

City of Miami Beach - City Commission Meeting
Commission Chambers, 3rd Floor, City Hall
1700 Convention Center Drive
May 26, 2004

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Mayor David Dermer
 Vice-Mayor Saul Gross
 Commissioner Matti Herrera Bower
 Commissioner Simon Cruz
 Commissioner Luis R. Garcia, Jr.
 Commissioner Jose Smith
 Commissioner Richard L. Steinberg

City Manager Jorge M. Gonzalez
 City Attorney Murray H. Dubbin
 City Clerk Robert E. Parcher

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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 City Clerk's Office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

- PA1 Proclamation/Declaring May 16-22, 2004 "National Public Works Week."
 PA2 Certs. of Apprec./Several Teachers, Retiring after Many Years of Teaching. (Bower)
 PA3 **W**-Certs. of Apprec./MBSH Silver Knight Representatives 2003-04. (Bower)
 PA4 Miami Beach Medals of Honor/MBSH Water Polo Team, Championship Game Victory. (Dermer)
 PA5 Certs. of Apprec./Co-Founders of Miami Ad School, Winning 3 Clio Awards in 2004. (Dermer)
 PA6 **New Item:** Certs. of Apprec./ (3) Lifeguards, Rescuing Victims Caught in a Rip Current. (Smith)
 PA7 **New Item:** Cert. of Apprec./Gary Heffner, Parks & Recreational Facilities Board. (Dermer)
 PA8 **New Item:** Cert. of Apprec./Bob Papke, Director of Marketing at MBCC & TOPA. (Dermer)
 PA9 **New Item:** Proclamation/N. Beach Elementary School, Winning Governor's Sterling Award. (Bower)
 PA10 **New Item:** Cert. of Excellence/Students, Outstanding Scores on 2004 FCAT Writing Exam. (Bower)
 PA11 **5:40 p.m. New Item:** Status Report by the North Beach Development Corporation.
- C2A Approve Purchase, (1) 2004 Ford Truck & (1) 2004 Ford Police Pursuit Vehicle, \$47,371.
- C4A Ref: Land Use & Development Committee - Parking Lot Setback Requirements Ordinance.
 C4B Ref: Neighborhood/Community Affairs Comm. - Placement of Plaque Honoring Mayor Richard.
- C6A Report: Joint G.O. Bond Oversight & Budget Advisory Committee Meeting of May 3, 2004.
 C6B Report: G.O. Bond Oversight Committee Meeting of May 3, 2004.
- C7A Appointment of Chief Special Master for July 1, 2004 to December 31, 2004.
 C7B Set Public Hearing, Review DRB Decision for Marlborough House Condominium.
 C7C Execute Amendment, Marseille Drive Streetscape Project Improvements.
 C7D Appropriate Funds, North Shore Park & Youth Center Phase I, II, & III Construction.
 C7E Allocate Funds, Continue the Enhanced Levels of Homeless Services.

REGULAR AGENDA

- R2A **W-BA 21-03/04**, Purchase (6) 30 Foot, Low Floor Transit Buses, \$1,615,665.
 R2B Award JOC's, Public Works, Citywide Construction & Capital Improvements Projects.
- R5A **10:15 a.m. 2nd Rdg**, Amendment to the City's Art in Public Places Legislation.
 R5B **11:30 a.m. 2nd Rdg**, "Prohibited Campaign Contributions by Vendors" Ordinance. (Smith)
 R5C **5:30 p.m. 2nd Rdg**, Conditional Uses in the MXE, Mixed Use Entertainment District. **5/7**
 R5D **1st Rdg**, Neighborhood Conservation District Enabling Ordinance. **5/7**
 R5E **1st Rdg**, Amend "Contract Procedures," City Manager's Authority To Approve Purchases.
- R6A Verbal Report: Finance & Citywide Projects Committee Meeting of May, 19, 2004.
- R7A **10:30 a.m.** Transfer Funds, North Beach Recreational Corridor Project.
 R7B **2:00 p.m.** Approve Development Agreement, "5th & Alton" Project.
 R7C Engage a Consultant, Prepare Environmental Assessment Report for "5th & Alton" Project.
 R7D **5:01 p.m.** Create Restricted Residential Parking Permit Zone 13/Lower West Avenue.
 R7E Purchase Flood, All Risk Property & Boiler/Machinery Insurance for CMB, \$1,703,813.
 R7F **10:00 a.m.** Referral to the Planning Board & DRB, Review Concept Plan with Portofino.
 R7G **5:35 p.m.** Execute Perpetual Easement w/ FDOT, East Side of Brittany Bay Park.
 R7H Approve New Rental Rates for the Miami Beach Convention Center.
 R7I Waive Competitive Bidding, Provide Long Term Disability Coverage for CMB Employees. **5/7**
 R7J Appropriate Funds, Provide Painting & Striping at 17th Street Parking Garage.
 R7K Appropriate Funds, Complete Additional Structural Repairs at 17th Street Parking Garage.
- R9A Board and Committee Appointments.
 R9A1 Appoint (2) Citizens At-Large to the Board of Adjustment. **5/7**
 R9A2 Nominate Carl Linder to the Board of Adjustment. (Garcia)
 R9A3 Nominate Abraham Galbut to the Health Advisory Board. (Cruz)
 R9B Disc. Negotiating a Contract for Public Relations Services. (Gross)
 R9C **4:30 p.m.** Report on Memorial Day Weekend 2004 (May 27-31).
 R9D **5:35 p.m.** Disc. Traffic Analysis Report on Indian Creek Drive at 63rd & 65th Street Intersections.
 R9E Disc. 42nd Street Project. (Garcia)
 R9F Disc. Status of Examination of Concurrency Policies in CMB. (Steinberg)
 R9G Disc. Swimming Skills in the Fire Department. (Garcia)
 R9H Disc. Sister Cities Resolutions: Nahariya, Israel & Fortaleza, Brazil. (Dermer)
 R9I Disc. Appointment of Members to the Bay Link Advisory Committee. (Smith)
- R10A **Noon Break**, Executive Session: Felix Equities/In re: Linc.Net, Inc. vs. CMB.

REPORTS AND INFORMATIONAL ITEMS

- A Parking Status Report.
 B **10:45 a.m.** Presentation re: Funding Status for Projects Managed by CIP.
 C1 Minutes from PACT Board Meeting of March 9, 2004. (Bower)

Meeting called to order at 9: 21:35 a.m.

Pledge of Allegiance led by Chief De Lucca.

Invocation given by Dr. Annette Jones from St. John's Methodist church.

Times based on the digital recording in the City Clerk's Office

Addendum items: R9I and R10A.

ACTION: Motion made by Commissioner Bower to add as Addendum items R9I and R10A to the agenda as emergency items, by 5/7 vote; seconded by Commissioner Steinberg; Voice vote 6-0.; Absent Commissioner Cruz.

Supplemental Materials:

C7C (Resolution), C7D (Resolution), R5E (Ordinance), R7A (Resolution), R7C (Resolution), R7H (Resolution), R9E (Additional Material -LTC) and R9G (Additional Materials-LTC).

Mayor Dermer welcomed the students in the chamber, wished everyone a happy Memorial Weekend, and stated that Memorial Day is to honor and remember those that have died defending and fighting for this country.

PA - Presentations and Awards

10:12:20 a.m.

PA1 Proclamation To Be Presented Declaring May 16-22, 2004 "National Public Works Week."
(Public Works)

ACTION: Proclamation presented.

Mayor Dermer stated that the Public Works Department does a great job for the City especially now with so many project going in the City. He stated that Mr. Fred Beckmann, Public Works Director, deserves a lot of credit since he has brought a high level of professionalism to the Department.

Jorge Gonzalez, City Manager, stated that every year the Public Works Department is recognized for the great job they do providing service to the community; usually their efforts are taken for granted. He thanked the employees of the Public Works Department and stated that he appreciates the job they do.

Fred Beckmann, Public Works Director, thanked the City Commission for recognizing the department. He stated that their daily contributions help maintain our world class City.

Commissioner Smith stated that Mr. Beckmann is by far the most professional Director in a long time and very responsive to the complaints; the entire department is doing a phenomenal job.

9:51:05 a.m.

PA2 Certificates Of Appreciation To Be Presented To Stephen Herzfeld And Wilhelmina Neal, For Retiring After Teaching Over 30 Years In Miami Beach Sr. High School.
(Requested by Commissioner Matti Herrera Bower)

ACTION: Certificates presented to Stephen Herzfeld, Miami Beach Senior High School, Wilhelmina Heal, Miami Beach Senior High School, Sandra Baker Hoover-R.K., Bay Harbor Board, Pamela Malley, Biscayne Elementary, Jeanette Carter, Treasure Island Elementary, Irma Carter, North Beach Elementary, Carolina Toll-Lavin, Nautilus Middle School, Timothy Sally, Fienberg-Fisher Elementary, and Joyce Keye, Feinberg-Fisher Elementary.

Handout or Reference Materials:

1. List of names with correct spelling.

PA3 Certificates Of Appreciation To Be Presented To Miami Beach Sr. High Silver Knight Representatives 2003-2004.

(Requested by Commissioner Matti Herrera Bower)

ACTION: Item withdrawn.

9:24:44 a.m.

PA4 Miami Beach Medals Of Honor To Be Presented To The Miami Beach Sr. High Water Polo Team For Their Recent Championship Game Victory.

(Requested by Mayor David Dermer)

ACTION: Medals presented.

