

MIAMI BEACH

City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive

January 13, 2016

Mayor Philip Levine
Commissioner John Elizabeth Alemán
Commissioner Ricky Arriola
Commissioner Kristen Rosen Gonzalez
Commissioner Michael Grieco
Commissioner Joy Malakoff
Commissioner Micky Steinberg

City Manager Jimmy L. Morales
City Attorney Raul J. Aguila
City Clerk Rafael E. Granado

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach, entitled "Lobbyists," requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the Office of the City Clerk. Questions regarding the provisions of the Code should be directed to the Office of the City Attorney.

To request this material in alternate format, sign language interpreter (five-day notice required), information on access for persons with disabilities, and/or any accommodation to review any document or participate in any City-sponsored proceedings, call 305.604.2489 and select 1 for English or 2 for Spanish, then option 6; TTY users may call via 711 (Florida Relay Service).

In order to ensure adequate public consideration, if necessary, the Mayor and City Commission may move any agenda item to an alternate meeting date. In addition, the Mayor and City Commission may, at their discretion, adjourn the Commission Meeting without reaching all agenda items.

AGENDA KEY

Consent Agenda:

C2 - Competitive Bid Reports
C4 - Commission Committee Assignments
C6 - Commission Committee Reports
C7 - Resolutions

Regular Agenda:

R2 - Competitive Bid Reports
R5 - Ordinances
R7 - Resolutions
R9 - New Business & Commission Requests
R10 - City Attorney Reports

AGENDA

1. Call to Order - 8:30 a.m.
2. Inspirational Message and Pledge of Allegiance
3. Requests for Additions, Withdrawals, and Deferrals
4. Recess for lunch at approximately 12:00 p.m.

CONSENT AGENDA

C2 - Competitive Bid Reports

- C2A Request For Approval To Award Contracts Pursuant To Invitation To Bid (ITB) No. 2015-093-MC Moving Services.
(Procurement/Property Management)
- C2B Request For Approval To Issue A Request For Proposals (RFP) No. 2016-034-AK For Fire And Police False Alarm Billing System.
(Procurement/Fire/Police)
- C2C Request For Approval To Issue A Request For Proposals (RFP) No. 2016-036-KB For Design/Build Services For Police Station Building Firing Range Ventilation System Replacement Project.
(Procurement/Capital Improvement Projects)

C4 - Commission Committee Assignments

- C4A Referral To The Neighborhood/Community Affairs Committee To Discuss Proposed Site Options For New Fire Station No. 1.
(Capital Improvement Projects)
- C4B Referral To The Finance And Citywide Projects Committee - Discussion Regarding Nonpayment Of Stormwater Fees By Miami Dade County Public Schools.
(Public Works)
- C4C Referral To The Finance And Citywide Projects Committee - Discuss Seeking Citywide WiFi Solutions And CMB Becoming Its Own Internet Service Provider.
(Sponsored by Commissioner Michael Grieco)

- C4D Referral To The Sustainability & Resiliency Committee - Discuss Implementing City-Wide Textile And Electronics Recycling.
(Sponsored by Vice-Mayor John Elizabeth Alemán)
- C4E Referral To The Land Use And Development Committee - Discussion Regarding The City Of Miami Beach's Building Permit Application Process.
(Sponsored by Commissioner Ricky Arriola)
- C4F Referral To The Land Use And Development Committee - Discuss Ordinance Amending Height And Setbacks For Mixed-Use Development In The Sunset Harbour Neighborhood.
(Sponsored by Commissioner Joy Malakoff)
- C4G Referral To The Neighborhood/Community Affairs Committee - Discuss LTC 001-2016 From The LGBT Advisory Committee Regarding Implementing A Rainbow Crosswalk At The Intersection Of Ocean Drive And 12th Street On Miami Beach.
(Sponsored by Vice-Mayor John Elizabeth Alemán)

C6 - Commission Committee Reports

- C6A Report Of The December 18, 2015 Neighborhood/Community Affairs Committee Meeting: **1.** Discussion Regarding The Possible Appointment Of A Dedicated Liaison To The 41st Street Corridor. **2.** Discussion Regarding Revisions To The Beachfront Concession Rules And Regulations. **3.** Discussion Regarding A Competition Swimming Pool. **4.** A Discussion Regarding The Convention Center Park, And Veteran's Plaza. **5.** Discussion Regarding Multi-Use Asphalt Skate/Bike Pump Track In North Beach. **6.** A Discussion Relating To A Ninety-Nine (99) Year Ground Lease Agreement Between The City And The Sabrina Cohen Wellness Center Project, Inc. For Approximately 5,100 Square Feet Of City-Owned Land At Allison Park For The Proposed Wellness Center And The Ballot Question Related Thereto. **7.** Discussion Regarding An Innovative Bicycle Parking System. **8.** Discussion Regarding The Proposed South Beach Trolley Route And Service Plan. **9.** Discussion Regarding The Proposed Traffic Flow Modification For 42nd Street, Between Prairie Avenue And Pine Tree Drive. **10.** Discussion And Update Regarding Efforts Thus Far And The Proposal To Conduct A Traffic Calming Study In The Nautilus Area. **11.** Discussion Regarding Citywide Street Light And Coverage Audit. **12.** Monthly Crime Statistics Report.

