITHOUT ADMISSION OF LIABILITY, UPON EXECUTING A SETTLEMENT AGREEMENT, RESIGNATION AND GENERAL RELEASE OF THE CITY OF MIAMI, ITS PRESENT AND FORMER OFFICERS, AGENTS, AND EMPLOYEES FROM ANY AND ALL CLAIMS AND DEMANDS; ALLOCATING FUNDS



FROM THE SELF-INSURANCE AND INSURANCE TRUST FUND, INDEX CODE NO. 05002.301001.524000.0000.00000.

07-00551 Legislation .pdf  
07-00551 Cover Memo.pdf  
07-00551 Memo.pdf

R-07-0257

This Matter was ADOPTED on the Consent Agenda.

CA.9 07-00552

*Office of the City  
Attorney*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE EXPENDITURE OF ATTORNEY'S FEES, IN AN AMOUNT OF \$50,000, PLUS COSTS TO BE APPROVED BY THE CITY ATTORNEY, FOR THE CONTINUED ENGAGEMENT OF THE LAW FIRM OF BERGER SINGERMANN, P.A., FOR REPRESENTATION OF THE CITY OF MIAMI IN ALL MATTERS, INCLUDING BUT NOT LIMITED TO LITIGATION AND BANKRUPTCY, RELATED TO THE WYNWOOD COMMUNITY ECONOMIC DEVELOPMENT CORPORATION, INC., CASE NO. 05-15867-AJC; ALLOCATING FUNDS FROM THE SELF-INSURANCE AND INSURANCE TRUST FUND, INDEX CODE NO. 05002.301001.545000.0000.00000.

07-00552 Legislation .pdf  
07-00552 Cover Memo.pdf  
07-00552 Memo.pdf

R-07-0258

This Matter was ADOPTED on the Consent Agenda.

CA.10 07-00570

*Department of  
Capital  
Improvement  
Programs/Transportation*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER TO APPROVE THE FINDINGS OF THE EVALUATION COMMITTEE PURSUANT TO REQUEST FOR QUALIFICATIONS NO. 05-06-119, THAT THE FIRMS MOST QUALIFIED TO PROVIDE ARCHITECTURAL/ENGINEERING SERVICES FOR THE "WATERFRONT DISTRICT PROJECTS," IN RANK ORDER ARE: (1) COOPER, ROBERTSON & PARTNERS AND (2) KIMLEY-HORN AND ASSOCIATES, INC.; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH COOPER, ROBERTSON & PARTNERS, INC., THE TOP-RANKED FIRM; FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH THE SECOND-RANKED FIRM IN THE EVENT NEGOTIATIONS FAIL WITH THE TOP-RANKED FIRM; DIRECTING THE CITY MANAGER TO PRESENT THE NEGOTIATED AGREEMENT TO THE CITY COMMISSION FOR CONSIDERATION AND APPROVAL AT A LATER DATE.

07-00570 Legislation .pdf  
 07-00570 Summary Form.pdf  
 07-00570 Memo .pdf  
 07-00570 Memo 2 .pdf  
 07-00570 Committee Findings.pdf  
 07-00570 Committee Final Ranking Form.pdf  
 07-00570 Committee Ranking Form.pdf

**CONTINUED**

Item CA.10 was continued to the Commission meeting currently scheduled for June 14, 2007.

**CA.11 07-00405****RESOLUTION**

*Department of  
Public Facilities*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI ("LESSEE") AND GROVITES UNITED TO SURVIVE, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION ("LESSOR"), FOR THE USE OF APPROXIMATELY 3,197 SQUARE FEET OF SPACE OF THE PROPERTY LOCATED AT 3686 GRAND AVENUE, MIAMI, FLORIDA, AS A RECREATIONAL FACILITY, TO PROVIDE FOR THE FOLLOWING: 1) A ONE-YEAR TERM COMMENCING RETROACTIVE TO OCTOBER 1, 2006, WITH AN OPTION TO EXTEND FOR TWO (2) ADDITIONAL ONE-YEAR TERMS SUBJECT TO THE MUTUAL CONSENT OF THE PARTIES; 2) LESSEE SHALL PAY RENT FOR THE FIRST YEAR, AT A RATE OF \$6.20, PER SQUARE FOOT, OR \$1,650, PER MONTH, WITH RENT FOR SUBSEQUENT TERM YEAR TO BE ADJUSTED BASED ON INCREASES IN THE CONSUMER PRICE INDEX, BUT SHALL NOT EXCEED FIVE PERCENT (5%); 3) LESSOR TO PROVIDE SIX (6) RESERVED PARKING SPACES FOR LESSEE; ALLOCATING FUNDS FROM THE LAW ENFORCEMENT TRUST FUND, ACCOUNT CODE NO. 12500.191602.544000.0000.00000, WITH ADDITIONAL TERMS AND CONDITIONS AS MORE PARTICULARLY SET FORTH IN SAID AGREEMENT.

07-00405 Legislation .pdf  
 07-00405 Exhibit .pdf  
 07-00405 Summary Form.pdf  
 07-00405 Rent Comparables.pdf  
 07-00405 Sumamry Fact Sheet.pdf

**DEFERRED**

A motion was made by Commissioner Sarnoff, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, to defer Item CA.11 to the Commission meeting currently scheduled for May 24, 2007.

**CA.12 07-00594****RESOLUTION**

*District 2-  
Commissioner  
Marc David  
Sarnoff*

A RESOLUTION OF THE MIAMI CITY COMMISSION WAIVING THE FEES FOR THE USE OF VIRRICK PARK GYM, FOR THE SECOND ANNUAL HOATA LAND TRUST WALL/WALK OF FAME BREAKFAST 2007 EVENT BEING HELD ON MAY 19, 2007.

07-00594 Legislation .pdf

R-07-0259

This Matter was ADOPTED on the Consent Agenda.

**Adopted the Consent Agenda**

**MOVED:** Tomas Regalado

**SECONDED:** Michelle Spence-Jones

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**END OF CONSENT AGENDA**

**SPECIALLY SCHEDULED ITEM****SS.1 07-00265A DISCUSSION ITEM**

PRESENTATION BY THE CHAIRPERSON OF THE FOLLOWING  
BOARDS/COMMITTEES CONCERNING THEIR ANNUAL REPORTS:

- CIVIL SERVICE BOARD
- PARKS ADVISORY BOARD
- MAYORS INTERNATIONAL COUNCIL
- LITTLE HAVANA HOMEOWNERSHIP ADVISORY BOARD

07-00265A Cover Memo.pdf

**MOTION**

**A motion was made by Commissioner Sarnoff, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, to sunset the existing Parks Advisory Board and to draft legislation to create a new Parks Advisory Board for Commission consideration within 60 days.**

**Direction by Commissioner Spence-Jones to the Civil Service Board Executive Secretary to provide an official report of Civil Service Board actions for the past 4 years regarding cases where employees were cleared of charges by the Board but were overruled by the City Manager.**

**MAYOR AND COMMISSIONER'S ITEMS**

**CITYWIDE**

**HONORABLE MAYOR MANUEL A. DIAZ**

**DISTRICT 1**

**CHAIRMAN ANGEL GONZÁLEZ**

**DISTRICT 2**

**COMMISSIONER MARC DAVID SARNOFF**

**D2.1 07-00577**

**DISCUSSION ITEM**

DISCUSSION CONCERNING LOCATIONS, SIZES, TYPES AND PUBLIC USAGE OF ANY EXISTING OR PROPOSED PUBLIC PARKS ON BRICKELL KEY, INCLUDING TIMETABLE FOR DEVELOPMENT OF PROPOSED PARKS, IF ANY.