Mayor Dermer stated that this is very rare where a high school team receives a championship two years in a row.

Coach Paul Becstehazey, Beach High's Boys' Water Polo Team, introduced the members of the 2004 State Champions.

The following Miami Beach Sr. High Water Polo Team members received a medal: Rodolphe Acelor, Andrew Becskehazy, Guilherme Cordovil, Luiz Cordovil, Gabriel Heiber, Mario Mora, Modesto Mora, Andre Pranckevicius, Marco Santos, Alexander Sergov, Stefan Smith, Andries Vaisman, Andres Valbuena, Zack Weinbaum, and Timothy Will.

10:08:49 a.m.

PA5 Certificates Of Appreciation To Be Presented To The Founders Of Miami Ad School For Winning 3 Clio Awards.

(Requested by Mayor David Dermer)

ACTION: Certificates presented to Pippa Seichrist and Ron Seichrist, co-founders of Miami Ad School and recipients of three Clio Awards in 2004.

Mayor Dermer stated that these individuals are the recipients of three Clio Awards and this is the highest award that can be received in the public relations field. He also recognized the volunteer work they do for the City of Miami Beach.

Pippa Seichrist, spoke.

Ron Seichrist, spoke.

9:41:27 a.m.

NEW ITEM:

PA6 Certificates of Appreciation To Be Presented To Mario Diaz, Gonzalo Miranda, and Juan Carlos Hernandez, Lifeguards, Who Rescued Three Victims Caught Off The Rocks In A Rip Current at 30th Street On A Sunday.

(Requested by Commissioner Jose Smith)

ACTION: Certificates presented.

Commissioner Smith stated that members of the Beach Patrol deserve to be recognized for saving so many lives and rescuing so many people over the last couple of weeks. He stated that these three individuals deserve special recognition for saving an entire family including a six year old child. He introduced Vince Andreano, Captain of the Beach Patrol.

Vincent Andreano, Beach Patrol Captain, spoke.

Jorge Gonzalez, City Manager, stated that lifeguards do a fine job the entire year, not just during rip tide season. The City has made an administrative move to shift the Beach Patrol function under the Fire Department. They will be a fully functioning division within the Fire Department and benefits will be derived because of the cross training and supervision which will benefit all of the community.

NEW ITEM:

PA7 Certificate of Appreciation To Be Presented To Gary Heffner For His Participation In The Parks & Recreational Facilities Board and For His Years Of Volunteer Service.

(Requested by Mayor David Dermer)

ACTION: Item deferred.

10:05:09 a.m.

NEW ITEM:

PA8 Certificate Of Appreciation To be Presented To Bob Papke, Director of Marketing at the Miami Beach Convention Center and Jackie Gleason Theatre.

(Requested by Mayor David Dermer)

ACTION: Certificate presented.

Mayor Dermer wished Mr. Papke good luck on his career move to Canada.

Bob Papke spoke.

Doug Tober, General Manager with SMG for the Miami Beach Convention Center and The Jackie Gleason Theater, spoke.

10:02:09 a.m.

NEW ITEM:

PA9 Proclamation To Be Presented To North Beach Elementary School for Winning The Prestigious Governor's Sterling Award For Quality. This Award Recognizes Public and Private Sector Organizations That Excel In Seamless Delivery Of Their Services to Their Community.
(Requested by Commissioner Matti Herrera Bower)

ACTION: Proclamation presented.

Ms. Aida Marrero, Principal of North Beach Elementary, spoke.

9:34:26 a.m.

9:56:08 a.m.

NEW ITEM:

PA10 Certificates of Excellence for Outstanding Performance On The 2004 FCAT Writing Exam.

ACTION: The following Certificates of Excellence were presented.

Ruth K. Broad Bay Harbor Elementary:

Aby Rodriguez, Tyler Trushin, Maya Sperkacz, Randy Gonzalez, and Alejandro Krauskopf

Treasure Island Elementary:

Karla Gomez, Lisbeth Aldana, Christopher Alonso, Monica Nunez, Nicholos Steadman, and Joyce Silva

Biscayne Elementary:

Kayla Brown, Steven McIntosh, and Diego Tonarelli

North Beach Elementary:

Caitlin Haynes, Nadine Goldberg, and Parrie James

South Pointe Elementary:

Kelly Oliva and Camila Restrepo

Feinberg-Fisher Elementary

Maria Banegas, Gisell Hurtado, and Valentin Porta

Nautilus Middle:

Ashlie Handy and Caroline Kaine

Miami Beach Senior High:

Katherine Boyd-Garard, Shyoni Ghin-Tai, Shasmir Coria, Juan Liria, Camilla Ingegneri, Sophia Perez, Daniel Reillu, Josephine Torralba, Monique Vieites, and Laura Guevara

Commissioner Bower stated that the school year has almost ended and she wanted to honor the students and the teachers for their hard work.

Sonia Cruz, Assistant Principal from Ruth K Broad Bay Harbor Elementary, spoke.

Emily Brause, Reading Leader from Treasure Island Elementary, spoke.

Judith Mager, Assistant Principal from Biscayne Elementary, spoke.

Aida Marrero, Principal from North Beach Elementary, spoke.

Jessica Shacter, teacher from South Pointe Elementary, spoke.

Vicky Johnson, from Feinberg-Fisher Elementary, spoke.

Alexis Morris, Assistant Principal from Miami Beach Senior High School, spoke.

Commissioner Bower stated that the FCAT is a very controversial test because it is very hard for the children for which they prepare all year long. She stated that the students did a great job.

Handout or Reference Materials:

1. List of names of participants with the correct spelling.

5:25:58 p.m.

NEW ITEM:

PA11 Status Report By The North Beach Development Corporation

ACTION:

Jeanne Tidy, North Beach Development Corporation, updated the Commission on North Beach projects.

Barry Klein, President of North Beach Development Corporation, spoke.

Handout or Reference Materials:

1. Color newsletter from the North Beach Development Corporation titled "North Beach Beat," Spring 2004 Vol. 8. No. 2.
2. Copy of PowerPoint presentation explaining the purpose, the development, the projects and the schedule of events

CONSENT AGENDA

ACTION: Motion made by Commissioner Smith to approve the Consent Agenda; seconded by Commissioner Garcia; Voice vote: 6-0; Absent Commissioner Cruz.

C2 - Competitive Bid Reports

- C2A Request For Approval To Purchase One (1) 2004 Ford F-350 4x4 Dump Body Truck And One (1) 2004 Ford Crown Victoria Police Pursuit Vehicle, From Duval Ford, Pursuant To Florida State Contracts 070-001-04-1 And 03-11-0825, In The Total Amount Of \$47,371.
(Fleet Management)

ACTION: Award approved. Gus Lopez to issue Purchase Order. Drew Terpak to handle.

C4 - Commission Committee Assignments

- C4A Referral To The Land Use And Development Committee - An Ordinance Revising Parking Lot Setback Requirements In TH And RM-1 Residential Districts When There Is An Approved Street Improvement Plan That Incorporates A Public-Private Parking Agreement.
(Planning Department)

ACTION: Referred. Jorge Gomez to place on the committee agenda. Jorge Gomez and Saul Frances to handle.

- C4B Referral To The Neighborhood/Community Affairs Committee - A Discussion Regarding The Review And Approval Of The Placement Of A Commemorative Plaque Honoring Former Mayor Mel Richards.

(Economic Development)

ACTION: Referred. Vivian Guzman to place on the committee agenda. Christina Cuervo to handle.

C6 - Commission Committee Reports

- C6A Report Of The Joint General Obligation Bond Oversight Committee And The Budget Advisory Committee Meeting Of May 3, 2004: **1)** Presentation: a) Maintenance Of Infrastructure.

ACTION:

Item 1.

The presentation outlined the various categories and amounts of infrastructure the City had in its inventory, including the following:

- 322 Buildings, Facilities and Structures;
- 472 acres of City-owned Recreational Open Space;
- 12 miles of Inland Canals;
- 8,095 Parking Meters;
- 140 miles of Paved Streets;
- 242 miles of Sidewalks;
- 59 miles of Stormwater Collection pipes;
- 180 miles of Water pipes;
- 152 miles of Sanitary Sewer pipes; and
- 50 pieces of Art in Public Places.

This was followed by information regarding how much infrastructure would be added as a result of the current Capital Improvement Program (CIP), such as another 19 miles of Stormwater Collection pipes, almost 3,000 palms and 7,000 trees, and 22 miles of curbing. An outline of the various maintenance needs, schedules, and existing costs was provided.

Item 1(a).

The Administration outlined some steps that are being taken to identify how much more funding should be budgeted for maintenance, such as implementing a Pavement Management System and a Work Order Management System. The City is also hiring a consultant to study the City's buildings and structures, and their various components (such as HVAC systems, elevators, roofs, etc.) to determine their baseline conditions. The consultant will advise the City of any immediate maintenance needs, a schedule of maintenance for each building and component, and recommended replacement schedules. **Fred Beckmann to handle.**

As new projects are being implemented, such as the improvements included in the Right-of-Way (ROW) Infrastructure Improvement Program, the projects are being design with maintenance needs, costs and schedules in mind. Design firms are providing estimates for repair and replacement costs, and the recommended schedules, as the project designs are completed. These efforts should allow the City to determine more appropriate and realistic schedules and costs for maintenance in the future.

