



South Miami



2001

MAYOR:	Horace G. Feliu	CITY MANAGER:	Maria V. Davis
VICE MAYOR:	Mary Scott Russell	CITY ATTORNEY:	Earl G. Gallop
COMMISSIONER:	Randy G. Wiscombe	CITY CLERK:	Maria M. Menendez (Acting)
COMMISSIONER:	David D. Bethel		
COMMISSIONER:	Dan McCrea		

## CITY COMMISSION AGENDA

### City Commission Meeting

Meeting date: November 18, 2003 6130 Sunset Drive, South Miami, FL  
Next Regular Meeting Date: December 2, 2003 Phone: (305) 663-6340  
Time: 7:30 PM

**City of South Miami Ordinance No. 10-00-1712 requires all lobbyists before engaging in any lobbying activities to register with the City Clerk and pay an annual fee of \$125.00. This applies to all persons who are retained (whether paid or not) to represent a business entity or organization to influence "City" action. "City" action is broadly described to include the ranking and selection of professional consultants, and virtually all-legislative, quasi-judicial and administrative action. It does not apply to not-for-profit organizations, local chamber and merchant groups, homeowner associations, or trade associations and unions.**

### CALL TO ORDER:

- A. Roll Call:
- B. Invocation:
- C. Pledge of Allegiance:
- D. Presentation(s) 7:00 p.m.
  - a) Mayor, Vice Mayor and Commissioners to present Certificates of Appreciation to members of the Budget and Finance Committee.
  - b) Recognizing Mr. Rudice Bryant on his retirement.
  - c) Recognizing Mr. Alvin Hannah on his retirement.
  - d) The Miami Herald to give a synopsis of their Health Fair event.
  - e) Jay Beckman to present "Dangerous Intersection of Ludlum Road and SW 64<sup>th</sup> Street."

## **ITEMS (S) FOR THE COMMISSION'S CONSIDERATION:**

1. Approval of Minutes - Oct. 21, 2003
2. City Manager's Report
  - a) Discussion of Legislative Request 2004 Session;
  - b) Selection of workshop date for the Murray Park pool feasibility study.
3. City Attorney's Report

### **PUBLIC REMARKS**

(5-minute limit)

### **CONSENT**

4. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO BOARDS AND COMMITTEES; APPOINTING MARY RUBIN TO SERVE ON THE JUNIOR COMMISSION FOR WOMEN FOR A TWO-YEAR TERM ENDING NOVEMBER 17, 2005; AND PROVIDING AN EFFECTIVE DATE. 3/5  
*(A RESOLUTION RELATING TO BOARDS AND COMMITTEES, APPOINTING MARY RUBIN TO SERVE ON THE JUNIOR COMMISSION FOR WOMEN FOR A TWO-YEAR TERM)*  
**(Mayor Feliu)**
5. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF SOUTH MIAMI, FLORIDA, APPROVING AN AMENDMENT TO THE ADOPTED CITY/COUNTY/SOUTH MIAMI COMMUNITY REDEVELOPMENT AGENCY (SMCRA) INTERLOCAL COOPERATION AGREEMENT DATED JUNE 1, 2000; AND DIRECTING THE INTERIM SMCRA EXECUTIVE DIRECTOR TO FORWARD THE INTERLOCAL AMENDMENT REQUEST TO THE BOARD OF COUNTY COMMISSIONERS FOR MIAMI-DADE COUNTY FOR FINAL APPROVAL; PROVIDING AN EFFECTIVE DATE. 3/5  
*(A RESOLUTION APPROVING AN AMENDMENT TO THE ADOPTED SMCRA INTERLOCAL COOPERATION AGREEMENT DATED JUNE 1, 2000; AND DIRECTING THE INTERIM SMCRA EXECUTIVE DIRECTOR TO FORWARD THE INTERLOCAL AMENDMENT REQUEST TO THE BOARD OF COUNTY COMMISSIONERS FOR FINAL APPROVAL)*  
**(City Attorney)**
6. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUTUAL AID AGREEMENT WITH THE CITY OF MIAMI POLICE DEPARTMENT FOR GENERAL AND SPECIFIC LAW ENFORCEMENT DUTIES ON BEHALF OF THE CITY OF SOUTH MIAMI POLICE DEPARTMENT PURSUANT TO SECTION

23.1225 (3), FLORIDA STATUES; AND PROVIDE FOR AN EFFECTIVE DATE. 3/5

(A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUTUAL AID AGREEMENT WITH THE CITY OF MIAMI POLICE DEPARTMENT FOR GENERAL AND SPECIFIC LAW ENFORCEMENT DUTIES).