07-00577 Cover Email.pdf

**DISCUSSED**

**D2.2 07-00582**

**DISCUSSION ITEM**

DISCUSSION CONCERNING LEGISLATION PROHIBITING USE OF PLASTIC BAGS AND STYROFOAM TO PROTECT WILDLIFE, IMPROVE THE ENVIRONMENT, ENCOURAGE RECYCLING AND MINIMIZE LITTER.

07-00582 Cover Email.pdf

**MOTION**

A motion was made by Commissioner Sarnoff, seconded by Commissioner Regalado, and was passed unanimously, with Chairman González absent, directing the City Attorney to review the ordinance enacted in San Francisco, California, prohibiting the use of plastic bags and styrofoam and to bring this item back to the City Commission for discussion.

**D2.3 06-02298**

**DISCUSSION ITEM**

N. JASMINE YACINTHE, PH.D DIRECTOR OF TRANSPORTATION AND PLANNING SERVICES GANNET FLEMING INC. TO ADDRESS THE COMMISSION CONCERNING AN UPDATE ON THE SOUTH FLORIDA EAST COAST CORRIDOR STUDY FOR THE FLORIDA DEPARTMENT OF TRANSPORTATION.

06-02298 Cover E-mail.pdf  
06-02298 Submittal Presentation.pdf

**DISCUSSED**

Note for the Record: Item D2.3 was presented as a personal appearance item.

**D2.4 07-00586**

**DISCUSSION ITEM**

DISCUSSION CONCERNING CODE ENFORCEMENT.

07-00586 Cover Email.pdf

07-00586 Submittal Sarnoff Letter and Photos.pdf

**DISCUSSED**

**D2.5 07-00587**

**DISCUSSION ITEM**

DISCUSSION CONCERNING CITY OF MIAMI RECYCLING PROGRAM TO INCLUDE ALL OWNERS AND TENANTS OF PROPERTIES LOCATED WITHIN THE CITY OF MIAMI (WHETHER RESIDENTIAL, GOVERNMENTAL, INDUSTRIAL OR COMMERCIAL).

07-00587 Cover Email.pdf

**DEFERRED**

Item D2.5 was deferred to the Commission meeting currently scheduled for May 24, 2007.

**DISTRICT 3****VICE CHAIRMAN JOE SANCHEZ****DISTRICT 4****COMMISSIONER TOMAS REGALADO****D4.1 07-00591****DISCUSSION ITEM**

DISCUSSION CONCERNING A REVIEW OF THE SUCCESSES AND FAILURES AS IT PERTAINS TO THE CITY OF MIAMI'S LEGISLATIVE AGENDA DURING THE 2007 REGULAR SESSION OF THE FLORIDA STATE LEGISLATURE.

07-00591 Cover Email.pdf

**DISCUSSED****D4.2 07-00592****DISCUSSION ITEM**

DISCUSSION CONCERNING THE OVERSIGHT OF CITY CONTRACTORS WHO DO NOT COMPLETE WORK ORDERS IN A TIMELY FASHION.

07-00592 Cover Email.pdf

**DISCUSSED****D4.3 07-00595****DISCUSSION ITEM**

DISCUSSION CONCERNING A REVIEW OF THE CURRENT LEGISLATION DESIGNED TO ADDRESS THE RETRIEVAL OF SHOPPING CARTS WITHIN THE CITY OF MIAMI.

07-00595 Cover Email.pdf

**MOTION**

A motion was made by Commissioner Spence-Jones, seconded by Commissioner Regalado, and was passed unanimously, with Chairman González absent, directing the City Attorney and City Manager to create a proposed ordinance regarding the retrieval of shopping carts within the City of Miami, and to bring this item back to the City Commission for its consideration within 30 days.

**D4.4 07-00596****DISCUSSION ITEM**

DISCUSSION CONCERNING THE LACK OF COMPLIANCE AS IT PERTAINS TO THE CITY OF MIAMI'S REQUIREMENTS AND THE CATALONIA CONDOMINIUM ON SOUTHWEST 27TH AVENUE.

07-00596 Cover Email.pdf

DISCUSSED

D4.5 07-00623

**DISCUSSION ITEM**

DISCUSSION CONCERNING AFFORDABLE HOUSING UNITS IN A DOWNTOWN BUILDING AND A POSSIBLE REQUEST TO RETURN THE CITY OF MIAMI'S MONEY.

07-00623 Cover Email.pdf

DISCUSSED



**DISTRICT 5****COMMISSIONER MICHELLE SPENCE-JONES****D5.1 07-00583****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION EXPRESSING SUPPORT OF THE HAITIAN IMMIGRANTS, BASED ON THE "WET-FOOT/DRY-FOOT" POLICY AND URGING PRESIDENT GEORGE W. BUSH AND THE MEMBERS OF THE UNITED STATES CONGRESS TO RESCIND THE DISCRIMINATORY IMMIGRATION POLICIES AGAINST HAITIAN IMMIGRANTS; REQUESTING TEMPORARY PROTECTION STATUS BE GRANTED FOR HAITIAN IMMIGRANTS; CALLING FOR THE EQUAL TREATMENT OF ALL IMMIGRANTS; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN.

07-00583 Legislation .pdf

**R-07-0267****MOVED: Michelle Spence-Jones****SECONDED: Marc David Sarnoff****Motion that this matter be ADOPTED WITH MODIFICATIONS PASSED by the following vote.****AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones****ABSENT: Commissioner González****D5.2 07-00584****DISCUSSION ITEM**

DISCUSSION CORRECTING THE FAILURE TO ADD A PENSION PROVISION TO THE COMPENSATION PACKAGE OF ELAINE BLACK AS THE PRESIDENT/CHIEF EXECUTIVE OFFICER OF THE LIBERTY CITY COMMUNITY REVITALIZATION DISTRICT, THE RESULT OF WHICH MAY BE A RESOLUTION.