Several mechanisms that had been suggested in the past for funding the additional maintenance costs were identified. They included the "Millage for Maintenance" concept presented during the Fiscal Year 2004 budget process that was not adopted, as well as a referendum for dedicated

maintenance funding that was presented to the voters in the 1990s but voted down. The Administration pointed out that the Redevelopment Areas (RDA) could now fund certain kinds of maintenance for structures within the RDA boundaries. Additionally, the expiration of the South Pointe RDA in Fiscal Year 2006 would generate a large infusion of funding into the City budget, part of which is being earmarked for maintenance funding. However, the Administration had more work to do to determine the necessary level of funding and what the right mechanisms to generate the funding would be.

City Clerk's note: Included in the Commission Agenda is a copy of the presentation titled: City of Miami Beach Capital Improvement Program – Maintenance of Infrastructure. It identifies buildings, structures and facilities, recreational open space, beaches, waterways and recreational corridors, parking garages and lots, streets and streetlight systems, stormwater collection system, water distribution system, sanitary sewer utility system, art in public places, and maintenance to be added.

C6B Report Of The General Obligation Bond Oversight Committee Meeting Of May 3, 2004: **1)** Change Order Report; **2)** Project Status Report: a) Fire Station No. 2; b) Fire Station No. 4; c) Normandy Isle Park And Pool; **3)** Informational Items: a) Updated Calendar Of Scheduled Community Meetings.

ACTION:

Item 1.

The Administration informed the Committee that two new change orders had been approved since the last meeting. A list of the change orders approved to date is attached as "Exhibit A".

Item 2(a)

The Administration informed the Committee that there was a delay in the schedule for Phase I of the **Fire Station No. 2** project (Water Tanks portion). The contractor had been awaiting delivery of an emergency generator, which was not delivered on time. The contractor had estimated that the completion of the project could occur earlier than the schedule called for, but with the delay of the generator delivery, the project would not finish early. The Fire Station No. 2 facility will begin construction after completion of the Water Tanks portion.

Item 2(b)

The Committee was told that the permit review process for the **Fire Station No. 4** project had not yet been completed. The Planning Department had raised an issue regarding a master plan that the Administration was trying to resolve. Once a permit is issued, the project will be put out to bid for construction. Demolition of the existing station will begin once the permit is issued. The demolition commencement is anticipated for June, with construction of the new Fire Station anticipated to start in August.

Item 2(c)

The Administration informed the Committee that the Contractor was progressing and continuing to correct past incorrect installations. The Administration is awaiting a change order proposal from the Contractor for the deletion of scope from the project. The Contractor will delete the soccer field, multi-purpose courts, fencing, drainage and walkways within the park. These components will then be assigned to another contractor to finish the construction of the park.

Item 3.

The updated calendar of community meetings was presented to the Committee, but not reviewed during the meeting.

C7 - Resolutions**C7A Appointment Of Chief Special Master.**

1. A Resolution Accepting The Recommendation Of The Miami Beach City Manager Concerning Appointment Of Judge Robert Newman To Serve As Chief Special Master, Commencing July 1, 2004, And Ending December 31, 2004, Or Until A Successor Has Been Appointed, Who Shall Be Authorized To Hold Hearings And Impose Fines, Liens And Other Non-Criminal Penalties Against Violators Of City Codes And Ordinances, And Shall Also Be Authorized To Appoint Such Other Special Masters As May Reasonably Be Required To Conduct The Subject Hearings; Incorporating All Other Matters Set Forth Within City Of Miami Beach Resolution No. 98- 22777 Concerning The Compensation And Duties Of The Chief Special Master.

ACTION: Resolution No. 2004-25567 adopted. R. Parcher to handle.

2. A Resolution Accepting The Recommendation Of The City Manager Concerning The Appointment Of Judge Robert Newman To Serve As Chief Special Master Commencing July 1, 2004, And Ending December 31, 2004, Or Until A Successor Has Been Appointed, Who Shall Be Authorized To Hold Administrative Hearings Regarding Appeals From Citations For Violations Of Miami Beach City Code Chapters And Regarding Denials, Suspensions, And Revocations Of Occupational Licenses And Certificates Of Use, And To Appoint Such Other Special Masters As May Reasonably Be Required To Conduct Such Hearings Pursuant To City Ordinances.

(City Clerk's Office)

ACTION: Resolution No. 2004-25568 adopted. R. Parcher to handle.

C7B A Resolution Setting A Public Hearing Pursuant To Miami Beach City Code Section 118-262, To Review A Design Review Board Decision Requested By Several Unit Owners Of The Marlborough House Condominium Pertaining To DRB File No. 17373..

(City Clerk's Office)

ACTION: Resolution No. 2004-25569 adopted. Public Hearing scheduled for July 7, 2004. R. Parcher to notice. Lilia Cardillo to place on the Commission Agenda. Jorge Gomez to handle.

City Clerk's note: 15-day notice. Verbatim transcripts to be sent to the City two weeks prior to the Public Hearing.

SUPPLEMENTAL MATERIAL – (Resolution)

C7C A Resolution Approving And Authorizing The Mayor And The City Clerk To Execute Amendment No. 3 To The Agreement Between The City And Gambach Architects, Inc., As Assignee Under The Agreement, Dated September 13, 1995, Between The City And Gambach-Sklar Architects, Inc.; Said Amendment, In The Amount Of \$41,900, To Provide Additional Construction Administration, Construction Management, Bidding And Other Related Professional Services Necessary To Complete The Improvements Of The Marseille Drive Streetscape Project; And Further Appropriating \$39,530.52, From The General Obligation Bond Interest Earnings Fund No. 373, \$12,262.37 From The Stormwater Interest Earnings Fund No. 428, And \$8,885.73 From The Water And Sewer Interest Earnings Fund No. 424, For A Total Appropriation Of \$60,678.62, To Provide Sufficient Funding For The Additional Services.

(Capital Improvement Projects)

ACTION: Resolution No. 2004-25570 adopted. Patricia Walker to appropriate the funds. Tim Hemstreet to handle.

SUPPLEMENTAL MATERIAL – (Resolution)

C7D A Resolution Appropriating \$120,000, From The 1995 Parks Bond Interest Fund, To Provide Sufficient Funding To Complete The Construction Scope Of The North Shore Park And Youth Center Phases I, II, And III.

(Capital Improvement Projects)

ACTION: Resolution No. 2004-25571 adopted. Patricia Walker to appropriate the funds.

Handout or Reference Materials

1. Post Card announcing grand opening of the North Shore Park & Youth Center, Saturday, June 5, 2004 from 1:00 to 4:00 p.m.

10:27:44 a.m.

C7E A Resolution Authorizing The City Manager To Allocate \$176,238 From The Resort Tax In Order To Continue The Enhanced Levels Of Homeless Services Provided To The City Of Miami Beach's Homeless Population By The Neighborhood Services Department, Office Of Homeless Coordination.

(Neighborhood Services)

ACTION: Item separated for discussion by the Administration.

Resolution No. 2004-25572 adopted. Motion made by Commissioner Smith; seconded by Commissioner Bower; Voice vote; 6-0: Absent: Commissioner Cruz. Vivian Guzman to handle.

Jorge Gonzalez, City Manager, stated that this allocation is to fund the remainder of this year's enhanced effort of trying to resolve the homeless issues on Miami Beach. During last years budget process the Commission awarded \$150,000 to increase the City's efforts in homeless intake and assessment, outreach, shelter placement, referral services, relocation services, storage, and homeless prevention. The Administration has made significant progress. The last homeless census count conducted by the County's Homeless Trust indicated 259 compared to the same period last year of 384. This is almost a 25% decrease. Contacts with the homeless have nearly doubled in the first six months of operation. The process is working. Staff is doing a great job in providing services. The action today is funding the remainder of the year.

Commissioner Steinberg stated that at the Homeless Trust meeting an issue was discussed regarding the City of Key West considering placing their homeless on a bus and sending them here. The Homeless Trust was able to have the City reconsider and stop this action. He stated that the

City was not doing this but there are organizations in Key West which are busing their homeless to Miami Beach. He asked the Commission to joint him in expressing the sentiment that the City of Miami Beach does allow homeless to reunite with family elsewhere, we make sure that there is someone there to meet them. The City of Miami Beach does not simply put homeless on a bus with a one-way ticket.

Motion made by Commissioner Steinberg to draft an expression of sentiment that the City of Miami Beach does not appreciate the City of Key West allowing organizations within their community to send there homeless here; seconded by Commissioner Bower; Voice vote: 6-0; Absent: Commissioner Cruz.

City Clerk's Note: Included in the Agenda is a report titled: Homeless Services: A progress Report on Homeless Outreach Efforts October 2003 – January 2004

End of Consent Agenda

REGULAR AGENDA

R2 - Competitive Bid Reports

R2A Request For Approval To Appropriate Funds From The Fleet Management Vehicle Reserve Fund, And Award A Contract To DaimlerChrysler Commercial Buses, NC LLC, Pursuant To Invitation To Bid No. 21-03/04 For The Purchase Of Six 30 Foot, Low Floor Transit Buses In The Amount Of \$1,615,665.

(Public Works)

ACTION: Withdrawn. Gus Lopez to handle.

Handout or Reference Materials

1. Bid protest letter from Florida Transportation Systems, Inc. to Robert Parcher, dated May 24, 2004. Re: City of Miami Beach Bid No, 21-03/04. Attachments: Original Cover Letter to Altoona Test, Altoona test (Revised)
2. Agenda Item R2A 5/26/04 - Three color pages showing pictures of SLF Series from Daimler Chrysler Super Low Floor buses.

