



CITY OF SUNNY ISLES BEACH, FLORIDA

City Commission Meeting
David P. Samson Commission Chambers
18070 Collins Avenue

Sunny Isles Beach, Florida 33160

Thursday, July 16, 2009

6:30 p.m.

Mayor Norman S. Edelcup
Vice Mayor Lewis J. Thaler
Commissioner Roslyn Brezin
Commissioner Gerry Goodman
Commissioner George "Bud" Scholl

City Manager Rick Conner
City Attorney Hans Ottinot
City Clerk Jane A. Hines, CMC

ATTENTION ALL LOBBYISTS: CITY LAW REQUIRES YOUR REGISTRATION PRIOR TO ENGAGING IN LOBBYING ACTIVITIES BEFORE CITY STAFF, BOARDS, COMMITTEES OR THE CITY COMMISSION. PLEASE CONTACT THE CITY CLERK FOR FORMS AND ADDITIONAL INFORMATION.

AGENDA

- 1. CALL TO ORDER / ROLL CALL OF MEMBERS**
- 2. PLEDGE OF ALLEGIANCE / INVOCATION**
- 3. APPROVAL OF MINUTES**
 - 3A.** [pages 8 to 18]
Regular City Commission Meeting – June 18, 2009.
- 4. ORDER OF BUSINESS (Additions/Deletions/Amendments)**
 - 4A.** Request to Hear Items.
- 5. SPECIAL PRESENTATIONS**
 - 5A.** [pages 19 to 21]
Certificates of Acknowledgement to be presented to **Daniel Morales and Kefhira Pintos**, residents of the City, who are members of the Global Pioneers from North Miami Senior High School whose team won the 2009 Youth Competition, an academic competition sponsored by UNICEF, who will represent the United States at the J8 Summit taking place July 8-10, 2009, in Italy.
- 6. ZONING: ZONING HEARINGS ARE QUASI-JUDICIAL PUBLIC HEARINGS.**

None

7. ORDINANCES FOR FIRST READING

7A. [pages 22 to 57]

An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, Amending Chapter 161 of the City Code Entitled "**Flood Damage Prevention**" to Incorporate Additional Requirements of Paragraph 60.3(e) of the NFIP Regulations; Adopting the Flood Insurance Rate Map (FIRM) and the Flood Insurance Study (FIS) Report for the City of Sunny Isles Beach; Providing for Severability, Providing for Repealer; Providing for Inclusion in the Code and an Effective Date.

1. Report of Building Official/Flood Plain Manager.
2. Recommendation: Adopt the Ordinance on first reading and schedule a hearing for second and final reading.

8. PUBLIC HEARINGS (Other than Ordinances for Second Reading)

None

9. ORDINANCES FOR SECOND READING (*Public Hearings*)

9A. **Sitting in as the Local Planning Agency and the City Commission, to Consider an Ordinance Amending the Land Development Regulations (LDRs)**

9A.1 [pages 58 to 60]

A Resolution of the Local Planning Agency of the City of Sunny Isles Beach, Florida, Recommending to the City Commission of Sunny Isles Beach, the Ordinance Amending the City's Adopted **Comprehensive Plan to Provide for the State Mandated Requirements for a Ten-Year Water Supply Facilities Work Plan**, by Amending the Infrastructure Element and by Creating Water Supply Facilities Work Plan Sub-Element, Attached Hereto as Exhibit "A", and the Required Transmittal to the State Department of Community Affairs Pursuant to Chapter 163.3191 of the Florida Statutes; Providing for an Effective Date.

1. Report of City Manager, Staff and Consultant.
2. Recommendation: Adopt the Resolution.

9A.2 [pages 61 to 115]

An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, Amending the City of Sunny Isles Beach **Comprehensive Plan to Provide for the State Mandated Requirements for a Ten-Year Water Supply Facilities Work Plan**; By Amending the Infrastructure Element; By Creating Water Supply Facilities Work Plan Sub-Element; Providing that a Transmittal and Adoption Public Hearing will be Held; Providing for Adoption; Providing for Severability; Providing for an Effective Date.

(First Reading 12/18/08)

1. Report of City Manager, Staff and Consultant.
2. Recommendation: Adopt the Ordinance.

9. ORDINANCES FOR SECOND READING (*Public Hearings*) (Continued)**9B.** [pages 116 to 120]

An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, Amending Chapter 256 of the City Code to **Reduce the Warning Period for Red Light Traffic Violators from 90 Days to 30 Days and Renumbering the “Dangerous Intersection Safety Act” from Article III to Article IV**; Providing for Repealer; Providing for Severability; Providing for Inclusion in the Code; Providing for an Effective Date.

(First Reading 06/18/09)

1. Report of City Manager.
2. Recommendation: Adopt the Ordinance.

10. RESOLUTIONS**10A.** [pages 121 to 123]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Amending Resolution No. 2008-1308, the 2009 City Commission Meeting Schedule, by **Adding Special City Commission Meetings Tentatively on Thursday, September 10, 2009 and on Tuesday, September 22, 2009, at 6:30 p.m. for Fiscal Year 2009/2010 Budget Hearings**; Providing for an Effective Date.