07-00584 Cover Email.pdf

**CONTINUED****Item D5.2 was continued to the Commission meeting currently scheduled for June 14, 2007.**

**PUBLIC HEARINGS****PH.1 07-00340****ORDINANCE****Public Hearing***Department of  
Public Works*

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 29/ARTICLE III/SECTION 29-89, ENTITLED "LANDFILLS AND WATERFRONT IMPROVEMENTS/BULKHEADS, SEAWALLS, PIERS, DOCKS, GROINS, MARINE RAILWAYS AND OTHER SIMILAR STRUCTURES/DESIGN," TO REQUIRE SEAWALLS TOP ELEVATION TO BE ABOVE THE OFFICIAL MIAMI-DADE COUNTY FLOOD CRITERIA MAP 120-13-2; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

07-00340 Legislation .pdf  
 07-00340 Summary Form.pdf  
 07-00340 Memo.pdf  
 07-00340 Notice of Public Hearing.pdf  
 07-00340 Memo 2 .pdf  
 07-00340 Pre-Notice.pdf  
 07-00340 Submittal Memo.pdf

**MOVED: Marc David Sarnoff****SECONDED: Tomas Regalado**

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

**AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones****ABSENT: Commissioner González****PH.2 07-00553****RESOLUTION***Department of  
Public Works*

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

07-00553 Legislation.pdf  
 07-00553 Exhibit .pdf  
 07-00553 Exhibit 2 .pdf  
 07-00553 Exhibit 3 .pdf  
 07-00553 Exhibit 4 .pdf  
 07-00553 Exhibit 5 .pdf  
 07-00553 Summary Form.pdf  
 07-00553 Legal Description.pdf  
 07-00553 Memo .pdf  
 07-00553 Notice of Public Hearing.pdf  
 07-00553 Memo 2 .pdf  
 07-00553 Pre-Notice.pdf

**R-07-0268**

**MOVED: Tomas Regalado**

**SECONDED: Michelle Spence-Jones**

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

**AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones**

**ABSENT: Commissioner González**

**PH.3 07-00554**

**RESOLUTION**

*Department of  
Public Works*

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

07-00554 Legislation .pdf  
 07-00554 Exhibit .pdf  
 07-00554 Exhibit 2 .pdf  
 07-00554 Exhibit 3 .pdf  
 07-00554 Summary Form.pdf  
 07-00554 Memo.pdf  
 07-00554 Notice of Public Hearing.pdf  
 07-00554 Memo 2 .pdf  
 07-00554 Pre-Notice.pdf

**CONTINUED**

**A motion was made by Commissioner Sarnoff, seconded by Commissioner Spence-Jones, and passed unanimously, with Chairman González absent, to continue item PH.3 to the Commission meeting currently scheduled for June 14, 2007.**

**10:30 AM**

A sign language interpreter translated discussion of items PH.4 - PH.9

**PH.4 07-00555****RESOLUTION**

*Department of  
Community  
Development*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") FUNDS, IN AN AMOUNT NOT TO EXCEED \$25,000, PREVIOUSLY ALLOCATED TO THE MIAMI PARKING AUTHORITY (ALTERNATIVE PROGRAMS, INC.); AUTHORIZING THE ALLOCATION OF SAID FUNDS, TO THE ALTERNATIVE PROGRAMS, INC., FOR INCREASES IN THE PROJECT COSTS, FOR THE REPLACEMENTS OF WINDOWS AND THE ROOF OF THE ALTERNATIVE PROGRAMS FACILITY LOCATED AT 151 NORTHWEST 60TH STREET, MIAMI, FLORIDA, DUE TO THE CITY OF MIAMI'S INSURANCE REQUIREMENT, INCLUDING PERFORMANCE BONDS, LIABILITY AND SECURITY SERVICES ; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2, IN SUBSTANTIALLY THE ATTACHED FORM, TO THE EXISTING AGREEMENT, WITH SAID AGENCY FOR SAID PURPOSE.

07-00555 Legislation .pdf  
07-00555 Exhibit .pdf  
07-00555 Exhibit 2 .pdf  
07-00555 Exhibit 3 .pdf  
07-00555 Exhibit 4 .pdf  
07-00555 Summary Form.pdf  
07-00555 Ad.pdf  
07-00555 Text File Report.pdf  
07-00555 Fund Transfer .pdf  
07-00555 Argeement.pdf  
07-00555 Text File Report 2 .pdf  
07-00555 Pre-Attachment.pdf  
07-00555 Amendment.pdf  
07-00555 Text File Report 3 .pdf  
07-00555 Pre-Attachment 2 .pdf  
07-00555 Argeement 2 .pdf  
07-00555 Text File Report 4 .pdf  
07-00555 Pre-Attachment 3 .pdf  
07-00555 Amendment 2 .pdf  
07-00555 Pre-Attachment 4 .pdf

**R-07-0261**

**MOVED: Michelle Spence-Jones**

**SECONDED: Marc David Sarnoff**

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

**AYES: Commissioner Sarnoff, Sanchez and Spence-Jones**

**ABSENT: Commissioner González and Regalado**

**PH.5 07-00556****RESOLUTION**

*Department of  
Community  
Development*

A RESOLUTION OF THE MIAMI CITY COMMISSION EXTENDING THE MIAMI UNLEADED PROGRAM'S GEOGRAPHICAL BOUNDARIES TO ENCOMPASS MIAMI-DADE COUNTY; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, FOR SAID PURPOSE.

07-00556 Legislation .pdf  
07-00556 Summary Form.pdf  
07-00556 Text File Report .pdf

**R-07-0262**

**MOVED:** Marc David Sarnoff

**SECONDED:** Michelle Spence-Jones

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

Direction by Commissioner Spence-Jones to the Administration to provide a report of all unleaded properties of the people who have applied to participate in the Miami Unleaded Program in District 5.

**PH.6 07-00557**

**RESOLUTION**

*Department of  
Community  
Development*

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CITY MANAGER TO INCREASE THE INCOME LIMITS OF HOMEBUYERS PURCHASING PROPERTY FROM DEVELOPERS BUILDING AFFORDABLE HOUSING PROVIDED BY THE CITY OF MIAMI, FROM 80% TO 120% OF THE AREA MEDIAN INCOME, SUBJECT TO APPLICABLE REQUIREMENTS OF THE FUNDING SOURCE; FURTHER COMMITTING TO PROVIDE SECOND MORTGAGE FINANCING TO SUCH BUYERS FOR THE PURCHASE OF THE PROPERTIES.

07-00557 Legislation .pdf  
07-00557 Summary Form.pdf

**R-07-0263**

**MOVED:** Tomas Regalado

**SECONDED:** Marc David Sarnoff

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**PH.7 07-00558**

**RESOLUTION**

*Department of  
Community  
Development*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") FUNDS, IN AN AMOUNT NOT TO EXCEED \$144,124.04, PREVIOUSLY ALLOCATED TO THE

ASSOCIATION FOR THE DEVELOPMENT OF THE EXCEPTIONAL, INC.; AUTHORIZING THE ALLOCATION OF SAID FUNDS, TO THE CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT CDBG SINGLE FAMILY REHAB PROGRAM, FOR THE PROVISION OF THE SINGLE FAMILY REHAB PROGRAM.

