



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: July 20, 2010 Time: 7:30 PM
Next Regular Meeting date: July 27, 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.
Proclamation for Retiring Employee, Willie Sneed

ITEM (S) FOR THE COMMISSION'S CONSIDERATION:

1. Approval of Minutes

- a) Minutes of June 2, 2010
- b) Minutes of June 8, 2010
- c) Minutes of June 22, 2010
- d) Minutes of June 30, 2010

2. City Manager's Report (25 minutes)

3. City Attorney's Report (15-minutes)

- a) Letter from the Law Offices of Robert E. Weisberg
Re: Roger M. Carlton

PUBLIC REMARKS

(5 minutes)

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

Discussion of continuing to retain Squires Sanders and Dempsey, L.L.P.

(Vice Mayor Newman)

(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 Service Authorization with the Children's Trust for After-School and/or Summer Camp Services, in the amount of \$112,585.00; and providing for an effective date. 3/5

(A resolution authorizing the ACM to execute a Service Authorization with the Children's Trust for After-School and/or Summer Camp Services, in the amt of \$112,585)

(Acting City Manager)

6. A Resolution of the Mayor and City Commission of the City of South Miami, Florida authorizing the Acting City Manager to hire a replacement for a former Part Time Summer Camp Aide worker, and to hire another Part Time Summer Camp Aide worker to meet the required ratio which the Children's Trust requires. 3/5

(A resolution authorizing the ACM to hire a replacement for a former Part Time Summer Camp Aide worker, and to hire another Part Time Summer Camp Aide worker to meet the required ratio which the Children's Trust requires)

(Acting City Manager)

7. A Resolution of the Mayor and City Commission of the City of South Miami, Florida approving the filing of six single family house properties to the Miami-Dade County Neighborhood Stabilization Program for demolition under the Neighborhood Stabilization Program; providing for an effective date. 3/5

(A resolution approving the filing of six single family house properties to the Miami-Dade County Neighborhood Stabilization Program for demolition under the Neighborhood Stabilization Program)

(Acting City Manager)

8. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, relating to boards and committees; re-appointing Rita Torres to serve on the Pension Board for a two-year term ending July 19, 2012; and providing an effective date. 3/5

(A resolution re-appointing Rita Torres to serve on the Pension Board for a 2-yr term ending 7/19/12)

(City Commission)

9. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, relating to boards and committees; re-appointing Edward de la Torre to serve on the Parks and Recreation Board as an Ad Hoc member for a six-month term ending January 19, 2011; and providing an effective date. 3/5

(A resolution re-appointing Edward de la Torre to serve on the Parks/Rec Bd as an Ad Hoc member for a 6-mo term ending 1/19/11)

(Commissioner Harris)

10. A Resolution of the Mayor and City Commission of the City of South Miami, approving the Green Master Plan for the City of South Miami; providing an effective date. 3/5

(A resolution approving the Green Master Plan for the City of South Miami)

(Commissioner Harris)

11. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, relating to budget; authorizing a transfer of \$115,000.00 from account No. 001-2100-519-3211, settlements to account No. 001-1500-514-3440 for \$48,274.00, Consulting-Labor Attorney and to account No. 001-1500-514-3120 for \$66,726.00, Professional Services Cost; providing an effective date. 3/5

(A resolution authorizing a transfer of \$115,000.00 from account No. 001-2100-519-3211, to the Consulting-Labor Attorney and the Professional Services Cost accts)

(Acting City Manager)

(END OF CONSENT)

RESOLUTION (S)

12. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, authorizing the Acting City Manager to retain a consultant to prepare an alternate FPL transmission line corridor; and providing an effective date. 3/5

(A resolution authorizing the ACM to retain a consultant to prepare an alternate FPL transmission line corridor)

(Mayor Stoddard)

13. A Resolution of the Mayor and City Commission of the City of South Miami, Florida, authorizing the Acting City Manager to hire Richard Montalbano of RBC Capital Markets as the City's Financial Advisor; and providing an effective date. 3/5

(A resolution authorizing the ACM to hire Richard Montalbano of RBC Capital Markets as the City's Financial Advisor)

(City Attorney)

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

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

ORDINANCE (S) FIRST READING

(Moving all 1st reading ordinances for 2nd reading must be done for date certain of 8-03-10 in order to comply with public hearing legal notice requirements)

14. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida, proposing to the City's electors amendments to Articles III and VI of the City's Charter to provide that all department directors appointed by the City Manager shall be subject to the approval or rejection by the City Commission; providing for the proposed amendment to be submitted to the City's electors at the next General Election of

November 2, 2010; providing ballot language; directing the City Clerk to take all necessary actions to carry out the provisions of this ordinance; providing an effective date for the amendment and directing the City Clerk to incorporate the amendment into the charter and to file the revised Charter with the Florida Department of State; providing for severability, conflict, and an effective date. 3/5

(Mayor Stoddard)

15. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida, amending the City Charter by establishing term limits for the Mayor and City Commission, subject to approval by the electorate at a referendum to be held on November 2, 2010; providing ballot language; directing the City Clerk to take all necessary actions to carry out the provisions of this ordinance; providing an effective date for the amendment and directing the City Clerk to incorporate the amendment into the Charter and to file the revised charter with the Florida Department of State; providing for severability, conflict, and an effective date. 3/5

(Mayor Stoddard)

16. An Ordinance of the Mayor and City Commission of the City of South Miami, Florida, amending the South Miami Code of Ordinances by creating Chapter 19A "Towing Regulations", regulating towing within the City; providing for conflict, severability and an effective date. 3/5

(Commissioner Beasley)

17. 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. (Deferred 6/08/10) 3/5

(Acting City Manager)

18. 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. (Deferred 6/08/10)3/5
(Acting City Manager)

19. 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. (Deferred 6/08/10) 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.