1. Report of City Clerk.
2. Recommendation: Adopt the Resolution.

10B. [pages 124 to 126]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing the City Manager or His Designee to Sign or Renew All Required Contracts, Agreements, and Purchase Orders** that Affect the Health, Safety, or Welfare of the City, During the Summer Recess Period **from the Last City Commission Meeting in July 2009 through the First Regular Commission Meeting in September 2009**, Subject to After-the-Fact Ratification at the September 17, 2009 City Commission Meeting; Providing for an Effective Date.

1. Report of City Clerk.
2. Recommendation: Adopt the Resolution.

10C. [pages 127 to 130]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Approving the **Purchase of Twelve (12) Handheld P7250 Police Radios and Associated Accessories** from Miami-Dade County Enterprise Technology Services Department, in the Amount Not to Exceed \$51,111.72, Attached Hereto as Exhibit “A”; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of Police Chief and Police Captain.
2. Recommendation: Adopt the Resolution.

10. RESOLUTIONS (Continued)**10D.** [pages 131 to 133]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Authorizing the **Purchase of Uniforms and Related Items for the Police Department from Gold Nugget D/B/A Argo Uniform Company**, in an Amount Not to Exceed \$24,700.00; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of Police Chief and Police Captain.
2. Recommendation: Adopt the Resolution.

10E. [pages 134 to 136]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Authorizing the Chief of Police to Utilize **Tip Top Dry Cleaners for Dry Cleaning Services** for the Police Department, in an Amount Not to Exceed \$18,400.00, Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of Police Chief and Police Captain.
2. Recommendation: Adopt the Resolution.

10F. [Pages 137 to 140]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Authorizing the Chief of Police, in Accordance with the Comprehensive Crime Control Act of 1984 to **Expend Up to \$10,000.00 from the Partial Federal Forfeiture (DOJ) Funds for the Purchase of Miscellaneous Investigative Equipment to be Used by the Police Department's Detached Detective and HIDTA Group**; Providing for an Effective Date.

1. Report of Police Chief and Police Captain.
2. Recommendation: Adopt the Resolution.

10G. [pages 141 to 145]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Authorizing the City Manager to Apply For, Receive and Accept a **Safe Neighborhood Parks (SNP) Bond Program Grant with Miami-Dade County, for Bella Vista Bay Park Expansion, in the Amount of \$200,000.00, and for the Golden Shores Park Renovation, in the Amount of \$111,450.00**; Authorizing the City Manager to Take Any and All Action Necessary with Respect to the Obtaining and Distribution of Grant Monies, as Appropriate, and to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of Assistant City Manager/Finance.
2. Recommendation: Adopt the Resolution.

10. RESOLUTIONS (Continued)**10H.** [pages 146 to 151]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Approving an **Interlocal Agreement with Miami-Dade County Film Permitting Office Authorizing the County to Issue Permits to Film for Use of Property and Services within the Corporate Limits of the City of Sunny Isles Beach**, Attached Hereto as Exhibit "A"; Authorizing the Mayor to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of Cultural and Human Services Director.
2. Recommendation: Adopt the Resolution.

10I. [pages 152 to 154]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Urging President Obama to Grant Temporary Protective Status to Haitians in the United States**; Directing the City Clerk to Transmit a Copy of this Resolution to the Officials as Stated Herein; Providing the City Manager With the Authority to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of Commissioner Roslyn Brezin.
2. Recommendation: Adopt the Resolution.

10J. [pages 155 to 172]

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving an Agreement with Malibu Plaza on the Bay, L.L.C. for the Purchase and Sale of Real Property Located at 16100 Collins Avenue**, in the Amount of \$4,800,000.00 with a Deposit of \$480,000.00 Which Deposit Shall be Credited Against the Purchase Price at Closing, in Substantially the Same Form as the Attached Exhibit "A"; Authorizing the Mayor to Execute Said Agreement; Providing the City Manager and the City Attorney With the Authority to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

1. Report of City Attorney.
2. Recommendation: Adopt the Resolution.

11. MOTIONS

None

12. DISCUSSION ITEMS

None

13. CITIZENS' FORUM: REQUESTS, PETITIONS & OTHER COMMUNICATIONS

14. ADJOURNMENT

In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the City Clerk at (305) 947-0606, no later than 48 hours prior to such proceeding; if hearing impaired, please telephone the TTY line at (305) 792-1590 for assistance.

Anyone wishing to obtain a copy of any agenda item may contact the City Clerk at (305) 947-0606.

Anyone wishing to appeal any decision made by the City of Sunny Isles Beach with respect to any matter considered at such meeting or hearing will need a record of the proceedings and, for such purpose, 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.