07-00558 Legislation .pdf  
 07-00558 Exhibit .pdf  
 07-00558 Summary Form.pdf  
 07-00558 Ad.pdf  
 07-00558 Pre-Legislation .pdf  
 07-00558 Pre-Legislation 2 .pdf  
 07-00558 Services and Social Programs .pdf  
 07-00558 List.pdf  
 07-00558 Text File Report.pdf  
 07-00558 Pre-Attachment .pdf  
 07-00558 Amendment .pdf  
 07-00558 Pre-Attachment 2 .pdf  
 07-00558 Pre-Attachment 3 .pdf  
 07-00558 Amendment 2 .pdf  
 07-00558 Amendment 3 .pdf  
 07-00558 Pre-Attachment 4 .pdf  
 07-00558 Pre-Attachment 5 .pdf  
 07-00558 Agreement .pdf  
 07-00558 Agreement 2 .pdf  
 07-00558 Pre-Attachment 6 .pdf  
 07-00558 Pre-Attachment 7 .pdf

**R-07-0265**

**MOVED: Joe Sanchez**

**SECONDED: Michelle Spence-Jones**

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

**AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones**

**ABSENT: Commissioner González**

**PH.8 07-00559**

**RESOLUTION**

*Department of  
Community  
Development*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), GRANTING TO PALMETTO HOMES OF MIAMI, INC. ("PALMETTO HOMES"), AN EXTENSION OF TIME UNTIL DECEMBER 31, 2007, IN WHICH TO: (1) COMPLETE CONSTRUCTION OF, AND SELL, THE HOME LOCATED AT 5812 NORTHWEST 15 AVENUE, MIAMI, FLORIDA , AND (2) COMMENCE CONSTRUCTION ON THE PROPERTIES LOCATED AT 1468 NORTHWEST 61 STREET AND 1466 NORTHWEST 61 STREET, MIAMI, FLORIDA; STATING THE INTENTION OF THE CITY COMMISSION RELATED TO THE CONVEYANCE OF TITLE TO THE PROPERTIES LISTED ON EXHIBIT "A," ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE MODIFICATIONS TO THE DEEDS THAT CONVEYED THE PROPERTIES FROM THE CITY OF MIAMI TO PALMETTO HOMES, AND ALL NECESSARY OTHER DOCUMENTS,

FOR SAID PURPOSE.

07-00559 Legislation .pdf  
 07-00559 Exhibit .pdf  
 07-00559 Summary Form.pdf  
 07-00559 Website.pdf  
 07-00559 Quit Claim Deed .pdf  
 07-00559 Website 2 .pdf  
 07-00559 Corrective Quit Claim Deed .pdf  
 07-00559 Website 3 .pdf  
 07-00559 Corrective Quit Claim Deed 2 .pdf

**R-07-0266**

**DEFERRED**

**A motion was made by Commissioner Sarnoff, seconded by Commissioner Spence-Jones, and passed unanimously, with Chairman González absent, to defer item PH.8 to the Commission meeting currently scheduled for May 24, 2007.**

---

**MOVED:** Michelle Spence-Jones

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

---

**MOVED:** Michelle Spence-Jones

**SECONDED:** Marc David Sarnoff

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**PH.9 07-00560**

**RESOLUTION**

*Department of  
Community  
Development*

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 \$250,000, PREVIOUSLY ALLOCATED TO THE CITY OF MIAMI DEPARTMENT OF ECONOMIC DEVELOPMENT; ALLOCATING SAID FUNDS, TO THE CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT DISTRICT 5 BUSINESS CORRIDOR COMMERCIAL EXPANSION AND REHABILITATION PROJECT AS DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED, TO BE USED FOR THE REHABILITATION OF THE EXTERIOR OF COMMERCIAL BUILDINGS THAT WILL RESULT IN THE CREATION OF JOBS FOR LOW TO MODERATE INCOME INDIVIDUALS; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS, FOR SAID PURPOSE.

07-00560 Legislation .pdf  
07-00560 Exhibit .pdf  
07-00560 Summary Form.pdf  
07-00560 AD .pdf  
07-00560 Text File Report.pdf  
07-00560 Pre-Attachment .pdf  
07-00560 Treatment Program .pdf  
07-00560 Agreement .pdf  
07-00560 Agreement 2 .pdf  
07-00560 Text File Report 2 .pdf  
07-00560 Text File Report 3 .pdf  
07-00560 Pre-Attachment 2 .pdf  
07-00560 Amendment .pdf

**R-07-0264**

**MOVED:** Michelle Spence-Jones

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González



**ORDINANCES - SECOND READING****SR.1 06-02031****ORDINANCE****Second Reading**

*Department of  
Economic  
Development*

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 56, ARTICLE V, OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "AD VALOREM TAX EXEMPTION FOR ENTERPRISE ZONE BUSINESSES," TO (I) AMEND THE DEFINITIONS OF NEW AND EXPANDING BUSINESSES, (II) AMEND SCOPE AND TERMS OF EXEMPTIONS, AND ELIGIBILITY REQUIREMENTS, AND (III) PROVIDE FOR ABATEMENT OF PERSONAL PROPERTY TAX ON BUSINESSES LOCATED IN THE COMMUNITY REDEVELOPMENT AREAS LOCATED WITHIN THE ENTERPRISE ZONE, CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING THAT THE AMENDED ORDINANCE SHALL APPLY AS OF THE ORIGINAL EFFECTIVE DATE OF THIS ARTICLE V, CHAPTER 56 OF THE CITY OF MIAMI CODE.

06-02031 Legislation FR/SR.pdf  
06-02031 Summary Form FR/SR.pdf  
06-02031 Background FR/SR.pdf  
06-02031 Enterprise Zone Boundaries FR/SR.pdf

12913

**MOVED:** Tomas Regalado**SECONDED:** Michelle Spence-Jones**Motion that this matter be ADOPTED PASSED by the following vote.****AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones**ABSENT:** Commissioner González**SR.2 07-00440****ORDINANCE****Second Reading**

*District 2-  
Commissioner  
Marc David  
Sarnoff*

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2, ARTICLE I, OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ADMINISTRATION/IN GENERAL," BY ADDING A NEW SECTION REQUIRING EACH PERSON OR ENTITY REQUESTING APPROVAL, RELIEF OR OTHER ACTION FROM THE CITY COMMISSION OR ANY OF ITS BOARDS, AUTHORITIES, AGENCIES, COUNCILS OR COMMITTEES, TO DISCLOSE AT THE COMMENCEMENT (OR CONTINUANCE) OF THE PUBLIC HEARING(S), THE DETAILS OF ANY CONSIDERATION PROVIDED OR COMMITTED, DIRECTLY OR ON ITS BEHALF, FOR AN AGREEMENT TO SUPPORT OR WITHHOLD OBJECTION TO THE REQUESTED APPROVAL, RELIEF OR ACTION; PROVIDING FOR DEFINITIONS AND PENALTIES FOR NON DISCLOSURE; CONTAINING A SEVERABILITY CLAUSE; A REPEALER PROVISION AND PROVIDING FOR AN EFFECTIVE DATE.