C7 - Resolutions

C7A A Resolution Approving And Authorizing The City Manager, Or His Designee, To Apply For, Accept, And Appropriate Funding (Including Matching Funds And Any Related City Expenses), And Execute Any And All Documents Or Agreements In Connection With Grants And Funding Requests From The Following Sources: 1) Miami-Dade Metropolitan Planning Organization (MPO), Municipal Grant Program In The Approximate Amount Of \$50,000; 2) Miami-Dade MPO, Call For Ideas Program In The Approximate Amount Of \$150,000; 3) US Department Of Homeland Security, Assistance To Firefighters Grant Program In The Approximate Amount Of \$200,000; 4) Branches Inc., For Vita Program Funding In The Approximate Amount Of \$5,000; 5) Us Department Of Homeland Security Emergency Food And Shelter Grant Program For Funding In The Approximate Amount Of \$40,000; 6) Miami-Dade County Homeless Trust For Funding For Fiscal Year (FY) 2015/16 Funds In The Approximate Amount Of \$25,000 For The City's Hotel/Motel Placement And HMIS Staffing; 7) Miami-Dade County Homeless Trust For Fiscal Year (FY) 2015/16 Funding In The Approximate Amount Of \$25,000 For Identification Assistance Through The City's Homeless Outreach Program; 8) Miami-Dade County For FY 2015/16 Edward Byrne Memorial Justice Assistance Grant Program Funds In The Approximate Amount Of \$10,000.

(Budget & Performance Improvement)

C7B A Resolution Approving, In Substantial Form, The Attached Amendment No. 2 To The Plan Management Agreement Between The City And Humana Insurance Company ("Humana"), Having An Effective Date Of January 1, 2009, For The Administration Of The City's Group Health (Medical) Plan And Employee Assistance Program; Said Amendment Clarifying Certain Claims Processing Provisions Contained In The Agreement, As Set Forth Therein, Subject To Final Negotiation Between Humana And The City Administration, And Review And Form Approval By The City Attorney's Office; And Further Authorizing The Mayor And City Clerk To Execute The Final Negotiated Amendment.

(Human Resources)

C7C A Resolution Accepting Donation: Miami Beach Kids First Full Sponsor Of CMB Autism Surf Camp (Miami Beach Kids First Will Be Covering All Costs Incurred By CMB Parks To Run Its Annual Autism Surf Camp, Including Sponsoring All Participants' Fees).

(Sponsored by Commissioner Michael Grieco)

C7D Approve Various Sole Source Purchases For Sewer Pumps Stations Citywide And City's Streets And Walkways.

1. A Resolution Authorizing, As A Sole Source Purchase, The Purchase Of Rockwell Automation Equipment, Parts, Software, Service And Related Items, Pursuant To Section 2-367(d) Of The Miami Beach City Code, For The City's Pump Stations, From Rexel, The Exclusive Agent For Rockwell Automation Equipment, Parts, Software, Service And Related Items In The City's Geographic Region.

(Procurement/Public Works)

2. A Resolution Authorizing, As A Sole Source Purchase, The Purchase Of JWC Environmental Equipment, Parts, Service And Related Items, Pursuant To Section 2-367(d) Of The Miami Beach City Code, For The City's Pump Stations, From JWC Environmental, The Sole Source For Muffin Monster, Auger Monster, Screenings Washer Monster, Honey Monster And Monster Separation System, Equipment, Parts, Service And Related Items.
(Procurement/Public Works)
3. A Resolution Authorizing, As A Sole Source Purchase, The Purchase Of Pentair Equipment, Parts, Service And Related Items (Including Aurora Water Seal Pumps), Pursuant To Section 2-367(d) Of The Miami Beach City Code, For The City's Pump Stations, From Barney's Pumps, Inc., The Exclusive Agent For, Pentair Equipment, Parts, Service And Related Items In The City's Geographic Region.
(Procurement/Public Works)
4. A Resolution Authorizing, As A Sole Source Purchase, The Purchase Of Flowserve Equipment, Parts, Service And Related Items, Pursuant To Section 2-367(d) Of The Miami Beach City Code, For The City's Pump Stations, From Carter Verplanck, Inc., The Exclusive Agent For Flowserve Equipment, Parts, Service And Related Items In The City's Geographic Region.
(Procurement/Public Works)
5. A Resolution Authorizing, As A Sole Source Purchase, The Purchase Of Dezurik (Dezurik, Apco, And Hilton Brands) Equipment, Parts, Service And Related Items, Pursuant To Section 2-367(d) Of The Miami Beach City Code, For The City's Pump Stations, From Fluid Control Specialties, Inc., The Exclusive Agent For Dezurik, Apco, And Hilton Equipment, Parts, Service And Related Items In The City's Geographic Region.
(Procurement/Public Works)

C7E A Resolution Ratifying The Agreement Approved By The City Manager With OpenGov, Inc., For The City's Interactive Transparency Portal, For A Term Of Five (5) Years, At A Total Cost Of \$124,875.
(Procurement)