3:32:40 p.m.

R2B Request For Approval To Award Job Order Contracts To The Following Contractors Pursuant To Invitation For Bids ("Bid") No. 12-03/04 For Public Works Projects; Bid No. 13-03/04 For Citywide Construction Projects; And Bid No. 14-03/04 For Capital Improvements Projects: 1) Alpine Construction, Inc.; 2) Carivon Construction, Inc.; 3) CW Construction, Inc.; 4) F & L Construction, Inc.; 5) F.H. Paschen SN Nielsen; 6) H.A. Contracting, Inc.; 7) Pass International, Inc. At An Estimated Annual Amount Of \$2 Million Per Contract For Public Works And Citywide Construction Projects, And \$5 Million Per Contract For Capital Improvement Projects; And Further Authorizing The Mayor And City Clerk To Execute All Contractual Agreements Thereto.
(Capital Improvement Projects & Procurement Department)

ACTION: Award approved. Motion made by Vice-Mayor Gross; seconded by Commissioner Bower; Voice vote: 6-0; Absent: Commissioner Cruz. Gus Lopez and Tim Hemstreet to handle.

Jorge Gonzalez, City Manager, introduced the item. He explained that contractors are capped at \$2 million of work per year, and up to \$10 million total after five years for projects which are citywide; or \$5 million per year or up to \$25 million over five years for Capital Improvement Projects. Using JOC there have been zero change orders and zero claims or litigation. He added that Commissioner Steinberg had indicated that the City would perhaps be better served by not having the overall caps. Staff indicates that from a competitive perspective, the City may be better served by keeping the caps. The one area recommended to eliminate the cap would be if a contractor is approaching their cap and are in the middle of an awarded project, and if unforeseen circumstances or changes of scope would require us to go beyond the cap established, that the Administration could amend the cap.

R5 - Ordinances

11:09:15 a.m.

R5A An Ordinance Amending The City's Art In Public Places Legislation, As Codified In Chapter 82, Article VII, Divisions 1 Through 4, Sections 82-501 Through 82-612, Of The Code Of The City Miami Beach, Florida; Providing For Codification; Repealer; Severability; And An Effective Date.

10:15 a.m. Second Reading, Public Hearing.

(Tourism & Cultural Development)
(First Reading on May 5, 2004)

ACTION: Public Hearing opened and continued to June 9, 2004 at 10:15 a.m. Motion made by Commissioner Steinberg; opened and continued without objection. Lilia Cardillo to place on the agenda. Max Sklar to handle.

Handout or Reference Materials:

1. Notice of Ad in The Miami Herald

2:40:20 p.m.

R5B An Ordinance Amending Miami Beach City Code Section 2-487 Entitled "Prohibited Campaign Contributions By Vendors," Subsection A(3) Thereof By Defining The Term "Disqualified"; Providing For Repealer, Severability, Codification And An Effective Date. **11:30 a.m. Second Reading, Public Hearing.**

(Requested by Commissioner Jose Smith)
(First Reading on May 5, 2004)

ACTION: Public Hearing held. **Ordinance Number 2004-3446 adopted.** Motion made by Commissioner Smith; seconded by Commissioner Steinberg; Ballot vote: 6-0; Absent: Commissioner Cruz. Gus Lopez to handle.

Jean Olin, Deputy City Attorney, introduced the item.

Handout or Reference Materials:

1. Notice of Ad in The Miami Herald

5:39:25 p.m.

R5C Conditional Uses In The MXE, Mixed Use Entertainment District
An Ordinance Amending The Land Development Regulations Of The City Code By Amending Chapter 142, "Zoning Districts And Regulations," Of The City Code; Division 13, "MXE Mixed Use Entertainment District," Section 142-542, "Conditional Uses," To Include Public And Private Cultural Institutions Open To The Public And Banquet Facilities, As Conditional Uses In This Zoning District; Providing For Codification, Repealer, Severability And Effective Date. **5:30 p.m. Second Reading, Public Hearing.**(Planning Department)

(First Reading, Public Hearing on April 14, 2004)

ACTION: Public Hearing held. **Ordinance Number 2004-3447 adopted.** Motion made by Commissioner Smith, seconded by Commissioner Bower; Ballot vote: 6-0; Absent: Commissioner Cruz. Jorge Gomez to handle.

Handout or Reference Materials:

1. Notice of Ad in The Miami Herald

3:46:51 p.m.

R5D Neighborhood Conservation District Enabling Ordinance
An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida, By Amending Chapter 118, "Administration And Review Procedures," By Adopting Article XI, "Neighborhood Conservation Districts," Establish Procedures And Criteria For The Creation Of Neighborhood Conservation Districts; Providing For An Intent Statement, Qualification Criteria, And Procedures For Creating And Modifying Such Districts; Providing For Codification; Repealer; Severability; And An Effective Date. **First Reading.**

(Planning Department)

ACTION: Ordinance approved on First Reading. Motion made by Commissioner Bower to approve the ordinance on first reading and refer, between first and second reading, to the Land Use and Development Committee the issues of whether there should be resident approval (single-family and/or multi-family) for the Conservation District before it is approved by the City Commission; seconded by Vice-Mayor Gross; Ballot vote: 5-1; Opposed: Commissioner Garcia; Absent: Commissioner Cruz. Second Reading and Public Hearing scheduled for July 28, 2004. Jorge Gomez to place on the committee agenda. R. Parcher to notice. Lilia Cardillo to place on the Commission Agenda. Jorge Gomez to handle.

Jorge Gomez, Planning Director, introduced the item.

Commissioner Steinberg suggested that the City take a poll from the affected areas to find out the sentiment of the residents before the Commission takes a vote.

Commissioner Smith stated that it should be up to the individual neighborhoods if they wish to form Neighborhood Conservation Districts. This is particularly true for single-family neighborhoods. The Planning Department can work out the details on how to implement.

City Clerk's note: Commission Agenda item contains a comparison of Local Neighborhood Conservation Districts and Historic Districts

3:44:22 p.m.

SUPPLEMENTAL MATERIAL – (Ordinance)

R5E An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration"; By Amending Article VI Thereof, Entitled "Procurement"; By Amending Division 3, Entitled "Contract Procedures"; By Amending Section 2-369, Entitled "Award Of Contract"; Said Amendments Respectively: 1) Providing The City Manager With The Authority To Approve Purchases Of Commodities, Materials, Supplies Or Other Items On A Continuing Basis From Contracts Awarded By The U.S. Communities Government Purchasing Alliance; And 2) Providing That Prior To Approval Of Said Purchases For Commodities, Materials, Supplies Or Other Items On A Continuing Basis From The Entities, As Set Forth In Section 2-369, The City Manager Shall Prepare, Or Cause To Be Prepared, A Written Analysis Which Shall Include A Statement As To Why It Is In The City's Best Interest To Procure Commodities, Materials, Supplies, Or Other Items On A Continuing Basis Utilizing The Contracts From The Entities Set Forth In Section 2-369; Also Providing For Repealer, Severability, And An Effective Date. **First Reading.**

(Procurement Department & City Attorney's Office)

ACTION: Ordinance approved on First Reading. Motion made by Commissioner Bower; seconded by Commissioner Steinberg; Ballot vote: 6-0; Absent: Commissioner Cruz. Second Reading and Public Hearing scheduled for June 9, 2004. R. Parcher to notice. Lilia Cardillo to place on the Commission Agenda. Gus Lopez to handle.

R6 - Commission Committee Reports

R6A Verbal Report Of The Finance And Citywide Projects Committee Meeting Of May 19, 2004: **1)** Discussion Regarding The Sale Of Waterfront Property Located At 2620 Biarritz Drive, Miami Beach, Florida; **2)** A Resolution Authorizing The Mayor And City Clerk To Approve New Rental Rates As Proposed For The Miami Beach Convention Center, Effective October 1, 2004 For New Business And To Be Implemented As Negotiated With Existing Clients; **3)** Discussion Regarding The Development And Use Of The Parking Lot And Associated Landscaping Improvements Adjacent To The Shane Watersports Center As It Relates To That Certain Second Amended And Related/Consolidated Lease Agreement With Miami Beach Watersports Center, Inc. As Lessee, For The City-Owned Property Located At 6500 Indian Creek Drive, Miami Beach, Florida; **4)** Discussion Regarding The March 9, 2004 Voter Approved Charter Amendment Requiring That The City Commission Consider The Long Term Economic Impact (At Least Five Years) Of Legislative Acts.

ACTION: Not reached. Lilia Cardillo to place on the June 9 Consent Agenda.

R7 – Resolutions**11:10:35 a.m.****SUPPLEMENTAL MATERIAL – (Resolution)**

R7A A Resolution Approving The Transfer Of Funds In The Amount Of \$200,000 From The Approved Miami-Dade County Safe Neighborhood Parks Bond Fund Program, Series 99 North Shore Open Space Park Project To The Series 99 Beaches And Boardwalk, North Beach Recreational Corridor Project; While Leveraging Previously Appropriated City Funds As Needed; Further Appropriating All Necessary Funds And Authorizing The Execution Of All The Necessary Documents. **10:30 a.m. Public Hearing.**

(Grants Management)

ACTION: Public Hearing held. **Resolution No. 2004-25573.** Motion made by Commissioner Smith; seconded by Commissioner Garcia; Voice vote: 6-0; Absent: Commissioner Cruz. Patricia Walker to appropriate the funds. Judy Hoanshelt to handle.