07-00440 Legislation FR/SR.pdf

12918

**MOVED:** Marc David Sarnoff

**SECONDED:** Michelle Spence-Jones

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**ORDINANCES - FIRST READING****FR.1 07-00562****ORDINANCE****First Reading***Department of  
Planning*

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 23 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "HISTORIC PRESERVATION," MORE PARTICULARLY BY ADDING A NEW ARTICLE ENTITLED "AD VALOREM TAX EXEMPTION," WHICH ESTABLISHES A CITY OF MIAMI ("CITY") AD VALOREM TAX EXEMPTION PROCESS FOR IMPROVEMENTS TO ARCHITECTURALLY AND HISTORICALLY SIGNIFICANT STRUCTURES IN THE CITY; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

07-00562 Legislation .pdf  
 07-00562 Summary Form.pdf  
 07-00562 Fact Sheet.pdf

**MOVED: Marc David Sarnoff****SECONDED: Michelle Spence-Jones****Motion that this matter be PASSED ON FIRST READING PASSED by the following vote.****AYES: Commissioner Sarnoff, Sanchez and Spence-Jones****ABSENT: Commissioner González and Regalado****FR.2 07-00461a****ORDINANCE****Emergency Ordinance***District 2-  
Commissioner  
Marc David  
Sarnoff*

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING CHAPTER 54 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "STREETS AND SIDEWALKS," BY AMENDING SECTION 54-3, TO CLARIFY THE APPLICANT'S ASSUMPTION OF LIABILITY; TO PROVIDE FOR RESTRICTIONS CONCERNING TEMPORARY OBSTRUCTIONS; TO PROVIDE AN APPLICATION AND PERMIT FEE SCHEDULE; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

07-00593 Legislation.pdf  
 07-00461a Submittal.pdf

**12919****MOVED: Marc David Sarnoff****SECONDED: Tomas Regalado****Motion that this matter be ADOPTED as an emergency measure, with modifications, waiving the requirement for two separate readings PASSED by the following vote.****AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones****ABSENT: Commissioner González**

**RESOLUTIONS****RE.1 07-00426****RESOLUTION**

*Department of  
Capital  
Improvement  
Programs/Transportation*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING A GRANT TO THE MIAMI ART MUSEUM OF DADE COUNTY ASSOCIATION, INC., TO SUPPORT THE DEVELOPMENT OF A NEW FINE ARTS MUSEUM FACILITY IN THE CITY OF MIAMI OWNED BICENTENNIAL PARK, IN THE AMOUNT OF \$2,000,000, APPROVED BY A REFERENDUM OF THE VOTERS IN NOVEMBER, 2001, AS A SPECIFIED PROJECT IN THE HOMELAND DEFENSE NEIGHBORHOOD IMPROVEMENT BOND PROGRAM; ALLOCATING SAID FUNDS, FROM CAPITAL IMPROVEMENT PROJECT NO. B-78503 ENTITLED "MIAMI ART MUSEUM-BICENTENNIAL PARK;" AUTHORIZING THE CITY MANAGER TO EXECUTE A PROJECT CO-OPERATION AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOLLOWING THE ISSUANCE OF SERIES II BOND PROCEEDS.

07-00426 Legislation .pdf  
 07-00426 Exhibit .pdf  
 07-00426 Exhibit 2 .pdf  
 07-00426 Exhibit 3 .pdf  
 07-00426 Summary Form.pdf  
 07-00426 Pre-Legislation .pdf  
 07-00426 Pre-Legislation 2 .pdf  
 07-00426 Project Cooperative Agreement.pdf  
 07-00426 Pre-Attachment .pdf  
 07-00426 Pre-Attachment 2 .pdf  
 07-00426 Pre-Legislation 3 .pdf  
 07-00426 Master Report .pdf  
 07-00426 Letter .pdf  
 07-00426 Museum Park .pdf

**CONTINUED**

Item RE.1 was continued to the Commission meeting currently scheduled for June 14, 2007.

**RE.2 07-00431****RESOLUTION**

*Department of  
Public Facilities*

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CITY MANAGER TO EXPLORE THE VARIOUS SCENARIOS REGARDING THE DISPOSITION AND/OR REDEVELOPMENT OF THE JAMES L. KNIGHT CENTER COMPLEX PROPOSED BY THE STAUBACH COMPANY, NORTHEAST, INC. ("STAUBACH"); FURTHER DIRECTING THE CITY MANAGER TO PRESENT AT A FUTURE CITY COMMISSION MEETING DATE, AN INVITATION TO BID FOR THE SALE OF THE NORTH SIDE ASSETS AND TO BRING BACK RECOMMENDATIONS CONCERNING THE REDEVELOPMENT OF THE SOUTH SIDE ASSETS, OF SAID PROPERTY, INCLUDING AN AMENDMENT, IF REQUIRED, TO THE AGREEMENT WITH STAUBACH TO IMPLEMENT SUCH RECOMMENDATIONS.

07-00431 Legislation .pdf  
07-00431 Summary Form.pdf

**R-07-0275**

**MOVED:** Marc David Sarnoff

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez and Regalado

**NOES:** Commissioner Spence-Jones

**ABSENT:** Commissioner González

**RE.3 07-00564**

*Office of the City  
Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 6, 2007, FOR THE PURPOSE OF ELECTING THREE DISTRICT COMMISSIONERS, AND FOR HOLDING A RUNOFF ELECTION, IF REQUIRED, ON NOVEMBER 20, 2007; PROVIDING FOR THE REGISTRATION OF PERSONS QUALIFIED TO VOTE IN SAID GENERAL MUNICIPAL AND RUNOFF ELECTIONS; DESCRIBING PERSONS QUALIFIED TO VOTE IN SAID GENERAL MUNICIPAL AND RUNOFF ELECTIONS; DESCRIBING THE REGISTRATION BOOKS AND RECORDS MAINTAINED UNDER THE PROVISIONS OF THE GENERAL LAWS OF FLORIDA AND CHAPTER 16 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, WHICH THE CITY HAS ADOPTED AND DESIRES TO USE FOR HOLDING SUCH GENERAL MUNICIPAL AND RUNOFF ELECTIONS; DESIGNATING AND APPOINTING THE CITY CLERK AS THE OFFICIAL REPRESENTATIVE OF THE CITY COMMISSION WITH RESPECT TO THE USE OF SUCH REGISTRATION BOOKS AND RECORDS; AND DIRECTING THE CITY CLERK TO GIVE NOTICE BY PUBLICATION OF THE ADOPTION OF THIS RESOLUTION AND THE PROVISIONS HEREOF.

07-00564 Legislation .pdf  
07-00564 Exhibit .pdf  
07-00564 Cover Memo.pdf  
07-00564 Estimated Cost.pdf  
07-00564 Letter .pdf  
07-00564 Pre-Attachment.pdf  
07-00564 Pre-Attachment 2 .pdf  
07-00564 Pre-Attachment 3 .pdf  
07-00564 Receipt .pdf

**R-07-0269**

**MOVED:** Michelle Spence-Jones

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**RE.4 07-00438a**

*Office of the City  
Attorney*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION DIRECTING THE CITY ATTORNEY TO PREPARE AN AMENDMENT TO THE CHARTER OF THE CITY OF MIAMI FOR CONSIDERATION AT AN ELECTION TO BE HELD ON NOVEMBER 6, 2007, PROPOSING UPON THE APPROVAL OF THE ELECTORATE, THE INCLUSION OF A CITIZENS' BILL OF RIGHTS IN THE CHARTER.