C7F A Resolution Approving The Donation Of Surplus Meeting Room Chairs, Lecterns, Easels, And Tables From The Miami Beach Convention Center To Miami Beach Senior High School And Myrtle Grove Presbyterian Church.
(Tourism, Culture & Economic Development)

C7G A Resolution To Consider Waving Fees In The Amount Of \$1,730.00 For The Human Rights Committee Event In Observance Of National Human Trafficking Awareness Month At The Colony Theatre.
(Sponsored by Commissioner Micky Steinberg)

C7H A Resolution To Consider Waiving The Building Rental Fee At The Colony Theater For 5 Nights Totaling \$3,250.00 For The Golem Of Havana Production.
(Sponsored by Commissioner Micky Steinberg)

End of Consent Agenda

REGULAR AGENDA

R5 - Ordinances

R5A Art In Public Places Review Process

An Ordinance Amending The City Code, By Amending Chapter 82, "Public Property," Article VII, "Art In Public Places," Division 4, "Procedures," At Section 82-612, "Selection Of Artists And Works Of Art," In Order To Amend The Procedures For Selecting Artists; Providing For Codification; Repealer; Severability, And An Effective Date. **10:00 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Tourism, Culture & Economic Development)

(First Reading on December 9, 2015 - R5I)

R5B Traffic Study Requirements

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administration And Review Procedures," Article VI, "Design Review Procedures," At Section 118-253, By Including Application Requirements For Design Review Board Applications, To Include Threshold Requirements For The Submission Of Traffic Studies, And By Amending Chapter 118, "Administration And Review Procedures," Article X, "Historic Preservation," Division 3, "Issuance Of Certificate Of Appropriateness To Dig/Certificate Of Appropriateness For Demolition," At Section 118-562, By Including Threshold Requirements For The Submission Of Traffic Studies For Historic Preservation Board Applications; Providing For Codification; Repealer; Severability; And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Micky Steinberg)

(Legislative Tracking: Planning)

(First Reading on December 9, 2015 - R5J)

R5C Single Family Regulations - Lot Coverage, Unit Size, Height, Setbacks, And Courtyards

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," At Sections 142-105, 142-106, And 142-108, By Modifying, Simplifying, And Clarifying How Lot Coverage, Unit Size, Roof Deck, Height, Setback, And Courtyard Requirements Are Applied In The Single Family Residential Districts; Eliminating Certain Design Review Waivers For Second Floor Volume And Side Elevation Requirements; Providing Codification; Repealer; Severability; And An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on December 9, 2015 - R5K)

R5D Electric Vehicle Parking

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 130, "Off-Street Parking," Article II, "Districts; Requirements," By Creating Section 130-39, Entitled "Electric Vehicle Parking Requirements," To Provide Minimum Requirements For Electric Vehicle Parking Spaces And Charging Stations; Amending Article III, "Design Standards," By Creating Section 130-72, Entitled "Electric Vehicle Parking Space Standards," To Establish Design Standards For Electric Vehicle Parking Spaces; And Amending Article V, "Fee In Lieu Of Parking Program," Section 130-132, Entitled "Fee Calculation," To Establish An Additional Fee In Lieu Of Parking For Electric Vehicle Parking Spaces, And Section 130-134, Entitled "Deposit Of Funds; Account," To Provide That Funds Generated By The Additional Fee In Lieu Of Parking For Electric Vehicle Parking Spaces Shall Be Deposited In The City's Sustainability And Resiliency Fund; Providing For Codification, Repealer, Severability And An Effective Date. **10:15 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Micky Steinberg)

(Legislative Tracking: Planning)

(First Reading on December 9, 2015 - R5L)

R5E An Ordinance Granting To Peoples Gas System, A Division Of Tampa Electric Company, Its Successors And Assigns, A Non-Exclusive Natural Gas Franchise Agreement To Use The Public Rights-Of-Way Of The City Of Miami Beach, Florida, And Prescribing The Provisions And Conditions Under Which Said Franchise Shall Be Exercised; Providing For Monthly Payments To The City; Providing An Effective Date; And Repealing Prior Ordinance. **10:20 a.m. Second Reading Public Hearing**

(Public Works)

(This Franchise Agreement is not a true "ordinance" that falls within the sponsorship requirements set forth within Section 2-12 of the Miami Beach City Code.)