Judy Hoanshelt, Grants Manager, introduced the item.

Commissioner Smith objects to putting a fence and signs on the east side of the dunes. He thinks is unnecessary and a waste of money.

Jorge Gonzalez, City Manager, stated that the Administration will look for other ways to protect the dunes. **Fred Beckmann to handle.**

Handout or Reference Materials:

1. Notice of Ad in The Miami Herald

2:43:01 p.m.

R7B A Resolution Approving On First Reading/Public Hearing, In Accordance With The Requirements Of Sections 163.3220 - 163.3243, Florida Statutes, Also Referred To As The Florida Local Government Development Agreement Act, A Proposed Development Agreement Between The City Of Miami Beach And AR&J SOBE, LLC (A/K/A Potamkin/Berkowitz) For The Development Of The Project, Presently Referred To As "5th And Alton", Containing Approximately 179,000 Square Feet Of Retail Area And A Supermarket And An Approximately 943 Space Parking Garage Facility, Including An Intermodal/Transportation Component, An Integrated Parking Garage, Vertical Transportation, Ramps, Ventilation, Etc., And Surrounding Streetscape And Public Infrastructure To Serve The Project, Bounded By Lenox Avenue On The East, Alton Road On The West, 6th Street On The North And 5th Street On The South, In Miami Beach; Further, Setting The Second Public Hearing For The Development Agreement; Further Setting A Public Hearing Pursuant To The City's Guidelines For Vacation Of Public Right-Of-Ways And Chapter 82, Article II, Sections 82-37 Through 82-38, Of The City Code, To Hear Public Comment Concerning A Vacation Of The Alley Adjacent To The Property Generally Located Between Alton Road And Lenox Avenue, And Containing Approximately 7800 Square Feet Of Land. **2:00 p.m. First Public Hearing.**

(City Manager's Office)

(Continued from May 5, 2004)

ACTION: Item withdrawn.

2:43:41 p.m.

SUPPLEMENTAL MATERIAL – (Resolution)

R7C A Resolution Authorizing The Administration To Negotiate And Engage A Consultant From The City's Rotating List Of A/E Consultants For An Amount Not To Exceed \$25,000, And If Unsuccessful Authorizing The Issuance Of An RFP To Select A Consultant, To Prepare An Environmental Assessment (EA) Report As Required By The Federal Trade Administration For A Proposed Joint Development Between The City Of Miami Beach And AR&J SOBE, LLC (A/K/A Potamkin/Berkowitz) For The Development Of The Project, Presently Referred To As "5th And Alton", Containing Approximately 179,000 Square Feet Of Retail Area And A Supermarket And An Approximately 943 Space Parking Garage Facility, Including An Intermodal/ Transportation Component, An Integrated Parking Garage, Vertical Transportation, Ramps, Ventilation, Etc., And Surrounding Streetscape And Public Infrastructure To Serve The Project, Bounded By Lenox Avenue On The East, Alton Road On The West, 6th Street On The North And 5th Street On The South, In Miami Beach.

(City Manager's Office)

ACTION: Resolution No. 2004-25574 adopted. Motion made by Vice-Mayor Gross; seconded by Commissioner Bower; Voice vote: 6-0; Absent: Commissioner Cruz. Gus Lopez and Christina Cuervo to handle.

5:02:55 p.m.

R7D A Resolution Following A Duly Noticed Public Hearing, Creating Restricted Residential Parking Permit Zone 13/Lower West Avenue, With Boundaries As Follows: On The South, The Centerline Of 5th Street; On The North, The Centerline Of 13th Street; On The East, By Alton Court; And On The West, The Westerly Line Of West Avenue. **(5:01 p.m. Public Hearing).**

(Parking Department)

ACTION: Public Hearing held. Item **opened and continued to July 28, 2004 at 5:01 p.m.** Motion made by Commissioner Bower, as requested by Commissioner Steinberg to open and continue the item until after the Administration solicits the input from each of the condominium associations in the area and request a resolution stating their support or opposition. In addition, in the future, when parking zones are being requested, to identify the number of the petitioners and the number of participants at the public meetings; seconded by Commissioner Steinberg; Voice vote: 5-0; Absent: Mayor Dermer and Commissioner Cruz. Saul Frances to handle. Lilia Cardillo to place on the Commission Agenda.

Saul Frances, Parking Director, introduced the item.

Motion made by Commissioner Bower; seconded by Vice-Mayor Gross, to adopt the resolution.

Commissioner Steinberg stated that there is not a strong voice from the neighbors to impose residential parking permit.

Commissioner Steinberg requested that the Administration solicit the input from each of the condominium associations in the area and request a resolution stating their support or opposition. In addition, in the future, when parking zones are being requested, to identify the number of the petitioners and the number of participants at the public meetings.

Commissioner Bower withdrew her motion.

Frederick Rendisbecker, spoke.

Handout or Reference Materials:

1. Notice of Ad in The Miami Herald

2. Lower West Avenue petition.

11:17:45 a.m.

R7E A Resolution Approving The Purchase Of Flood Insurance, All Risk Property Insurance (Including Windstorm) And Boiler/Machinery Insurance For City Buildings And Contents (Including New Construction), For A Combined Estimated Annual Premium Of \$1,703,813 (Net Of Broker Commissions), For A One-Year Period As Proposed By Arthur J. Gallagher & Co., The City's Broker Of Record.

(Risk Management)

ACTION: Resolution No. 2004-25575 adopted. Motion made by Commissioner Steinberg; seconded by Commissioner Smith; Voice vote: 5-0; Absent Commissioners Cruz and Garcia. Cliff Leonard to handle.

Commissioner Smith pointed out a correction on page 265 of the Agenda. Boilers/Machinery is listed as \$100,000 and should be \$100,000,000.

Jorge Gonzalez, City Manager, and Cliff Leonard, Risk Manager, introduced the item.

Commissioner Garcia announced that he was appointed to the Board of Directors of the American Cancer Society, Dade Unit, and needs to excused himself to attend a meeting.

10:32:50 a.m.

R7F A Resolution Referring To The Planning Board And Design Review Board For Review And Recommendation The Concept Plan Contemplated In The Term Sheet Approved By The City Commission On February 25, 2004 With The Portofino And Related Entities For The Parcels Known As The Alaska Parcel, Goodman Terrace, The Hinson Parcel, Blocks 51 And 52 And Block 1, And Authorizing The Administration's Execution Of Owner Affidavits For Applications Including Public Property Filed By The Portofino And Related Entities To Amend The Land Development Regulations And Comprehensive Plan, Consistent With The Term Sheet.

(City Manager's Office)

ACTION: Item referred. Resolution No. 2004-25576 adopted. Motion made by Commissioner Garcia; seconded by Commissioner Bower; Voice vote: 6-0; Absent: Commissioner Cruz. Jorge Gomez to place the items on the Boards agenda.

Vice-Mayor Gross gave an oral report.

Frank Del Vecchio spoke.

Mayor Dermer asked Mr. Del Vecchio to state his position on the issue. He stated that Commissioner Gross did an excellent job defining the issue; the sentiment of the City Commission was discussed. He explained that there is no need to go back to discuss the authority of the City Commission, or that this is a legitimate process. He asked Mr. Del Vecchio what is his position.

Frank Del Vecchio stated that they should not have commercial on the public portion of the private portion of the Alaska assembly; it should be residential. On the public portion of the Alaska assembly; there should not be active concession use or active retail use but a passive component of the entire bay walk, public promenade, sunset plaza South Pointe Park.

Ruth Remington, President of the Board for Murano and Portofino spoke.

Gary Held, First Assistant City Attorney, spoke.

Mayor Dermer commended Vice-Mayor Gross for the time and effort he has put into this item.

Vice-Mayor Gross stated that at some point the Commission needs to deal with the issue of what is the City going to build on its 28,000 sq. ft. The residents would like the City moving ahead with its plans at the same time as the developer is moving with the tower and the garage.

Gary Held, First Assistant City Attorney, stated that the developer, as part of the agreement, has agreed to build, at cost, public facilities, and while they are staging is the limited time in which they would do the building. If building does not occur during the staging, the City will have to do it on its own.

Vice-Mayor Gross is encouraging the Administration to move on the issuance of an RFP or RFQ for the design of the park. **Tim Hemstreet to handle.**

5:40:04 p.m.

R7G A Resolution Approving And Authorizing The Mayor And City Clerk To Execute A Perpetual Easement Interest With The Florida Department Of Transportation (FDOT) For Two Separate Strips Of Land Along The East Side Of Brittany Bay Park, Containing 1578 Square Feet, A Legal Description Of Which Being Attached Hereto And Made Part Of This Resolution. Said Easement Will Widen The Indian Creek Drive Crossection To Allow For The Construction Of A Triple-Left Intersection, As Part Of FDOT's At-Grade Project At 63rd Street And Indian Creek Drive. FDOT Agrees To Restore To Substantially The Same Condition Which Existed Immediately Prior To Such Work, At Its Sole Cost And Responsibility, Any And All Affected City Infrastructure Within The Easement Area, Including But Not Limited To Utility Lines, Sidewalk And Landscaping; And Further That The Easement Will Become Null And Void If The Project Is Not Under Construction Before The Year 2007, And The Rights Conveyed By The City Revert Back To The City.

(Public Works)

(Deferred from May 5, 2004)

ACTION: Heard in conjunction with R9D. Resolution No. 2004-25577 adopted as amended.