(City Manager)

7. A RESOLUTION OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA; AUTHORIZING THE CITY MANAGER TO ACCEPT AND EXECUTE APPLICABLE CONTRACTS AND DOCUMENTS RELATING TO THE FEDERAL DRUG CONTROL AND SYSTEM IMPROVEMENT GRANT FROM MIAMI-DADE COUNTY FY 2003/04 FOR \$5,909.00; TO DESIGNATE \$1,477.00 FROM THE POLICE OVERTIME ACCOUNT #01-1910-521-1410, AS MATCHING FUNDS AS REQUIRED BY THE GRANT, AND TO PROVIDE FOR AN EFFECTIVE DATE. 3/5

(A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT AND EXECUTE CONTRACTS AND DOCUMENTS RELATING TO THE FEDERAL DRUG CONTROL AND SYSTEM IMPROVEMENT GRANT FROM MIAMI-DADE COUNTY FY 03/04 FOR \$5,909)

(City Manager)

8. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PROTURF, INC. FOR PALMER PARK DRAINAGE IMPROVEMENTS CONSTRUCTION IN AN AMOUNT OF \$24,900.00 TO BE CHARGED TO FLORIDA EMERGENCY MANAGEMENT AGENCY (FEMA) DISASTER NUMBER 1345 AND RELIEF FUNDING ACCOUNT NUMBER 110-0000-132-2070 AND THE STORMWATER DRAIN TRUST FUND ACCOUNT NUMBER 111-1730-541-3450; PROVIDING FOR AN EFFECTIVE DATE. 3/5

(A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PROTURF, INC. FOR PALMER PARK DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$24,900).

(City Manager)

9. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICE WORK ORDER TO CORZO CASTELLA CARBALLO THOMPSON SALMAN, P.A. (C3TS) FOR SURVEYING & TESTING, FINAL DESIGN AND BID PHASE FOR DOWNTOWN IMPROVEMENTS PHASE III, IN AN AMOUNT OF SIXTY-NINE THOUSAND EIGHT HUNDRED FIFTY DOLLARS, (\$69,850.00) TO BE CHARGED TO THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT GRANT ACCOUNT NUMBER 001-0000-132-2060; PROVIDING AN EFFECTIVE DATE. 3/5

(A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICE WORK ORDER TO C3TS FOR SURVEYING & TESTING, FINAL DESIGN AND BID PHASE FOR DOWNTOWN IMPROVEMENTS PH III IN THE AMOUNT OF \$69,850).

(City Manager)

10. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO APPROVE A SPECIAL EVENT PROVIDED BY THE MIAMI HERALD FOR A TOTAL HEALTH FAIR EVENT THAT WOULD BE HELD ON SUNDAY, JANUARY 18, 2004, LOCATED ON SW 72 STREET (SUNSET DRIVE) BETWEEN SW 58<sup>TH</sup> COURT AND SW 57<sup>TH</sup> AVENUE (RED ROAD); PROVIDING AN EFFECTIVE DATE. 3/5

*(A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROVE A SPECIAL EVENT PROVIDED BY THE MIAMI HERALD FOR A HEALTH FAIR EVENT, WHICH WILL BE HELD ON SUNDAY, JANUARY 18, 2004, ON SUNSET DRIVE BETWEEN SW 58<sup>TH</sup> CT AND SW 57<sup>TH</sup> AVE).*

(City Manager)

11. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO ACQUISITION OF EQUIPMENT, AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW PRINTER FROM IR DATALINK CORPORATION IN THE AMOUNT OF \$6,692.00 AND CHARGING THE DISBURSEMENT TO ACCOUNT NUMBER 001-1340-513-6430 AND 001-1410-513-6430 "OPERATING EQUIPMENT". 3/5

*(A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW PRINTER FROM IR DATALINK CORP IN THE AMOUNT OF \$6,692)*

(City Manager)

12. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO ACQUISITION OF CERTAIN COMPUTER EQUIPMENT; AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW SERVER FROM DELL CO. IN THE AMOUNT OF \$7,959.00 AND CHARGING THE DISBURSEMENT TO ACCOUNT NUMBER 001-1340-513-6430 "OPERATING EQUIPMENT".