(First Reading on December 9, 2015 - R5N)

R5F An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article VI, Entitled "Procurement," By Amending Division 3, Entitled "Contract Procedures," By Amending Section 2-375, To Be Entitled "Non-Discrimination; Contract Requirements; Waiver," To Provide That The City Shall Not Procure Goods Or Services From, Or Otherwise Contract With, A Business Which Engages In The Boycott Of A Nation Or Country, Or A Business Which Blacklists Or Otherwise Refuses To Deal With A Person Or Entity Based On Race, Color, National Origin, Religion, Sex, Intersexuality, Gender Identity, Sexual Orientation, Marital Or Familial Status, Age, Or Disability, And Providing Definitions, Requirements For City Contracts, And Waiver Provisions; Providing For Repealer, Codification, Severability, And An Effective Date. **10:25 a.m. Second Reading Public Hearing**

(Sponsored by Mayor Philip Levine & Co-Sponsored by Commissioner Kristen Rosen Gonzalez)

(Legislative Tracking: Office of the City Attorney)

(First Reading on December 9, 2015 - R5O)

- R5G An Ordinance Amending Miami Beach City Code Chapter 2 “Administration,” Article VII “Standards Of Conduct,” Division 5 “Campaign Finance Reform,” Encompassing City Code Sections 2-487 “Prohibited Campaign Contributions By Vendors,” City Code Section 2-488 “Prohibited Campaign Contributions By Lobbyists On Procurement Issues,” City Code Section 2-489 “Prohibited Campaign Contributions By Real Estate Developers,” And City Code Section 2-490 “Prohibited Campaign Contributions By Lobbyists On Real Estate Development Issues,” By Providing That, Commencing On March 1, 2016, Members Of The City Commission Or Candidates For Said Offices Shall Be Prohibited From Either Directly Or Indirectly Soliciting, Accepting Or Depositing Any Campaign Contribution Regarding City Elected Office From A Vendor, Lobbyist On A Procurement Issue, Real Estate Developer, Or Lobbyist On A Real Estate Development Issue; Providing For Repealer, Severability, Codification, And An Effective Date. **10:30 a.m. Second Reading Public Hearing**
(Sponsored by Commissioners Micky Steinberg & Michael Grieco)
(Legislative Tracking: Office of the City Attorney)
(Continued from December 9, 2015 - R5G)
- R5H An Ordinance Amending Miami Beach City Code Chapter 2, Article VII, Division 5 Entitled “Campaign Finance Reform,” By Adding Thereto Section 2-491 Entitled “Prohibited Lobbying By Campaign Consultants,” Prohibiting Campaign Consultants And Certain Affiliated Persons Or Entities From Lobbying City Commission For 12 Months Subsequent To Swearing In Of Subject Elected Official(s), Establishing Definitions, And Limited Exemption; Providing For Repealer, Severability, Codification, And An Effective Date. **10:31 a.m. Second Reading Public Hearing**
(Sponsored By Commissioner Kristen Rosen Gonzalez)
(Legislative Tracking: Office of the City Attorney)
(Continued from December 9, 2015 - R5P)
- R5I An Ordinance Amending Chapter 106 Of The Miami Beach City Code, Entitled “Traffic And Vehicles,” By Amending Article II, Entitled “Metered Parking,” By Amending Division 1, Entitled “Generally,” By Amending Section 106-47, Entitled “Freight, Commercial, And Passenger Curb Loading Zones; Hours, Deliveries”; By Deleting Subsection (c), (d) And (e); By Amending Subsection (b) To Require Property Owners And Businesses To Confirm Compliance With Subsection (g) For Commercial Motor Vehicles Deliveries And Services; By Prohibiting Deliveries Or Services For Commercial Motor Vehicles That Fail To Comply With Subsections (f) Through (n); By Creating A New Subsection (d) And (e), Which Limits The Authority Of The Special Master; By Amending The Enforcement And Penalty Provisions For Violations Of Subsection (b); Providing For Codification, Repealer, Severability, And An Effective Date. **10:35 a.m. Second Reading Public Hearing**
(Sponsored by Commissioner Michael Grieco)
(Legislative Tracking: Office of the City Attorney)
(Deferred from December 9, 2015 - R5E)

R5J An Ordinance Amending Miami Beach City Code Chapter 2, Article VII, Division 5 Entitled "Campaign Finance Reform," By Adding Thereto Section 2-491 Entitled "Disclosure Of Solicitation," Requiring Any Candidate Or Campaign Committee Of A Candidate For The Offices Of Mayor Or Commissioner Or Member Of The City Commission Who, On Behalf Of A Political Committee Which Supports Or Opposes Candidates For Elected City Office, Solicits Campaign Contributions For City Elected Office From A Vendor, Lobbyist On A Procurement Issue, Real Estate Developer And/OR Lobbyist On A Real Estate Development Issue, To Disclose The Date Of Solicitation As Well As Name And Contribution Amounts Of Any Individual Who Was Solicited, Disclosure To Be Filed In Office Of The City Clerk. **First Reading**

(Sponsored By Commissioners Micky Steinberg & Michael Grieco)

(Legislative Tracking: Office of the City Attorney)

(Continued from December 9, 2015 - R5H)