Motion made by Vice-Mayor Gross to add Commissioner Steinberg's suggest of adding a protected u-turn from north bound Collins Avenue and 63rd Street to south bound Indian Creek ; seconded by Commissioner Smith; Voice vote: 6-0; Absent: Commissioner Cruz. Fred Beckmann to handle.

The following residents spoke:

Susan Devine Martens

Jonathan Beloff

Lucero Levy

Mike Rotbar

Deborah Ruggiero

Mark Butcher

Ann Meng

Bryan Rosenfeld

Minette Benson

Ted Berman

Commissioner Steinberg stated that he has voted on this issue before as a member of the Transportation and Parking Committee and as a member of the North Beach Development Corporation. He explained that both of those bodies made recommendations to the City Commission to remove the Flyover. He looked at the study and found multiple inconsistencies and because of those inconsistencies an additional study was funded to address them. He stated that there was the perception that the City should do this because the life expectancy of the flyover was 15 years at that

time and it would need to come down eventually so the City may as well do it now when traffic is not as bad, as opposed to waiting and the traffic will continue to get worst. He explained that the North Beach Development Corporation presented the question and FDOT responded as to what is the condition of the Flyover's structure relative to the concrete and reinforced steel corrosion. FDOT responded that it is functionally obsolete. He stated that the report states that the flyover is rated from generally good to good condition. He explained that the last time FDOT was present at the City Commission meeting they commented that the Flyover is a solid concrete structure or it would have gone when it was hit by those vehicles and it is still there because it is well built. He emphasized that there is no issue that requires the Flyover to come down from a physical stand point that will make the City remove it today. He continued to say that there have been comments that trucks get stuck underneath the bridge, and the City has looked for ways to try to minimize that; up until the late 1990 there was no significant signage indicating the height of the bridge. He quoted from the accident analysis done by FDOT, which indicated that during the year 1995, 70% of the reported accidents involved collision with the Flyover. In contrast, during 1996 and 1997, only two accidents of 36 accidents (5%) involved the Flyover. This hardly calls for a large construction project. The report further stated that this result is an indication of the safety improvements implemented at the location having an effect at preventing and reducing collision with the Flyover Bridge namely the signage. He continued to say that in conversations with the consultants on the prior studies indicate that a new Flyover will provide the same level of service as the At-grade solution and this is done by the removal of the left turning movement on the west bound 63rd Street traffic. He stated that FDOT states that the construction will have horrific impacts that North Beach will suffocate and all the efforts to revitalize it will be destroyed. The City will be taking a chance of severely impacting property value in North Beach, people's quality of life, and people's ability to get to and from the hospital during traffic congestions. He stated that it does not make sense.

Motion made by Commissioner Steinberg to direct Commissioner Smith as the City's representative to the Metropolitan Planning Organization (MPO), to urge the MPO to remove their funding from this project and as a replacement project add the left turn movement be shifted south to allow the extra green time on the other two lights to accomplish the same thing in probably a month of construction time with probably very little impact as opposed to 18 months to two years of construction; seconded by Commissioner Smith; Ballot vote: 3-3: Opposed: Vice-Mayor Gross, and Commissioners Bower and Garcia; Absent: Commissioner Cruz. Motion failed.

Commissioner Smith stated that he voted consistently to preserve the Flyover and commended Commissioner Sternberg for the analysis he did because he has been able to show that whether you leave it up or take it down traffic is going to be horrific one way or the other. He stated that if the situation will not improve by taking it down, and in fact the situation will be worse for two years, to leave it alone for a while, and have FDOT start all over again. He suggested having FDOT work on something that will work for the entire community. He explained that this alternative was chosen because it was the cheapest to do; perhaps the City should look at something a little more expensive, but that would work in this area a lot better rather than just taking it down. He stated that he does not see the logic behind this plan and Commissioner Sternberg has done a very convincing presentation. He hopes to have enough support to take back to the MPO and for the MPO to instruct FDOT to go back to the drawing board and come up with a plan that works for the residents of North Beach and the entire City of Miami Beach.

Vice-Mayor Gross stated that in the package there are drawings that show all of the properties in Indian Creek Drive that will have to be condemned in order to accomplish the Flyover; almost nine properties will be affected, and this is not a feasible solution.

Girish Kumar, HNTB consultant, spoke.

Fred Beckmann, Public Works Director, spoke.

Discussion continued.

Commissioner Garcia stated that the Flyover is obsolete and unsafe. He noted that 1) on 63rd Street crossing Indian Creek people run the light all of the time and traffic accidents can occur, 2) trucks need to come via Alton Road to make deliveries and also La Gorce Drive; these are single homes residential roads. Basically industrial traffic is being routed through residential neighborhoods. He agrees with the idea of the left turn. He stated that the area will be better served by taking the Flyover down.

Mayor Dermer stated that since 1997 he has consistently voted against taking down the Flyover.

Motion made by Vice-Mayor Gross to add Commissioner Steinberg's suggestion of adding a protected U-turn from north bound Collins Avenue and 63rd Street to south bound Indian Creek; seconded by Commissioner Smith; Voice vote: 6-0; Absent: Commissioner Cruz. Fred Beckmann to handle.

Handout or Reference Materials

1. LTC 129-2004 Replacement of 63rd Street Flyover and Rehabilitation of 63rd Street Bascule Bridge
2. Ballot.

2:49:23 p.m.

SUPPLEMENTAL MATERIAL – (Resolution)

R7H A Resolution Authorizing The Mayor And City Clerk To Approve New Rental Rates For The Miami Beach Convention Center, Effective October 1, 2004 For New Business, And To Be Implemented As Negotiated With Existing Users.

(Convention Center)

ACTION: Resolution No. 2004-25578 adopted. Motion made by Vice-Mayor Gross; seconded by Commissioner Smith; Voice vote: 6-0; Absent: Commissioner Cruz. Doug Tober to handle.

Doug Tober, SMG General Manager, introduced the item.

Commissioner Smith stated that this proposal received unanimous support at the Finance and Citywide Projects Committee meeting, some of the ideas about increasing revenues at the Convention Center were not discussed, but stated that a couple of his ideas have a lot of merit; 1) the idea of providing electrical services at the Convention Center, and 2) security. He stated that if Mr. Tober's recommendations are adopted, the Convention Center will receive an additional \$250,000 a year on the electric and an additional \$125,000 a year on the security. He explained that there is opposition from the users but the City Commission needs to look at the interest of the entire City and there is a need for additional revenues from tourist activities, and the City will have more control over who is doing work at the Convention Center. He stated that he would like these ideas more seriously considered sooner rather than later since this is a substantial amount of additional revenues.

Commissioner Garcia stated that he is in favor of maintaining the living wage ordinance. He does not approve circumventing the ordinance by bringing contractors or labor from out of states.

Jorge Gonzalez, City Manager, stated that the ordinance requires SMG and any contractors that SMG contracts with to comply with the ordinance but if a particular show at the Convention Center hires subcontractors, the living wage ordinance does not apply to them.

Vice-Mayor Gross stated that he is in favor of giving SMG the power to enter into exclusive electric power and security arrangements so the City stands to make \$400,000 in additional revenues. He asked Mr. Tober how much revenue the City will make if it enters into the co-exclusive arrangement.

Doug Tober, SMG General Manager, stated that he does not have a figure unless he speaks with the contractors do an RFQ or request a Letter of Interest.

Commissioner Steinberg stated that with the exclusivity two things will happen; 1) if the contractor has to pay fees to the City, they will have to absorb that and the cost to the tenants will rise, and 2) if there is an exclusivity, the person is going to take advantage of that and increase the profit margin. He suggested to the Administration to find a way to capture the same income by having some type of tax on the person coming in, such as a percentage of their business is paid back to the City. He is concerned that if it is made exclusive, you create a monopoly and they can charge whatever they want and this is the reason the tenants are fearful of this.

Doug Tober, SMG General Manager, stated that this is exactly the show manager's argument. He stated that right now the Convention Center collects 30% commission from the electrical contractors; the numbers in the proposal were incremental and not new revenues. He explained that the report shows that there are some ways to set it as a wholesale price as opposed to percentage of the gross which will address Commissioner Steinberg's concerns.

Vice-Mayor Gross stated that his motion is for the Administration to explore the co-exclusive which will take into account Commissioner Steinberg's concern.

Commissioner Steinberg stated that he is not in favor of a co-exclusive.

Christina Cuervo, Assistant City Manager, spoke.

Jorge Gonzalez, City Manager, stated that the Administration will research a few alternatives, perhaps something like a job order contract where three or four contractors are pre-approved. **Doug Tober to handle.**

Commissioner Bower stated that it is important that we don't lose any business by trying to make money.

4:24:42 p.m.

R7I A Resolution Waiving, By 5/7ths Vote, Formal Competitive Bidding, Finding Such Waiver To Be In The Best Interest Of The City, Authorizing The Mayor And City Clerk To Renew The City's Policy With Jefferson Pilot Financial, For A One Year Period Effective June 1, 2004, At No Increase In The Premium Of \$0.440 Per \$100 Of Covered Payroll, To Provide Long Term Disability Coverage For Those Employees Covered Under The City's 401(A) Defined Contribution Retirement Plan.

(Human Resources)

ACTION: Resolution No. 2004-25579 adopted. Motion made by Commissioner Garcia; seconded by Commissioner Steinberg; Voice vote: 6-0; Absent: Commissioner Cruz. Mayra Buttacavoli to handle.

Jorge Gonzalez, City Manager, introduced the item.

11:16:30 a.m.