*(A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW SERVER FROM DELL CO. IN the amount of \$7,959) 3/5*

(City Manager)

## **ORDINANCE (S) SECOND READING PUBLIC HEARING (S)**

13. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA RELATING TO THE YEAR 2004 GENERAL ELECTION FOR THE MAYOR AND CITY COMMISSIONERS FOR GROUPS, II AND III AND UNEXPIRED TERM FOR COMMISSIONER FOR GROUP IV; SCHEDULING THE DAY, PLACE AND TIME OF THE ELECTION; PROVIDING FOR QUALIFICATION OF CANDIDATES; PROVIDING FOR CLOSE OF ELECTION BOOKS; APPROVING THE OFFICIAL BALLOT; PROVIDING FOR

NOTIFICATION; PROVIDING FOR SEVERABILITY, ORDINANCES IN CONFLICT, AND AN EFFECTIVE DATE. 3/5

(Mayor Feliu)

## **RESOLUTION (S)/PUBLIC HEARING (S)**

None

## **RESOLUTION (S)**

14. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO AGENDA; CREATING AN AGENDA SUBJECT FOR 'NEW BUSINESS'; PROVIDING AN EFFECTIVE DATE. 3/5

*(A RESOLUTION CREATING AN AGENDA SUBJECT FOR "NEW BUSINESS."*

**(City Manager)**

15. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO LITIGATION; APPROVING A SETTLEMENT AGREEMENT BETWEEN THE CITY AND TK PROMOTIONS, INC.; PROVIDING AN EFFECTIVE DATE. 3/5

*(A RESOLUTION APPROVING A SETTLEMENT AGREEMENT BETWEEN THE CITY AND TK PROMOTIONS, INC.)*

**(City Attorney)**

16. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO ELECTIONS; CREATING ELECTION FORUM; PROVIDING GUIDELINES, AND AN EFFECTIVE DATE. 3/5

*(A RESOLUTION CREATING ELECTION FORUM AND GUIDELINES)*

**(Commissioner McCrea)**

## **ORDINANCE (S) FIRST READING (S)**

17. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, RELATING TO AMENDING SECTION 2-3 OF THE CITY OF SOUTH MIAMI CODE OF ORDINANCES, ENTITLED "COMPENSATION FOR COMMISSIONERS AND MAYOR - ESTABLISHED" TO ALLOW FOR AN INCREASE IN COMMISSIONER COMPENSATION; PROVIDING FOR SEVERABILITY, ORDINANCES IN CONFLICT, AND AN EFFECTIVE DATE. 3/5

*(deferred 11/4/03)*

**(Commissioner McCrea)**

**SPEAKERS PLEASE TAKE NOTICE THAT SECTION 2-2.1(k)(2) OF THE CODE OF ORDINANCES PROVIDES THAT "ANY PERSON MAKING PERSONAL IMPERTINENT, OR SLANDEROUS REMARKS OR WHO SHALL BECOME BOISTEROUS WHILE ADDRESSING THE COMMISSION SHALL BE FORTHWITH BARRED FROM FURTHER AUDIENCE BEFORE THE COUNCIL BY THE PRESIDING OFFICER, UNLESS PERMISSION TO CONTINUE BE GRANTED BY A MAJORITY VOTE OF THE COMMISSION."**

## **COMMISSION REMARKS**

PURSUANT TO FLA STATUTES 286.0105, "THE CITY HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS BOARD, AGENCY OR COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, AFFECTED PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE CITY FOR THE INTRODUCTION OR ADMISSION OR OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

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