R5K Sustainability And Resiliency

An Ordinance Amending The Land Development Regulations (LDRs) Of The City Code, By Establishing Chapter 133, Entitled "Sustainability And Resiliency;" Establishing Requirements For Green Building Certification As A Requirement During Zoning Review Of New Projects Over A Certain Size ("Eligible Project(s)"); Establishing A Sustainability Fee Program For Projects That Do Not Achieve The Required Green Building Certification Level; Authorizing Property Owners And Developers To Pay A Sustainability Fee, Or, In The Alternative, Post A Bond, In The Amount Of Five Percent (5%) Of The Total Construction Cost For The Eligible Project(s), Into The City's Sustainability Fund, Which Bond Or Funds Are Reimbursable To The Property Owner Or Developer Pursuant To The Level Of Green Building Compliance Achieved By The "Eligible Project"; Establishing A Sustainability And Resiliency Fund For The Deposit Of The Sustainability Fees Generated Through The Sustainability Fee Program, And Providing The Uses For Which The Fees Deposited In The Sustainability And Resiliency Fund Can Be Used; And Repealing Chapter 100, Entitled "Sustainability" As Duplicative And Contradictory To The Sustainability And Resiliency Revisions Of Chapter 133; Providing For Review; Applicability; Codification; Repealer; Severability; And An Effective Date. **First Reading**

(Sponsored by Commissioner Micky Steinberg)

(Legislative Tracking: Planning)

R5L Required Off Street Loading Spaces

An Ordinance Amending Chapter 130 "Off Street Parking," Article IV, "Off-Street Loading," By Modifying The Requirements For Calculating And Providing Required Loading Spaces For Existing Buildings, Changes In Use And New Construction, Including Enclosed Structures Used For The Storage And Parking Of Vehicles; Providing For Repealer; Severability; Codification; And An Effective Date. **First Reading**

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

- R5M CD-2 Height For Mixed-Use On Alton Road
An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142 "Zoning Districts And Regulations," Article II "District Regulations", Division 5, "CD-2, Commercial, Medium-Intensity District," At Section 142-306, "Development Regulations," By Increasing The Maximum Permitted Height For Properties On The West Side Of Alton Road From 6th Street To Collins Canal Providing For Codification; Repealer; Severability; And An Effective Date. **First Reading**
(Sponsored by Commissioner Joy Malakoff)
(Legislative Tracking: Planning)
- R5N An Ordinance Amending Chapter 30 Of The Miami Beach City Code, Entitled "Code Enforcement," By Amending Article II, Entitled "Special Master," By Amending Section 30-37, Entitled "Terms Of Office; Compensation"; By Amending The Compensation Of The Special Master(s); Providing For Codification, Repealer, Severability, And An Effective Date. **First Reading**
(Sponsored by Michael Grieco)
(Legislative Tracking: Office of the City Attorney)
(Item to be Submitted in Supplemental)
- R5O An Ordinance Amending Chapter 78 Of The Code Of The City Of Miami Beach, Entitled "Personnel," By Amending Article I, Entitled "In General," By Amending Section 78-2, Entitled "Reserved," To Codify Requirements For Criminal History Record Checks For Certain Municipal Employees, Appointees, Contractors, Employees Of Contractors, And Vendors, In Accordance With State Law; Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Sponsored by Commissioner Michael Grieco)
(Legislative Tracking: Human Resources)
- R5P An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article IV Entitled "Officers And Employees," By Amending Section 2-191 Entitled "Enumeration Of Organizational Units," By Creating The Environment And Sustainability Department; And Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. **First Reading**
(Sponsored by Vice-Mayor John Elizabeth Alemán)
(Legislative Tracking: Human Resources)
- R5Q An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article IV, "Uses In Public Rights-Of-Way," By Amending Division 5, "Sidewalk Cafes," By Amending Subdivision II, "Permit," By Amending Section 82-382, Entitled "Application," And Section 82-383, Entitled "Permit Fee; Penalties For Late Payment; Review Of Fee; Exception," To Abate Sidewalk Cafe Permit Fees, Including Annual Permit Application Fees And Square Footage Fees, For Businesses Participating In The City's Washington Avenue Pilot Parklet Program, Which Program Shall Terminate On February 28, 2017; And Providing For Repealer, Codification, Severability, And An Effective Date. **First Reading**
(Sponsored by Commissioner Joy Malakoff)
(Legislative Tracking: Office of the City Attorney/Transportation)

R5R Concurrency Exemption
An Ordinance Amending The City Code, By Amending Chapter 122, "Concurrency Management," By Amending Section 122-5, "Exemptions From Concurrency," To Authorize The City Commission To Exempt, By Resolution, Temporary Uses In Public Rights-Of-Way From The City's Concurrency Requirements, And To Require The City Commission To Set Forth The Geographic Areas, Criteria, And Duration For Any Such Exemption; And Providing For Repealer, Codification, Severability, And An Effective Date.
(Legislative Tracking: Planning)
(Sponsored by Commissioner Joy Malakoff)

R5S An Ordinance Amending The Code Of The City Of Miami Beach, Subpart B, Entitled "Land Development Regulations," Of Chapter 142, Entitled "Zoning Districts And Regulations," By Amending Article II, Entitled "District Regulations," By Amending Division 2, Entitled "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending Section 142-109, Entitled "Commercial Use Of Single-Family Homes Prohibited,"; By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 2, Entitled "Accessory Uses"; By Amending Section 142-905, Entitled "Permitted Accessory Uses In Single-Family Districts,"; By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 3, Entitled "Supplementary Use Regulations," By Amending Section 142-1111, Entitled "Short-Term Rental Of Apartment Units Or Townhomes," By Amending; And Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Sponsored by Mayor Philip Levine)
(Legislative Tracking: Office of the City Attorney)
(Item to be Submitted in Supplemental)