R7J A Resolution Appropriating and Expending Funds, In The Amount Of \$363,440, From Parking Revenue Fund 481, To Provide Painting And Striping Needed At The 17th Street Parking Garage.
(Capital Improvement Projects)

ACTION: Resolution No. 2004-25580 adopted. Motion made by Commissioner Bower; seconded by Commissioner Steinberg; Voice vote: 6-0; Absent Commissioner Cruz. Patricia Walker to appropriate funds. Tim Hemstreet to handle.

11:16:21 a.m.

R7K A Resolution Appropriating and Expending Funds, In The Amount Of \$391,725, From Parking Revenue Fund 481, To Complete Additional Structural Repairs Needed At The 17th Street Parking Garage.

(Capital Improvement Projects)

ACTION: Resolution No. 2004-25581 adopted. Motion made by Commissioner Bower; seconded by Commissioner Steinberg; Voice vote: 6-0; Absent Commissioner Cruz. Patricia Walker to appropriate the funds. Tim Hemstreet to handle.

R9 - New Business and Commission Requests

R9A Board and Committee Appointments.
(City Clerk's Office)

ACTION:

Miami Beach Florida Sister Cities:

Ed Boen Term expires 12/31/05 Rio/Brazil Appointed by Mayor Dermer TL 12/05

R9A1 Appointment Of Two (2) Citizens At-Large To The Board Of Adjustment.
(City Clerk's Office)
(Deferred from May 5, 2004)

ACTION: Item deferred.

Handout or Reference Materials

1. Memo from Jason Loeb, Chair Board of Adjustment to Mayor David Dermer, dated May 25, 2004. Re: Appointments.

R9A2 Nominate Carl Linder To The Board Of Adjustment.
(Requested by Commissioner Luis R. Garcia, Jr.)
(Deferred from May 5, 2004)

ACTION: Item deferred.

R9A3 Nominate Abraham Galbut To The Health Advisory Board.
(Requested by Commissioner Simon Cruz)

ACTION: Item not reached.

4:52:57 p.m.

R9B Discussion Regarding Negotiating A Contract For Public Relations Services.
(Requested by Vice-Mayor Saul Gross)
(Deferred from May 5, 2004)

ACTION: Discussion held.

Vice-Mayor Gross stated that he has been an advocate for the City of Miami Beach doing its own Public Relations Services to promote the activities on the Beach. The Mayor's Blue Ribbon Task Force had recommended a series of measures that the City of Miami Beach should undertake to do its own public relations. He explained that the scope of the services need to be defined and that there has been talks about creating an Ad-Hoc committee to define the scope of the services made up of people involved in marketing on the beach such as individuals from the hotel industry, etc. He stated that the scope of the services will determine what the budget should be.

Mayor Dermer explained that with this proposal, the funding source issue comes up. He believes that if the City can save any monies out of the \$5.7 million given to the Bureau for City services and direct that money to the marketing of Miami Beach, he is in support of it.

Jorge Gonzalez, City Manager, stated that the Administration will be discussing the new contract with the Bureau.

Commissioner Smith stated if the City is in discussions with the Bureau this should be linked to the Bureau's contract as the Mayor indicated. He explained that this money should come out of that amount since that is the City's budget allocated for advertising, promotion and marketing. He also emphasized that the City needs to identify what is needed and then allocate the money.

Vice-Mayor Gross stated that the City should identify a scope of service and if it is worthy then decide to allocate the funds.

Jorge Gonzalez, City Manager, stated that the Evaluation Committee, Cultural Arts Council (CAC), and Production Industry Council (PIC) have volunteered to help develop the scope of services. **Max Sklar to handle.** He also requested authorization to reject the bids on RFP No. 9-03/04, For Public Relations Services And Marketing And Communications Consulting Services For The City Of Miami Beach.

Motion made by Commissioners Steinberg to reject the bids; seconded by Commissioner Smith; Voice vote: 6-0; Absent Commissioner Cruz. **Gus Lopez to notify the bidders.**

Handout or Reference Materials

1. Email from Susan Brustman [SBrustman@brustmanpr.com] to Jorge Gonzalez, dated May 10, 2004 re: CMB – Public Relations RFP.

2:31:28 p.m.

NEW ITEM:

R9B(1) Dr. Stanley Sutnick Citizen's Forum. (1:30 p.m.).

Sidney Goldin, Chairman of the Beach Preservation Board, stated that he came to request that we all truly and continually recognize and emphasize the "beach" in Miami Beach. He reminded the City Administration, the nightclub industry, the hotels and the community that Miami Beach is consistently named as America's top urban beach. He stated that in the opinion of the Beach Preservation Board the beach is the most important asset to the quality of life and to the economic well being of the City of Miami Beach. He asked the City Administration to remember the beach during another tight budget year. He explained that attempts have been made to address the issues affecting the beach but not enough has been done. He requested that the City create the position of Beach Monitor to oversee the day to day condition and operation of the beach. He stated that Jorge Gonzalez, City Manager, and Christina Cuervo, Assistant City Manager, have been very generous with their time listening to the problems, but the Beach Conservation Board is concerned that the Beach Monitor position will not get funded.

Commissioner Smith stated that he agrees with everything Mr. Goldin said, but asked him to tell the Commission specifically what is the City not doing that should be doing.

Sidney Goldin stated that Dade County is not doing a good job in cleaning the beaches. He stated that he would like to meet with Commissioner Smith and bring pictures of how bottles and trash are plowed under the sand. The County tries to be responsive but they don't have the staff. He is asking for an employee to monitor all beach activities to monitor the Miami-Dade cleanup crews, beach concessionaires and concession contracts, the boardwalk and beach walk maintenance, parking, excessive drive of vehicles on the beach, enhance citizen programs for beach cleanup, special events on the beach, develop educational programs for citizens and tourists, and homeless relocation. He is suggesting one place responsible for everything related to the beach.

Commissioner Smith promised to go and visit the beach with him. He also stated that he would rather see fewer vehicles on the beach, the boardwalk is dirty, and also the dune area. **Fred Beckmann to handle.**

Commissioner Bower asked about the position of concession monitor.

Jorge Gonzalez, City Manager, stated that this will be part of the budget discussions. **Christina Cuervo to handle.**

Dr. Morris Sunshine, Marine Authority member, expressed his support of Mr. Goldin's proposal.

4:34:03 p.m.

R9C Report On Memorial Day Weekend 2004 (Thursday, May 27, 2004 - Monday, May 31, 2004).
(City Manager's Office)

ACTION: Report given.

Jorge Gonzalez, City Manager, gave an oral report. He also stated that Christina Cuervo, Assistant City Manager, who manages Major Events Planning process, deserves all the credit and has worked very hard on it.

Vice-Mayor Gross stated that barricading the east side of Washington Avenue for five days had a detrimental impact on the Street. He added that he received complaints from many of the shop owners.

Jorge Gonzalez, City Manager, stated that Christina Cuervo already addressed this issue and indicated that blocks 6, 8 and 12th will be the only blocks which will be barricaded.

King Downing, National Coordinator for the ACLU campaign against racial profiling, spoke.

Luther Campbell stated that they've had a great working relationship with the City Manager's Office for the past years, and his vision of this event is to provide entertainment for the people that are attracted to Miami Beach during this holiday.

George Linderman, Vice President of the Miami Dade Chapter of the ACLU, spoke.
Lorner Owens, entertainment attorney, spoke.
Randy Hoffer spoke.

5:40:53 p.m.

R9D Discussion Regarding The Traffic Analysis Report On Indian Creek Drive At 63rd And 65th Street Intersections, Prepared By The HNTB Corporation.
(Public Works)

ACTION: Heard in conjunction with R7G. See action R7G.

Handout or Reference Materials

1. LTC 129-2004 Replacement of 63rd Street Flyover and Rehabilitation of 63rd Street Bascule Bridge

SUPPLEMENTAL MATERIAL – (Additional Material-LTC)

R9E Discussion Regarding The 42nd Street Project.
(Requested by Commissioner Luis R. Garcia, Jr.)

ACTION: Item withdrawn by Commissioner Garcia.

R9F Discussion Regarding Status Of The Examination Of Concurrency Policies In The City Of Miami Beach.
(Requested by Commissioner Richard Steinberg)

ACTION: Not reached. Lilia Cardillo to place on the Commission Agenda.

3:08:13 p.m.

SUPPLEMENTAL MATERIAL – (Additional Material-LTC)

R9G Discussion Regarding Swimming Skills In The Fire Department.)

(Requested by Commissioner Luis R. Garcia, Jr.)

ACTION: Discussion held.

Commissioner Garcia, Jorge Gonzalez, City Manager, and Fire Chief Jordan spoke on this item.

3:47:38 p.m.

R9H Discussion Regarding The Following Sister Cities Resolutions:

1. A Resolution Extending An Invitation To The City Of Nahariya, Israel, To Become A Sister City Of Miami Beach, Florida, Designating Mayor David Dermer As The City's Representative And Transmitting This Resolution To The Officials Of Nahariya, Israel.

ACTION: Item deferred. Lilia Cardillo to place on the Commission Agenda.

2. A Resolution Extending An Invitation To The City Of Fortaleza, Brazil, To Become A Sister City Of Miami Beach, Florida, Designating Mayor David Dermer As The City's Representative And Transmitting This Resolution To The Officials Of Fortaleza, Brazil. Transmit the resolution

ACTION: Item deferred. Lilia Cardillo to place on the Commission Agenda.