07-00572 Legislation.pdf  
07-00572 Cover Memo.pdf

**R-07-0276**

**MOVED:** Marc David Sarnoff

**SECONDED:** Michelle Spence-Jones

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**RE.5 07-00565**

*Office of the City  
Attorney*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 1, IN SUBSTANTIALLY THE ATTACHED FORM, TO THE SETTLEMENT AGREEMENT, DATED AS OF JANUARY 27, 2005, AND APPROVED BY RESOLUTION NO. 05-0076, ADOPTED JANUARY 27, 2005, IN THE CASES OF CITY OF MIAMI V. SAWYER'S WALK, LTD., CASE NO. 00-28860 CA 9, AND SOUTHEAST OVERTOWN/PARK WEST COMMUNITY REDEVELOPMENT AGENCY V. POINCIANA VILLAGE OF MIAMI, LTD., CASE NO. 02-06846 CA 9.

07-00565 Legislation .pdf  
07-00565 Exhibit .pdf  
07-00565 Cover Memo.pdf

**DEFERRED**

**Item RE.5 was deferred to the Commission meeting currently scheduled for December 13, 2007.**

**RE.6 07-00566**

*Department of  
Capital  
Improvement  
Programs/Transportation*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A LOCAL AGENCY PROGRAM AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE EAST LITTLE HAVANA GREENWAY PROJECT, B-40686 (SEGMENT D), ALLOWING THE UTILIZATION OF A CONTRIBUTION OF FUNDS, IN THE AMOUNT OF \$1,000,000, FROM THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, FOR SAID PROJECT, PREVIOUSLY ACCEPTED AND APPROPRIATED INTO CAPITAL IMPROVEMENT PROJECT NO. 341211, ENTITLED

"GREENWAYS IMPROVEMENTS," PURSUANT TO ORDINANCE NO. 12693, ADOPTED JUNE 9, 2005.

07-00566 Legislation .pdf  
 07-00566 Exhibit .pdf  
 07-00566 Exhibit 2 .pdf  
 07-00566 Exhibit 3 .pdf  
 07-00566 Exhibit 4 .pdf  
 07-00566 Exhibit 5 .pdf  
 07-00566 Exhibit 6 .pdf  
 07-00566 Exhibit 7 .pdf  
 07-00566 Summary Form.pdf

**R-07-0270**

**MOVED:** Marc David Sarnoff

**SECONDED:** Michelle Spence-Jones

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**RE.7 07-00567**

*Department of  
Public Facilities*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING A STIPULATED PARTIAL ORDER AWARDING COSTS, TO PAY FOR CERTAIN COSTS, IN ASSOCIATION WITH THE CONDEMNATION ACTION TAKEN TO ACQUIRE TITLE TO THE PROPERTIES LOCATED AT 212 NORTHEAST 59TH TERRACE, 211 NORTHEAST 59TH STREET, AND 215 NORTHEAST 59TH STREET, MIAMI, FLORIDA, IN CONNECTION WITH THE DEVELOPMENT OF LITTLE HAITI PARK, IN COMPLIANCE WITH THE MEMORANDUM OF SETTLEMENT ENTERED INTO ON MAY 16, 2005, BETWEEN THE CITY OF MIAMI AND ERS PROPERTIES, INC., A FLORIDA FOR-PROFIT CORPORATION, AND SIGMUND O. SCHICKMAN, AN INDIVIDUAL, RESULTING FROM MEDIATION PURSUANT TO COURT ORDER; ALLOCATING FUNDS, IN AN AMOUNT NOT TO EXCEED \$45,000, FROM THE \$255 MILLION HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND, TO COVER THE COSTS ASSOCIATED WITH THE DEFENSE OF THE CONDEMNATION ACTION.

07-00567 Legislation .pdf  
 07-00567 Summary Form.pdf

**R-07-0271**

**MOVED:** Michelle Spence-Jones

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**RE.8 07-00569****RESOLUTION**

*Department of  
Capital  
Improvement  
Programs/Transportation*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH MIAMI-DADE COUNTY ("COUNTY"), A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, REPLACING THE INTERLOCAL AGREEMENT THAT WAS EXECUTED PURSUANT TO RESOLUTION NO. 03-651, ADOPTED JUNE 12, 2003, TO CONTINUE TO ALLOW THE CITY OF MIAMI ("CITY") TO RECEIVE ITS PORTION OF MUNICIPAL SHARE FUNDS FROM THE CHARTER COUNTY TRANSIT SYSTEM SURTAX FOR TRANSPORTATION AND TRANSIT PROJECTS.

07-00569 Legislation .pdf  
07-00569 Exhibit .pdf  
07-00569 Summary Form .pdf  
07-00569 Interlocal Agreement .pdf  
07-00569 Pre-Legislation .pdf  
07-00569 Interlocal Agreement 2 .pdf  
07-00569 Memo .pdf  
07-00569 Pre-Legislation 2 .pdf  
07-00569 Pre-Attachment .pdf  
07-00569 Locations .pdf  
07-00569 Letter .pdf  
07-00569 Memo 2.pdf  
07-00569 Legal Services Request .pdf

**R-07-0272**

**MOVED:** Marc David Sarnoff

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**RE.9 07-00568****RESOLUTION**

*Office of Strategic  
Planning,  
Budgeting, and  
Performance*

A RESOLUTION OF THE MIAMI CITY COMMISSION MAKING APPROPRIATIONS RELATING TO OPERATIONAL AND BUDGETARY REQUIREMENTS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2007.

07-00568 Legislation .pdf  
07-00568 Summary Form.pdf

**R-07-0273**

**MOVED:** Tomas Regalado

**SECONDED:** Michelle Spence-Jones

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



**AYES:** Commissioner Sarnoff, Regalado and Spence-Jones

**NOES:** Commissioner Sanchez

**ABSENT:** Commissioner González

**RE.10 07-00590**

**RESOLUTION**

*District 2-  
Commissioner  
Marc David  
Sarnoff*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING THE RECOMMENDATION AND PROPOSED \$81,401 TRANSFER FROM THE PARKING WAIVER TRUST FUND AND APPROVING THE RECOMMENDED AND PROPOSED AMENDED BUDGET OF THE COCONUT GROVE BUSINESS IMPROVEMENT COMMITTEE, ATTACHED AND INCORPORATED, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007; AUTHORIZING AND DIRECTING THE DEPARTMENT OF OFF-STREET PARKING TO MAKE SUCH \$81,401 TRANSFER FROM THE PARKING WAIVER TRUST FUND TO THE COCONUT GROVE BUSINESS DISTRICT IMPROVEMENT TRUST FUND.