R5T An Ordinance Amending The Code Of The City Of Miami Beach, Subpart B, Entitled "Land Development Regulations," Of Chapter 142, Entitled "Zoning Districts And Regulations," By Amending Division 2, Entitled "Accessory Uses"; By Amending Section 142-905, Entitled "Permitted Accessory Uses In Single-Family Districts," By Adding New Subsection (B)(5)A Which Prohibits The Advertisement For The Lease Of Single Family Homes For Less Than Six Months And One Day, By Adding New Subsection (B)(5)B, Which Provides The Enforcement For A Violation Of Section (B)(5); By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 3, Entitled "Supplementary Use Regulations," By Amending Section 142-1111, Entitled "Short-Term Rental Of Apartment Units Or Townhomes," By Amending Section (A) To Prohibit The Advertisement Of Short Term Rental Of Apartments Units Or Townhomes; And Providing For Repealer, Severability, Codification, And An Effective Date. **First Reading**
(Sponsored by Mayor Philip Levine)
(Legislative Tracking: Office of the City Attorney)
(Item to be Submitted in Supplemental)

R7 - Resolutions

R7A A Resolution Adopting The Second Amendment To The Capital Budget For Fiscal Year 2015/16.
10:40 a.m. Public Hearing
(Budget & Performance Improvement)
(Item to be Submitted in Supplemental)

- R7B A Resolution Adopting The Second Amendment To The General Fund, Enterprise Fund, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year 2015/16. **10:45 a.m. Public Hearing**
(Budget & Performance Improvement)
- R7C A Resolution Approving “Alternative No. 1” And Authorizing The Mayor And City Clerk To Execute Change Order No. 3 To The March 13, 2013 Construction Contract Between The City Of Miami Beach, Florida, And Lanzo Construction Co., Florida, For Right-Of-Way Infrastructure Improvements Under The Venetian Islands Bid Package 13C (The Contract); Which Change Order Includes: 1) Construction Work Associated With Six (6) New Stormwater Pump Stations That Meet The City’s Enhanced Stormwater Criteria, In The Not-To-Exceed Amount Of \$12,257,864, 2) A Time Extension Of 365 Calendar Days Required To Complete The Scope Of Work Within San Marino, Dilido And Rivo Alto Islands; And 3) An Increase To The Owner’s Contingency Of \$1,225,787; All For A Total Change Order Of \$13,483,651.
(Capital Improvement Projects Office)
(Deferred from December 9, 2015 - R7Z)
- R7D A Resolution Establishing A Policy Not To Hire Individuals Who Use Tobacco Or Tobacco Products Including, But Not Limited To, Cigarettes, E-Cigarettes, Cigars, Chewing Tobacco, Snuff, And Pipes, And To Prohibit The Use Of Such Products Throughout The Individuals’ Employment With The City Of Miami Beach.
(Sponsored by Commissioner Michael Grieco)
(Legislative Tracking: Human Resources)
- R7E A Resolution Consenting To The Appointment Of Allison R. Williams As The Chief Financial Officer (CFO) Of The Finance Department For The City Of Miami Beach.
(Human Resources)
- R7F A Resolution Supporting The Increase Of Parking Violation Fines In Chapter 30 Of The Code Of Miami-Dade County, Providing Severability, Inclusion In The Code And Effective Date.
(Parking)
- R7G A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 2 To The Lease Agreement With The Miami Beach Police Athletic League, Inc. (PAL), Substantially In The Form Attached To This Resolution, Relating To The Building Located At 999 11th Street (Premises); Said Amendment Establishing The Permitted Uses Under The Lease; Clarifying And Establishing Terms Relating To The Shared Use Of The Premises By The City And PAL; Clarifying The Operational, Management, And Maintenance Obligations With Respect To The Shared Use Of The Premises; And Further Extending The Lease Term For An Additional Two (2) Years, Through And Including June 30, 2025.
(Police)