3. A Resolution Relating To Ramat Gan, Israel, Established As A Sister City On July 21, 1971 By Resolution No. 13322; Determining That The Purposes Of Said Resolution No Longer Exist; Terminating Said Relationship And Repealing Resolution No. 13322.

(Requested by Mayor David Dermer)

ACTION: Item deferred. Lilia Cardillo to place on the Commission Agenda.

4:28:08 p.m.

ADDENDUM ITEM:

R9I Discussion Regarding Appointment Of Members To The Bay Link Advisory Committee.

(Requested by Commissioner Jose Smith)

ACTION: Discussion held.

Commissioner Smith introduced the issue. He explained that the City Of Miami Beach gets four appointments; one by the City Manager and three by the City Commission. The City Manager is forgoing his appointment and now the City Commission can appoint four people. The first meeting is June 2, 2004.

Commissioners Bower and Garcia volunteered to serve on this committee.

Commissioner Smith suggested a member of the Transportation and Parking Committee.

Commissioner Steinberg suggested that the chairperson of the Transportation and Parking Committee or his/her designee be a member. **Saul Frances to notify Stephen Nostrand.**

Commissioner Garcia suggested that the last appointment should be someone from South Beach which will be one of the impacted neighborhoods.

Vice-Mayor Gross stated that Mike Robinson lives in South Beach, is a member of the Sierra Club, a science teacher, and he is interested.

Handout or Reference Materials

1. LTC 104-2004 Metropolitan Planning Organization (MPO) Meetings.

R10 - City Attorney Reports

ADDENDUM ITEM:

R10A Notice Of Closed Executive Session.

Pursuant To Section 286.011, Florida Statutes, A Closed Executive Session Will Be Held During Lunch Recess Of The City Commission Meeting May 26, 2004 In The City Manager's Large Conference Room, Fourth Floor, City Hall, To Discuss Settlement On The Following Cases:

Felix Equities, Inc. Vs City Of Miami Beach, United States Fidelity & Guaranty, A Foreign Corporation, And St. Paul Fire & Marine Insurance Co. Eleventh Judicial Circuit, General Jurisdiction, Case No. 03-16109 CA 22

In Re: Linc.Net, Inc., Et Al. United States Bankruptcy Court, Southern District Of Florida, Miami Division. Chapter 11, Case Nos. 02-16987-BKC-RAM Through 02-17003-BKC-RAM (Jointly Administered Under Case No. 02-16987-BKC-RAM)

City Of Miami Beach Vs. United States Fidelity & Guaranty Company. Miami-Dade County Circuit Court Case No. 03-19303 CA 03

The Following Individuals Will Be In Attendance: Mayor David Dermer; Members Of The Commission: Matti Herrera Bower, Simon Cruz, Luis R. Garcia Jr., Saul Gross, Jose Smith And Richard Steinberg; City Attorney Murray H. Dubbin, City Manager Jorge M. Gonzalez, Assistant City Attorney Rhonda Hasan, And Special Counsel Steve Siegfried.

ACTION: Announced and held.

Reports and Informational Items

A Parking Status Report.

(Parking Department)

ACTION: Written report submitted.

11:27:13 a.m.

B Presentation Regarding Funding Status For Projects Managed By The Capital Improvement Projects Office.

(Capital Improvement Projects)

ACTION: Written report submitted.

Tim Hemstreet, CIP Director, introduced the item and showed a PowerPoint presentation.

Vice-Mayor Gross asked what the total unfunded balance of the projects was.

Tim Hemstreet, CIP Director, stated that it was 18 to 20 million dollars not including the BODR.

Jorge Gonzalez, City Manager, added that a Capital Reserve Fund was established for the purpose of finding the balance needed to move forward with Fire Station 2, which is a priority safety project, but the funds did not capture the full amount. In addition to the grants and other things that may help to expedite and make for a less expensive project, at the last Commission Meeting the City Commission approved a G.O. Bond list which was submitted to the County, and if it passes, there will be some projects included there. Jorge Gonzalez, City Manager, explained that the cost of construction has increased and the number of vendors is dwindling. There is a lot of construction going out in the public and private sector beyond Miami Beach, so the City may not get all the contractors bidding or the best prices in their bids.

Commissioner Smith stated that he was disturbed at what happened at the Historic Preservation Board meeting of May 11, 2004 regarding the oceanfront BODR, and would like to ask Administration and the Commission what they can do not only to deal with that issue, but similar issues that come up from time to time. He explained that the neighborhoods built a consensus for a number of years about a particular way of spending the very limited resources the City has for that neighborhood. It came to the G.O. Bond Oversight Committee and in front of the City Commission and it was signed off on the plan after 60% of the plans were completed by the consultant. When it goes before the HPB, they decide to take away parking on the side streets and put up additional trees, and this sounds like a policy decision, not a Historic Preservation Board decision. This Commission must take a look at what the HPB role is in this project, or send a message that once the neighborhood, the G.O. Bond and the City Commission approve a design, is too late to change it.

Jorge Gonzalez, City Manager, stated the usual process that is followed for Basis of Design Report to be approved.

Tim Hemstreet, CIP Director, stated that the Historic Preservation Board (HPB) is a regulatory body and the appropriate time to take a project to them HPB is around 60% design completion for review; however, the project goes to the HPB as a discussion item during the conception development phase, but there is no binding elements from that to get their input.

Mayor Dermer asked when the HPB does judge a project on the historic aspects and when does it judge a project in the design aspects.

Jorge Gomez, Planning Director, stated that the HPB generally reviews private property. Several years ago, the Commission added language specific to the HPB, that it shall (required) review any public improvements upon public right of ways and easements located within historic districts. There are certain policies and criteria the Board looks at, and one of the things is perhaps increasing the landscaping in certain areas, perhaps at the sacrifice of losing parking spaces, in terms of the content of the streetscape in the district.

Commissioner Steinberg stated that some of the frustrations with the HPB are that sometimes they

are overly burdensome and they don't understand the public impact on private property owners. The Commission needs to send a message to the Board that at times they go too far.

Murray Dubbin, City Attorney, stated that this issue is covered by Section 118.531, which calls for review by the HPB of public improvements including streetscapes in historic districts; but it does not say that they have veto powers or the power to designate how it's to be done. There may be some ambivalence in the ordinance that have led people to believe that when there is a public project, HPB has the authority to substitute judgment for that of the City Commission.

Jorge Gonzalez, City Manager, stated that the Administration has been operating under the assumption that except as it relates for Certificate of Demolition, the action of the DRB or HPB's orders are binding, and would like to ask for clarification if it's not so.

Commissioner Smith stated that if there needs to be a change to the ordinance, he would sponsor an amendment to the ordinance removing the jurisdiction of the HPB with respect to public work projects that the City undertakes, making their decision strictly advisory in nature.

Mayor Dermer stated that Judge Schwartz has been asking to have metal detectors installed in the courtroom in Old City Hall Building and in City Hall.

Thomas Mooney, Preservation and Design Manager, Planning Department, stated that he met with Judge Schwartz and explained to him that the building is a designated historic site that it would require the approval of the HP Board because it is a designated public interior space.

William Carey, Assistant Director, Planning Department, stated that he will meet with the Judge.

Commissioner Smith stated that the City does need more trees and canopies are important, but added that the City has a very limited budget and we have to be responsive to the residents and what their priorities for the specific neighborhoods are, and it does not make sense that after 60% of the plans are finished and priorities identified by the City Commission and approved by the G.O. Bond Committee and the neighborhoods, that a City Board can overrule that decision.

Murray Dubbin, City Attorney, stated that the only authority the HPB has is to issue or not issue Certificates of Appropriateness. The ordinance needs to be amended to make it clear that public projects are not going to be vetoed or not vetoed by the HPB. He added that Legal needs to explore the correction of the language in the City Code, as this is a complicated subject area. **Legal Department to work with Vice-Mayor Gross, and Commissioners Bower and Smith.**

Gary Held, First Assistant City Attorney, stated that when the City Commission made HPB advisory on demolition of historic structures, it did not specify the number of votes required. At the present time it requires a majority vote (4/7), and it should be corrected to be a supermajority vote (5/7).

Murray Dubbin, City Attorney, suggested referring the entire subject area to the Land Use and Development Committee for review. **Jorge Gomez to place on the agenda. Jorge Gomez and Gary Held to handle.**

Jorge Gonzalez, City Manager, asked for direction as to how to proceed.

Commissioner Steinberg stated personally he would go by the BODR.

Mayor Dermer asked if anyone had an adverse opinion. The sentiment is to use the BODR. He requested the Administration to bring the other BODR projects that have been approved and are in this similar situation to the Land Use and Development Committee for review. **Jorge Gomez to place on the agenda. Tim Hemstreet to handle.**

Commissioner Steinberg suggested that if Administration feels that a Board that has power more than merely advisory and is doing something that may be counter to the direction of the City Commission to bring it to the attention of the City Commission. **Jorge Gomez to handle.**

Commissioner Smith stated that concrete and steel prices are going up, and the cost of completing the project goes up as well and HPB fails to appreciate that.

C Non-City Entities Represented By City Commission:

1. Minutes From The Performing Arts Center Trust Board Meeting Of March 9, 2004 And Agenda For the May 18, 2004 Meeting.

ACTION: Written report submitted.

Handout or Reference Materials

1. Color copy of the PowerPoint presentation.

End of Regular Agenda

City Clerk's note: No RDA Agenda.

Meeting adjourned at 6:54.29 p.m.