07-00590 Legislation .pdf  
07-00590 Exhibit .pdf  
07-00590 Cover Memo .pdf  
07-00590 Master Report .pdf  
07-00590 Pre-Legislation .pdf  
07-00590 Pre-Legislation 2 .pdf  
07-00590 BIC Operating Budget .pdf  
07-00590 Memo .pdf  
07-00590 Memo 2 .pdf

**R-07-0274**

**MOVED:** Marc David Sarnoff

**SECONDED:** Tomas Regalado

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

**AYES:** Commissioner Sarnoff, Sanchez and Regalado

**ABSENT:** Commissioner González and Spence-Jones

**BOARDS AND COMMITTEES**

**BC.1 07-00045**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE EQUAL OPPORTUNITY ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

**APPOINTEES:**

**NOMINATED BY:**

Sam Mason

Vice Chairman Joe Sanchez

Aurelus Dorvil

Commissioner Tomas Regalado

Marlene Sanchez

Commissioner Tomas Regalado

Charles J. Flowers

Commissioner Michelle Spence-Jones

Maria Bao

Commission-at-Large

Viona Brown

Commission-at-Large

Louis Marshall III

Commission-at-Large

James Dixon

Commission-at-Large

07-00045 memo.pdf  
07-00045 members.pdf  
07-00045 Letters.pdf

**R-07-0277**

**MOVED:** Tomas Regalado

**SECONDED:** Marc David Sarnoff

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Sarnoff, and was passed unanimously, with Chairman González absent, to appoint Sam Mason, Aurelus Dorvil, Marlene Sanchez, Charles J. Flowers, Maria Bao, Viona Brown, Louis Marshall III, and James Dixon as members of the Equal Opportunity Advisory Board.

**BC.2 07-00175**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE WATERFRONT ADVISORY BOARD FOR A TERM AS DESIGNATED HEREIN.

**APPOINTEE:**

**NOMINATED BY:**

Jose Keichi Fuentes

Mayor Manuel A. Diaz

07-00175 memo.pdf  
07-00175 members.pdf

**R-07-0278****MOVED:** Tomas Regalado**SECONDED:** Marc David Sarnoff**Motion that this matter be ADOPTED PASSED by the following vote.****AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones**ABSENT:** Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Sarnoff, and was passed unanimously, with Chairman González absent, to appoint Jose Keichi Fuentes as a member of the Waterfront Advisory Board.

**BC.3 07-00227**

*Office of the City  
Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE ORANGE BOWL ADVISORY BOARD FOR A TERM AS DESIGNATED HEREIN.

**APPOINTEE:**

Juan Carlos Flores

**NOMINATED BY:**

Mayor Manuel A. Diaz

07-00227 memo.pdf  
07-00227 members.pdf  
07-00227 Legal Opinion.pdf

**R-07-0279****MOVED:** Marc David Sarnoff**SECONDED:** Tomas Regalado**Motion that this matter be ADOPTED PASSED by the following vote.****AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones**ABSENT:** Commissioner González

A motion was made by Commissioner Sarnoff, seconded by Commissioner Regalado, and was passed unanimously, with Chairman González absent, to appoint Juan Carlos Flores as a member of the Orange Bowl Advisory Board.

**BC.4 07-00402**

*Office of the City  
Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE ZONING BOARD FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE:

Jorge Luis Lopez

NOMINATED BY:

Chairman Angel González

07-00402 memo.pdf  
 07-00402 members.pdf  
 07-00402 Application.pdf  
 07-00402 application2.pdf  
 07-00402 Legal Opinion.pdf

**R-07-0281****MOVED: Marc David Sarnoff****SECONDED: Tomas Regalado****Motion that this matter be ADOPTED PASSED by the following vote.****AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones****ABSENT: Commissioner González**

**A motion was made by Commissioner Sarnoff, seconded by Commissioner Regalado, and was passed unanimously, with Chairman González absent, to appoint Jorge Luis Lopez as a member of the Zoning Board.**

**BC.5 07-00434**

*Office of the City  
Clerk*

**RESOLUTION**

**A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND PROGRAM OVERSIGHT BOARD FOR TERMS AS DESIGNATED HEREIN.**

APPOINTEES:

Ricardo Lambert

Jami Reyes

NOMINATED BY:

Commissioner Tomas Regalado

Mayor Manuel A. Diaz

07-00434 memo.pdf  
 07-00434 members.pdf

**R-07-0280****MOVED: Tomas Regalado****SECONDED: Marc David Sarnoff****Motion that this matter be ADOPTED PASSED by the following vote.****AYES: Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones****ABSENT: Commissioner González**

**A motion was made by Commissioner Regalado, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, to appoint**

Ricardo Lambert and Jami Reyes as members of the Homeland Defense/Neighborhood Improvement Bond Program Oversight Board; further waiving the attendance requirements in Section 2-886 of the Code of the City of Miami, as amended, by a four/fifths (4/5ths) vote of the members of the full City Commission, as it relates to past absences on record for Jami Reyes as a member of the Homeland Defense/Neighborhood Improvement Bond Program Oversight Board.

A motion was made by Commissioner Regalado, seconded by Commissioner Sarnoff, and was passed unanimously, with Chairman González absent, to waive the attendance requirements in Section 2-886 of the Code of the City of Miami, as amended, by a four/fifths (4/5ths) vote of the members of the full City Commission, as it relates to past absences on record for Luis Cabrera as a member of the Homeland Defense/Neighborhood Improvement Bond Program Oversight Board.

**BC.6 07-00505**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING INDIVIDUALS AS MEMBERS OF THE PARKS ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

- Chairman Angel González
- Chairman Angel González
- Vice Chairman Joe Sanchez
- Vice Chairman Joe Sanchez
- Commissioner Tomas Regalado
- Commissioner Tomas Regalado
- Commissioner Michelle Spence-Jones
- Mayor Manuel A. Diaz

07-00505 memo.pdf  
07-00505 members.pdf

CONTINUED

**BC.7 07-00506**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE MIAMI SPORTS AND EXHIBITION AUTHORITY FOR TERMS AS DESIGNATED HEREIN.

APPOINTEES:

NOMINATED BY:

- Chairman Angel González
- Chairman Angel González
- Commissioner Tomas Regalado
- Commissioner Michelle Spence-Jones

Commissioner Michelle Spence-Jones

07-00506 memo.pdf  
07-00506 members.pdf

**CONTINUED**

**BC.8 07-00507**

*Office of the City  
Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE MIAMI STREET CODESIGNATION REVIEW COMMITTEE FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE:

Yves Fortune

NOMINATED BY:

Commissioner Tomas Regalado

07-00507 memo.pdf  
07-00507 members.pdf

**R-07-0282**

**MOVED:** Tomas Regalado

**SECONDED:** Michelle Spence-Jones

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, to appoint Yves Fortune as a member of the Miami Street Codesignation Review Committee.

**BC.9 07-00508**

*Office of the City  
Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE VIRGINIA KEY BEACH PARK TRUST FOR A TERM AS DESIGNATED HEREIN.

APPOINTEE:

Gene Tinnie

NOMINATED BY:

Mayor Manuel A. Diaz

07-00508 memo.pdf  
07-00508 members.pdf

**R-07-0283**

**MOVED:** Tomas Regalado

**SECONDED:** Marc David Sarnoff

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Sarnoff, and was passed unanimously, with Chairman González absent, to appoint Gene Tinnie as a member of the Virginia Key Beach Park Trust.

**BC.10 07-00510**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE COMMISSION ON THE STATUS OF WOMEN FOR A TERM AS DESIGNATED HEREIN.