- R7H A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Proposals Received, Pursuant To Request For Proposals No. 2015-013-YG (The RFP), For Security Officer Services; Authorizing Award Of Contracts To Kent Security Services, Inc., Allied Barton Security Services, LLC, And G4S Secure Solutions (USA) Inc.; And Further Authorizing The Mayor And City Clerk To Execute An Agreement With Kent Security Services, Inc., Allied Barton Security Services, LLC, And G4S Secure Solutions (USA) Inc.
(Procurement/Police)
- R7I A Resolution Authorizing The City Manager To Decline, In Writing, The Owner's Reciprocal Right Of First Refusal, As Required Pursuant To The Terms Of Section 36.2 Of The Agreement Of Lease ("Ground Lease") Between The City ("Owner") And 1691 Michigan Ave Investments LP ("Tenant"), Dated As Of September 1, 1999, Involving The Improvements To The Property ("Project") Located At 1691 Michigan Avenue, Miami Beach, Florida; And Further Approving Tenant's Sale Of The Project To CLPF - Lincoln, LLC, A Delaware Limited Liability Company ("Proposed Purchaser"), Subject To The Administration's Successful Completion Of Its Evaluation Of The Proposed Purchaser In Accordance With Article 10 Of The Lease ("City's Due Diligence"), And Payment To The City Of Its Reasonable Costs Incurred In Connection With The Proposed Sale Including, Without Limitation, Reimbursement Of The City's Due Diligence Costs; And Further Authorizing The City Manager And City Clerk To Execute Any And All Closing Documents On Behalf Of The City.
(Tourism, Culture & Economic Development)
(Deferred from December 16, 2015 - R7B)
- R7J A Resolution Accepting The Recommendation Of The Neighborhood/Community Affairs Committee, And Approving The Proposed South Beach Trolley Route And Service Plan; And Further Authorizing The City Manager To Negotiate An Interlocal Agreement With Miami-Dade County For The Approved South Beach Route, Which Negotiated Agreement Shall Be Submitted To The Mayor And City Commission For Approval Prior To Execution.
(Transportation)
- R7K A Resolution Urging The Florida Legislature To Oppose HB 163 And SB 300 Regarding Amendments To The Florida Statutes Regarding The Open Carry Of Firearms And Weapons.
(Sponsored by Commissioner Kristen Rosen Gonzalez)
(Legislative Tracking: Office of the City Attorney)
- R7L A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Change Order, Design-Build Contract With David Mancini & Sons, Inc., For Design-Build Services Includes: 1) Additional Design, Permitting And Construction Services To Provide A 54" Redundant Sewer Force Main Project To 11th Street (From Euclid Avenue To Pump Station No. 1, West Of Meridian Avenue); (2) Replacement Of Existing Water, Sewer, And Stormwater Infrastructure; (3) Refurbishing Of Pump Station No. 1; And (4) Street Improvements Relating To Elevating Final Grade, Upgrading Of Lighting, New Paving, And Landscaping; For A Total Amount Of \$6,165,012; Plus An Owner's Project Contingency In The Amount Of \$616,501; For A Grand Total Of \$6,781,513, With Previously Appropriated Funding And Additional Funding Request Subject To The 2nd Amendment To The FY 15/16 Capital Budget.
(Public Works)

R7M A Resolution Approving And Authorizing The City Manager To Execute A Public School Concurrency Proportionate Share Mitigation Development Agreement (“Agreement”), Attached Hereto As “Exhibit 1,” Between The City Of Miami Beach (“City”), Miami-Dade County School Board (M-DCSB) And The Following Property Owners: 500 Alton Road Ventures, LLC; South Beach Heights I, LLC; 1220 Sixth, LLC; And KGM Equities, LLC, Hereinafter Jointly Referred To As “Property Owners” Of 500-700 Alton Road (Hereinafter The “Property”); Which Agreement Provides For The Payment Of \$788,650 Toward School Board Concurrency By Property Owners To M-DCSB Due To The Property Owner’s Application To Construct 485 Multifamily Residential Units On The Property; And Which Agreement Is Consistent With The Requirements Of The Amended And Restated Interlocal Agreement (ILA) Between M-DCSB And The City, Dated December 12, 2007.

(Office of the City Attorney)

R7N A Resolution Declaring The Official Intent Of The City Of Miami Beach, Florida To Enter Into A Loan In Order To, Among Other Things, Reimburse Itself From The Proceeds Of Such Loan For Funds Advanced By The City For Certain Expenses Incurred With Respect To The Placement Underground Of Utility Lines On Sunset Islands 3 And 4; And Authorizing Certain Incidental Actions.

(Office of the City Attorney)

R7O A Resolution Authorizing The Mayor And City Clerk To Execute Amendment No. 2 To The Design/Build Services Agreement Between The City Of Miami Beach, Florida, And Central Florida Equipment Rentals Inc., Dated January 24, 2014 (The Agreement) For The Right Of Way Infrastructure Improvement Project No. 8b, Lower North Bay Road Project; The Amendment Includes; 1) Acceleration Of The Construction Of All Phases Of The Project, 2) Allowance For Reimbursable Expenses Associated With Remediation Work In Contaminated Area, And 3) Allowance For Street Lighting Improvements; For A Total Amount Of \$2,878,260; Plus A Five (5) Percent Owner’s Contingency In The Amount Of \$645,908, For A Grand Total Of \$3,524,168; From Previously Appropriated Water And Sewer Bonds And Stormwater Master Plan Program Fund, And Capital Reserve Funding Subject To 2nd Amendment To FY 2015/16 Capital Budget.

(Capital Improvement Projects)

R7P A Resolution Approving And Authorizing The Mayor And City Clerk To Execute Amendment No. 1 To The Design-Build Services Agreement Between The City Of Miami Beach, Florida, And Ric-Man International, Inc., For The Design-Build Services For Neighborhood No. 8: Sunset Islands 3 & 4 Right-Of-Way Infrastructure Improvements Project; The Amendment Includes 1) Additional Design, Permitting And Construction Services Associated With Homeowners’ Association’s (HOA) Requests, Miscellaneous Repairs, Construction Related Changes, And Additional Utility Undergrounding Activities; And 2) Time Extension Of Forty-Three (43) Calendar Days; For A Total Amount Of \$339,625; Plus An Owner’s Project Contingency In The Amount Of \$800,000; For A Grand Total Of \$1,139,625, With Previously Appropriated Funding And Additional Funding Request Subject To The 2nd Amendment To The FY 15/16 Capital Budget.

