



MAYOR:	Philip K. Stoddard	ACTING CITY MANAGER:	Buford R. Witt
VICE MAYOR:	Valerie Newman	CITY ATTORNEY:	Laurence Feingold
COMMISSIONER:	Velma Palmer	CITY CLERK:	Maria M. Menendez
COMMISSIONER:	Brian D. Beasley		
COMMISSIONER:	Walter A. Harris		

## CITY COMMISSION AGENDA

### City Commission Meeting

Regular Meeting date: June 8, 2010 Time: 7:00 PM  
Next Regular Meeting date: July 20, 2010 Time: 7:30 PM

6130 Sunset Drive, South Miami, FL; Phone: (305) 663-6340

**City of South Miami Ordinance No. 08-06-1876 requires all lobbyists before engaging in any lobbying activities to register with the City Clerk and pay an annual fee of \$500.00 per Ord. No. 44-08-1979. 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.**

#### CALL TO ORDER:

- A. Please silence or turn off all cell phones. If you must speak please leave the room:
- B. Add-On Item(s):
- C. Roll Call:
- D. Moment of Silence:
- E. Pledge of Allegiance:
- F. Lobbyists addressing the City Commission tonight must have been registered with the City Clerk as indicated above.
- G. Presentation(s) 7:00 p.m.
  - 1) SW 66 Street Phase II Design by EAC Consulting, Inc.
  - 2) Green Task Force "Green Master Plan"

**ITEM (S) FOR THE COMMISSION'S CONSIDERATION:**

- 1. Approval of Minutes**
  - a) Minutes of May 11, 2010
  - b) Minutes of May 18, 2010
- 2. City Manager's Report** (25 minutes)
- 3. City Attorney's Report** (15-minutes)

**PUBLIC REMARKS**

(5 minutes)

- 4. Commission Reports, Discussion & Remarks** (25 minutes)

**(BEGINNING OF CONSENT)**

- 5. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, authorizing the Acting City Manager to execute a contract agreement with Miami-Dade County's Safe Neighborhood Parks Bond Program for the Murray Park Pool and Dison Park Improvements in the amount of \$280,050.00; and providing for an effective date.** 3/5

*(A resolution authorizing the Acting City Manager to execute a contract agreement with the Miami-Dade County's Safe Neighborhood Parks Program for the Murray Park Pool and Dison Park Improvements in the amt of \$280,050)*

**(Acting City Manager)**

- 6. A Resolution of the Mayor and City Commission of the City of South Miami, Florida concerning an application pursuant to Land Development Code Section 20-4.3(n) to permit the installation of a banner over Sunset Drive to promote the City of South Miami July 4 Celebration to be held at Palmer Park on July 4, 2010; and providing for an effective date.** 3/5

*(A resolution to permit the installation of a banner over Sunset Drive to promote the City of South Miami July 4 celebration to be held at Palmer Park on July 4, 2010)*

**(Acting City Manager)**

- 7. A Resolution of the Mayor and City Commission of the City of South Miami, Florida concerning an application pursuant to Land Development Code Section 20-4.3(N)**

to permit the installation of a banner over Sunset Drive to promote the 18<sup>th</sup> Annual Fairchild Tropical Garden Mango Festival a fund raising event to be held at the Gardens July 10-11, 2010; providing for an effective date. 3/5

*(A resolution to permit the installation of a banner over Sunset Drive to promote the 18<sup>th</sup> Annual Fairchild Tropical Garden Mango Festival to be held at the Gardens July 10-11, 2010)*

**(Acting City Manager)**

8. A resolution of the Mayor and City Commission of the City of South Miami, Florida, relating to boards and committees; appointing Jason Lopez to serve on the Citizens Advisory Group (Urban Landscape) for a two-year term ending June 7, 2012; and providing an effective date. 3/5

*(A resolution appointing Jason Lopez to serve on the Citizens Advisory Group (Urban Landscape) for a 2-yr term ending 6/07/12)*

**(Commissioner Harris)**

9. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, relating to boards and committees; re-appointing Frank Cuzzocrea, a resident of the City of South Miami, to serve on the Board of Trustees/Police Officers Retirement Trust Fund for a two-year term ending June 7, 2012; and providing an effective date. 3/5

*(A resolution re-appointing Frank Cuzzocrea to serve on the Board of Trustees/Police Officers Retirement Trust Fund for a 2-yr term ending 6/07/12)*

**(City Commission)**

10. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, relating to boards and committees; appointing Sharon McCain to serve on the Budget and Finance Committee for a term ending September 30, 2010; And providing an effective date.

*(A resolution appointing Sharon McCain to serve on the Budget and Finance Committee for a term ending September 30, 2010)*

**(Mayor Stoddard)**

**(END OF CONSENT)**

**RESOLUTION (S)**

11. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, pursuant to Chapter 8A of the Code of Ordinances, authorizing the reimbursement

of legal fees to Commissioner Beasley; and providing an effective date. 3/5

*(A resolution authorizing the reimbursement of legal fees to Commissioner Beasley)*

(Vice Mayor Newman)

12. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, expressing its opposition to offshore oil drilling in Florida waters as having an adverse impact on Florida's environmental and economic resources; directing the City Clerk to transmit a copy of this resolution to various state and federal officials; providing an effective date. 3/5

*(A resolution expressing its opposition to offshore oil drilling in Florida waters)*

(Commissioner Harris)

ORDINANCE (S) SECOND READING PUBLIC HEARING (S)  
(NONE)

RESOLUTION (S) PUBLIC HEARING (S)  
(NONE)

ORDINANCE (S) FIRST READING

13. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida, relating to a request to amend the official zoning map of the City of South Miami Land Development Code by changing the zoning use district from "NR" Neighborhood Retail Zoning Use District to "SR" Specialty Retail Zoning Use District for property located at 6800, 6820, and 6842 SW 62 Avenue; the purpose of the zone change is to allow construction of a four story mixed use office building; providing for severability; providing for ordinances in conflict; and providing an effective date. 5/5

(Acting City Manager)

14. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida amending the South Miami Code of Ordinances by adding Section 7-17 entitled "Type of Construction Required of All Principal Buildings" and Section 7-18 entitled "Staging of construction and damage to public property, rights-of-

way, alleys or easements and trees and landscaping" to Chapter 7 "Buildings" in order to list the types of construction allowed and prevent damage to public property; providing for severability; providing for ordinances in conflict; and providing for an effective date. 3/5

(Acting City Manager)

15. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida amending the South Miami Code of Ordinances by amending Chapter 10a Floods Article 2 Definitions "Manufactured home"; providing for severability; providing for ordinances in conflict; and providing for an effective date. 3/5

(Acting City Manager)

16. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida amending the City of South Miami Police Officers Retirement Trust Fund, providing for compliance with Chapter 2009-97, Laws of Florida; providing for severability; ordinances in conflict, and an effective date. 3/5

(Acting City Manager)

ORDINANCE (S) FIRST READING PUBLIC HEARING (S)  
(NONE)

**CITY HAS A SIGNIFICANT GOVERNMENTAL INTEREST IN CONDUCTING EFFICIENT AND ORDERLY COMMISSION MEETINGS. 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."**

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.