**APPOINTEE:**

Maria Rodriguez

**NOMINATED BY:**

Vice Chairman Joe Sanchez

07-00510 memo.pdf  
07-00510 members.pdf

**R-07-0284**

**MOVED:** Tomas Regalado

**SECONDED:** Michelle Spence-Jones

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, to appoint Maria Rodriguez as a member of the Commission on the Status of Women.

**BC.11 07-00511**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING CERTAIN INDIVIDUALS AS MEMBERS OF THE PLANNING ADVISORY BOARD FOR TERMS AS DESIGNATED HEREIN.

**APPOINTEES:**

**NOMINATED BY:**

Chairman Angel González

Chairman Angel González

07-00511 memo.pdf  
07-00511 members.pdf

**CONTINUED**

**BC.12 07-00512**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION APPOINTING A CERTAIN INDIVIDUAL AS A MEMBER OF THE ARTS AND ENTERTAINMENT COUNCIL FOR A TERM AS DESIGNATED HEREIN.

**APPOINTEE:**

Maria A. Napoles

**NOMINATED BY:**

Vice Chairman Joe Sanchez

07-00512 memo.pdf  
07-00512 members.pdf

**R-07-0285**

**MOVED:** Tomas Regalado

**SECONDED:** Marc David Sarnoff

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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**A motion was made by Commissioner Regalado, seconded by Commissioner Sarnoff, and was passed unanimously, with Chairman González absent, to appoint Maria A. Napoles as a member of the Arts and Entertainment Council.**

**BC.13 07-00516**

*Office of the City Clerk*

**RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION CONFIRMING THE APPOINTMENT OF A CERTAIN INDIVIDUAL AS A MEMBER OF THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA) BOARD OF DIRECTORS FOR A TERM AS DESIGNATED HEREIN.

**APPOINTEE:**

Commissioner Audrey M. Edmonson

**NOMINATED BY:**

Board of County Commissioners

07-00516 memo.pdf  
07-00516 members.pdf  
07-00516 Letters.pdf

**R-07-0286**

**MOVED:** Marc David Sarnoff

**SECONDED:** Michelle Spence-Jones



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

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

**A motion was made by Commissioner Sarnoff, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, to confirm the appointment of Miami-Dade County Commissioner Audrey M. Edmonson as a member of the Downtown Development Authority.**

**DISCUSSION ITEMS**

**DI.1 07-00112**

**DISCUSSION ITEM**

*Department of  
Finance*

DISCUSSION CONCERNING A FINANCIAL UPDATE AND BUDGET  
OUTLOOK.

07-00112 Summary Form.pdf

**DISCUSSED**

**DI.2 07-00435a**

**DISCUSSION ITEM**

*Office of the City  
Attorney*

DISCUSSION CONCERNING AN UPDATE ABOUT THE  
LEAFLETS/HANDBILL ORDINANCE.

07-00435a Cover Email.pdf

**DISCUSSED**

**PART B**

The following item shall not be considered before 10:00 am.

**PZ.1 07-00298      RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, APPROVING, IN PRINCIPLE, THE MIAMI PARKS AND PUBLIC SPACES MASTER PLAN, DATED MAY, 2007, AS A GUIDING TOOL FOR THE FUTURE DEVELOPMENT AND PRESERVATION OF CITY OF MIAMI PARKS AND PUBLIC SPACES AS ENVISIONED IN THE MIAMI 21 INITIATIVE.

APPLICANT(S): Pedro G. Hernandez, City Manager, on behalf of the City of Miami

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Pending recommendation on May 16, 2007.

PURPOSE: This will allow the adoption and implementation of the City of Miami Parks Master Plan as a guiding tool for the future development and preservation of the City's Parks and Public Spaces as envisioned in the Miami 21 initiative.

07-00298- City of Miami Park Master Plan-PAB PFS& Legislation.pdf

07-00298 CC Legislation (Version 2) - OLD.PDF

06-00298 Miami Parks and Public Spaces Master Plan.pdf

07-00298 (Version 2) - Updated.PDF

07-00298 CC Fact Sheet 05-10-07.pdf

07-00298 CC Fact Sheet 05-24-07.pdf

**DEFERRED**

Item PZ.1 was deferred to the Commission meeting currently scheduled for May 24, 2007.

**NON AGENDA ITEMS****NA.1 07-00649      DISCUSSION ITEM**

DISCUSSION CONCERNING THE SOFTBALL GAME SPONSORED BY COMMISSIONER SARNOFF.

**DISCUSSED****NA.2 07-00652      DISCUSSION ITEM**

Discussion Regarding the old Miami High School bungalow.

**MOTION**

A motion was made by Vice Chairman Sanchez, seconded by Commissioner Spence-Jones, and was passed unanimously, with Chairman González absent, directing the City Manager to locate funds for the Dade Heritage Trust in order to preserve the old Miami High School bungalow, and to bring this item back at the City Commission meeting currently scheduled for June 14, 2007.

**NA.3 07-00655      DISCUSSION ITEM**

Discussion regarding Home Depot litigation.

**MOVED:** Marc David Sarnoff

**SECONDED:** Tomas Regalado

Motion **FAILED** by the following vote.

**AYES:** Commissioner Sarnoff and Regalado

**NOES:** Commissioner Sanchez and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Sarnoff, seconded by Commissioner Regalado, with Chairman González absent, asking that a letter be submitted to the Administration requesting, in writing, a response to his questions relating to the Home Depot litigation.

**NA.4 07-00642**

**DISCUSSION ITEM**

Discussion concerning straw ballot language in reference to the election of a property appraiser.

DISCUSSED

**NA.5 07-00643**

**DISCUSSION ITEM**

Discussion concerning the scheduling of a Special Commission Meeting, to be held June 12, 2007, to discuss Community Development funding.

**MOVED:** Tomas Regalado

**SECONDED:** Marc David Sarnoff

Motion **PASSED** by the following vote.

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Regalado, seconded by Commissioner Sarnoff, and passed unanimously, with Chairman González absent, to schedule a Special Commission meeting to discuss Community Development funding, to be held June 12, 2007.

**NA.6 07-00644**

**DISCUSSION ITEM**

Discussion concerning the scheduling of a Special Commission Meeting to address Miami 21.

DISCUSSED

**NA.7 07-00645**

**DISCUSSION ITEM**

Discussion concerning Section 14 of the City Charter, reference "Commission may investigate official transactions, acts, and conduct."

07-00645 Submittal Affidavit.pdf

DISCUSSED

**NA.8 07-00646**

**DISCUSSION ITEM**

Discussion concerning the scheduling of an attorney/client session, to

be held May 24, 2007, referencing settlement negotiations in the case of Jerry Frank Townsend versus City of Miami, et al.

**MOVED:** Michelle Spence-Jones

**SECONDED:** Tomas Regalado

**Motion PASSED** by the following vote.

**AYES:** Commissioner Sarnoff, Sanchez, Regalado and Spence-Jones

**ABSENT:** Commissioner González

A motion was made by Commissioner Spence-Jones, seconded by Commissioner Regalado, and passed unanimously, with Chairman González absent, to schedule an attorney/client session, to be held May 24, 2007, at 2:00 p.m., referencing settlement negotiations in the case of Jerry Frank Townsend versus City of Miami, et al.