(Capital Improvement Projects)

R7Q A Resolution Authorizing A "License Agreement," Attached Hereto As Exhibit A, Between The City Of Miami Beach ("City") And The State Of Florida Department Of Transportation ("FDOT"), Which Reflects A License Of Use By FDOT Along The Southeasterly Right-Of Way Line Of Alton Road (SR 907) And The City's Golf Course ("Licensed Area"), To Be Occupied And Used By FDOT As A Drainage Inlet, And During Construction, Restoration, Sloping, And Grading For The Highway Improvements Along Alton Road.

(Public Works)

(Item to be Submitted in Supplemental)

R9 - New Business and Commission Requests

R9A Board And Committee Appointments.

(Office of the City Clerk)

R9A1 Board And Committee Appointments - City Commission Appointments.

(Office of the City Clerk)

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

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

R9C Miami Beach Convention Center Quarterly Construction Project Update.

(Office of the City Manager)

R9D Presentation Of Mayor's Ocean Drive Task Force's Final Report.

(Sponsored by Mayor Philip Levine)

(Item to be Submitted in the Supplemental)

R9E Discussion Regarding The Possible Addition Of A Skate Park In North Shore Open Space Park.

(Sponsored by Commissioner Ricky Arriola)

R9F Presentation By The New World Symphony On Their Partnership With The Harvard Graduate School of Design (GSD) Entitled "Boutique City" And An Update On The City's Partnership With The GSD For A Two-Year Design Studio To Study The Impacts and Potential Responses to Sea Level Rise In Miami Beach.

(Office of the City Manager)

R9G Update Regarding 2016 Early Voting Location At Miami Beach City Hall.

(Office of the City Clerk)

R9H Discussion Regarding "Welcome To Miami Beach" Sign On The MacArthur Causeway.

(Sponsored by Mayor Philip Levine)

- R9I Discussion Regarding Extending Boardwalk From 5th Street To 1st Street.
(Sponsored by Mayor Philip Levine)
- R9J Discussion Regarding Motorcycle/Scooter Discounted Hourly Parking Rates.
(Sponsored by Mayor Levine)
(Legislative Tracking: Parking)
- R9K Discussion Regarding LTC 458-2015, Resolution Approved By The Committee On The Homeless, Offering Recommendations To Augment The City's Efforts To Address Homelessness Within Our Community.
(Sponsored by Vice-Mayor John Elizabeth Alemán)
- R9L Discussion Regarding North Beach Senior Center/HVAC-Related Matters.
(Sponsored by Commissioner Kristen Rosen Gonzalez)
(Legislative Tracking: Office of the City Attorney)
- R9M Discussion Regarding Letter From Florida Department Of Transportation (FDOT), In Reference To A Memorandum Of Understanding (MOU) Between The City Of Miami Beach, The City Of Miami, Miami-Dade County And FDOT For The Beach Corridor Direct Connection Project, And Our Directive As A Commission To Agree To An Unsolicited Bid Process.
(Sponsored by Commissioner Kristen Rosen Gonzalez)
- R9N Discussion Regarding Permit Requirements For Small Photography Sessions In Public Space.
(Sponsored by Commissioner Michael Grieco)
- R9O Discussion Regarding, Where "Hoverboard" Use Is Legal.
(Sponsored by Commissioner Michael Grieco)
- R9P Discussion Regarding Hoverboard Usage In Areas With Heavy Pedestrian Traffic.
(Sponsored by Commissioner Micky Steinberg)
- R9Q Discussion On The Flamingo Park Master Plan As It Relates To The Demolition Of The Robert C. Haas Racquetball Building And The Addition Of The Padel Courts.
(Sponsored by Mayor Philip Levine)
- R9R Discussion: Proposed Alcoholic Beverages Ordinance Amendment.
(Sponsored by Mayor Philip Levine)
(Legislative Tracking: Office of the City Attorney)
- R9S Discussion Regarding What The City Can Do To Improve Communicating Traffic Advisories Internally And To The Public.
(Sponsored by Commissioner Micky Steinberg)

- R9T Motion To Reconsider Vote On Agenda Item R7C From December 16, 2015 City Commission Meeting (Re: South Beach Component Of The Direct Connect Transit Project).
(Sponsored by Commissioner Kristen Rosen-Gonzalez)

R10 - City Attorney Reports

- R10A City Attorney's Status Report.
(Office of the City Attorney)

Reports and Informational Items

1. Reports And Informational Items (see LTC 004-2016)
2. List of Projects Covered by the Cone of Silence Ordinance – LTC No. 003-2016.
(Procurement)
3. Report From Commission Committees Of Withdrawn Items Not Heard Within (6) Six Months From Their Referral Date.
(Office of the City Clerk)

End of Regular Agenda