

CITY OF OPA-LOCKA
"The Great City"

AGENDA
REGULAR COMMISSION MEETING
July 27, 2011
7:00 P.M.

City Commission Chambers
777 Sharazad Boulevard
Opa-locka, FL 33054

- 1. CALL TO ORDER:**
- 2. ROLL CALL:**
- 3. INVOCATION:**
- 4. PLEDGE OF ALLEGIANCE:**
- 5. APPROVAL OF AGENDA:**
- 6. APPROVAL OF CONSENT AGENDA AND PULL LIST (deferrals and deletions):**
- 7. AWARDS/PROCLAMATIONS/ACKNOWLEDGEMENTS:**

COMMENDATIONS

There are none

PROCLAMATIONS

Donna Gross McDaniels
Robert Richardson, Sr.
Senator Steve Henson
Al Houston

RESOLUTIONS

Mr. John Pace
Antonio Lee Andrew
Sister Barbara Anne LeCounte

- 8. APPROVAL OF MINUTES:**

Special Commission Meeting – 07/06/2011
Regular Commission Meeting – 07/13/2011
- 9. 17th CONGRESSIONAL DISTRICT OF FLORIDA REPORT:**
- 10. STATE SENATORS REPORT:**
- 11. STATE REPRESENTATIVES REPORT:**

12. **DISTRICT ONE - COUNTY COMMISSIONER REPORT:**
13. **MIAMI-DADE COUNTY FIRE RESCUE DEPARTMENT REPORT:**
14. **PUBLIC PRESENTATION:**
 1. **Opa-locka Community Development Corporation**
re: Opa-locka's Historic Architecture
 2. **Civil Air Patrol**
re: Opa-locka Cadet Squadrom
- 14a. **CITIZENS' FORUM:**
(opportunity for discussion of any concerns – please limit to 3 minutes)
15. **ACTION ITEMS (items from consent agenda pull list):**
16. **NEW ITEMS:**
17. **PLANNING & ZONING:**
 - A. **HEARINGS:**
 - B. **APPEALS:**
18. **ORDINANCES/RESOLUTIONS/PUBLIC HEARING:**
 - A. **FIRST READING:**
 1. **AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA TO APPROVE, ADOPT AND SUBMIT THE CITY'S PROPOSED EAR-BASED COMPREHENSIVE PLAN AMENDMENTS, WITH CHANGES RECOMMENDED BY THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AS REQUIRED BY FLORIDA STATUTES 163 TO ENSURE CONSISTENCY WITH RULE 9J-5, F.A.C.; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY AND CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.***
 2. **AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AMEND ORDINANCE 86-8, THE LAND DEVELOPMENT CODE, BY CREATING THE MAGNOLIA NORTH REDEVELOPMENT OVERLAY ORDINANCE, TO ENCOURAGE THE REVITALIZATION OF UNDERUSED COMMERCIAL AND RESIDENTIAL AREAS INTO DEVELOPMENTS THAT PROVIDE A COMPLEMENTARY MIX OF USES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.***

3. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO RENEW A THREE (3) YEAR CONTRACT WITH SOFTWARE HOUSE INTERNATIONAL (SHI) FOR MICROSOFT ENTERPRISE LICENSING, APPLICABLE TO MICROSOFT OFFICE, DESKTOP AND SERVER OPERATING SYSTEM, EXCHANGE AND SQL SERVER AT A YEARLY COST OF EIGHTEEN THOUSAND THREE HUNDRED TWENTY DOLLARS (\$18,320.00), PAYABLE FROM ACCOUNT NO. 14-512528; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

4. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING SECTION 21-80, DEPOSITS, OF THE CODE OF ORDINANCES OF THE CITY OF OPA-LOCKA; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY AND CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by M.T.*

B. SECOND READING/PUBLIC HEARING:

1. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA AMENDING ORDINANCE 10-23, THE GENERAL FUND BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2010 AND ENDING SEPTEMBER 30, 2011, ADJUSTING REVENUES AND EXPENDITURES AS REFLECTED IN EXHIBIT "A"; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (first reading held on July 13, 2011). *Sponsored by C.M.*

2. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA AMENDING ORDINANCE 10-24, THE PROPRIETARY AND SPECIAL REVENUE FUNDS BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2010 AND ENDING SEPTEMBER 30, 2011; ADJUSTING REVENUES AND EXPENDITURES AS REFLECTED IN EXHIBIT "A", REFLECTING CHANGES (INCREASES) IN REVENUE SOURCES AS FOLLOWS: CAPITAL PROJECTS (FUND 320), ONE MILLION SEVEN HUNDRED NINE THOUSAND FOUR HUNDRED AND THIRTY DOLLARS (\$1,709,430); SPECIAL LAW ENFORCEMENT (FUND 165), TWENTY FIVE THOUSAND DOLLARS (\$25,000); CAPITAL IMPROVEMENT DEBT SERVICE (FUND 230), SIX MILLION NINE HUNDRED THIRTY FIVE THOUSAND DOLLARS (\$6,935,000); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (first reading held on July 13, 2011). *Sponsored by C.M.*

3. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING ORDINANCE 86-8, SECTION 6.11 (B) AND

6.12 (B) OF THE LAND DEVELOPMENT CODE PROVIDING FOR THE ADDITION OF WASTE TRANSFER STATION AS A SPECIAL EXCEPTION USE WITHIN THE I-2 AND I-3 ZONING DISTRICTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (first reading held on June 22, 2011). *Sponsored by C.M.*

C. RESOLUTION/PUBLIC HEARING:

19. ADMINISTRATION:

CONSENT AGENDA:

Items listed under the Consent Agenda are viewed to be routine and the recommendation will be enacted by one motion in the form listed below. If discussion is desired, the item(s) will be removed from the Consent Agenda and will be considered separately. All Consent Agenda Resolutions will be read by title.

1. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, SETTING THE PROPOSED MILLAGE RATE OF 9.1526 OF AD VALOREM TAXES FOR THE CITY OF OPA-LOCKA, FLORIDA, FOR THE BUDGET FOR FISCAL YEAR 2011-2012; ESTABLISHING THE DATE, TIME AND PLACE FOR THE FIRST AND FINAL PUBLIC HEARINGS TO CONSIDER THE PROPOSED MILLAGE RATE AND TENTATIVE BUDGET FOR FISCAL YEAR 2011-2012; AND DIRECTING THE CITY MANAGER TO FORWARD A COPY OF THIS RESOLUTION TO THE MIAMI-DADE COUNTY PROPERTY APPRAISER BEFORE DUE DATE OF AUGUST 4, 2011; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

2. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO REDUCE NON-ESSENTIAL SPENDING ON CITY ACTIVITIES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by M.T.*

3. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA TO ESTABLISH AN UNDERGROUND UTILITIES TECHNICAL COMMITTEE, COMPOSED OF FLORIDA POWER & LIGHT (FPL) PROFESSIONALS AND OPA-LOCKA CITY STAFF MEMBERS, TO REVIEW THE ECONOMIC IMPACT AND BENEFITS ASSOCIATED WITH RELOCATING ELECTRICAL UTILITIES UNDERGROUND AND PROVIDE A REPORT WITHIN SIX (6) MONTHS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by D.J.*

4. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO SUBMIT AN APPLICATION FOR INCLUSION IN THE STATE REVOLVING FUND (SRF) LOAN PROGRAM TO THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF WATER RESOURCE MANAGEMENT IN THE AMOUNT OF TEN MILLION DOLLARS (\$10,000,000.00); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

5. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO APPLY FOR FY10-FY11 FEDERAL JOB ACCESS REVERSE COMMUTE (JARC) FUNDING AND FURTHER ENTER INTO AN INTERLOCAL AGREEMENT WITH SOUTH FLORIDA REGIONAL TRANSIT AUTHORITY (SFRTA) FOR EXTENDING AND ENHANCING THE OPERATION OF THE CITY BUS SHUTTLE SERVICE AND PROVIDE MATCHING FUNDS FROM THE MIAMI-DADE PEOPLE'S TRANSPORTATION (PTP) IN SUPPORT OF THE OPERATING COSTS, PAYABLE FROM ACCOUNT NO. 44-541810, PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

6. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO SUBMIT THREE (3) APPLICATIONS TO MIAMI-DADE COUNTY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FY12 NON-HOUSING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN THE AMOUNT OF TWO MILLION DOLLARS (\$2,000,000.00); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

7. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AND EXECUTE AMENDMENT NO. 3 OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT AGREEMENT NO. LP6768, BETWEEN THE CITY OF OPA-LOCKA AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) FOR THE NW 143RD STREET STORMWATER DRAINAGE / ROADWAY PROJECT EXTENDING THE COMPLETION DEADLINE FOR ONE (1) YEAR; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

8. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AND EXECUTE AMENDMENT NO. 6 OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT AGREEMENT NO. LP6071, BETWEEN THE CITY OF OPA-LOCKA AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) FOR THE NW 128TH STREET STORMWATER DRAINAGE / ROADWAY PROJECT, EXTENDING THE COMPLETION DEADLINE FOR ONE (1) YEAR; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

9. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE MIAMI-DADE COUNTY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AWARD, IN THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) FOR THE REHABILITATION OF LIFT STATION 8 PROJECT FOR THE CONTRACT

PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2012, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, WITH THE REMAINING COSTS TO BE PAID BY THE CITY, PAYABLE FROM ACCOUNT NO. 35-535630; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

10. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE MIAMI-DADE COUNTY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AWARD, IN THE AMOUNT OF TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FOR THE REHABILITATION OF LIFT STATION 11A PROJECT FOR THE CONTRACT PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2012, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, WITH THE REMAINING PROJECT COST TO BE PAID BY THE CITY, PAYABLE FROM ACCOUNT NO. 35-535630; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

11. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO USE THE POOL OF QUALIFIED CONTRACTORS ESTABLISHED FOR PUMP STATIONS 1 AND 2 SOLICITED UNDER RFQ 11-18041200 AND REQUEST COST PROPOSAL FOR REHABILITATION OF PUMP STATION 11A IN ORDER TO MEET THE COMPLETION DEADLINE OF SHERBONDY PARK COMMUNITY CENTER; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

12. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA TO ACCEPT THE RECOMMENDATION OF THE CITY MANAGER, TO BEGIN FORECLOSURE PROCEEDINGS ON CERTAIN PROPERTIES IN THE MAGNOLIA NORTH AREA AND TO ACT ON SUBSEQUENT FORECLOSURE RECOMMENDATIONS PROVIDED BY THE CITY MANAGER, AND TO AUTHORIZE THE CITY ATTORNEY TO PROCEED WITH THE FORECLOSURE ACTIONS, WITH LITIGATION TO BE COMPENSATED ON AN HOURLY BASIS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

13. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO RATIFY THE ACTION OF THE PREVIOUS CITY MANAGER IN AUTHORIZING THE PURCHASE AND INSTALLATION OF TREES AND REMEDIATION OF EXISTING TREES WITHIN THE CITY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

A. CITY MANAGER'S REPORT:

B. ACCOUNTS PAYABLE:

20. OFFICIAL BOARD REPORTS:

**Civil Service Board
(minutes of June 16, 2011 submitted)**

21. CITY ATTORNEY'S REPORT:

22. CITY CLERK'S REPORT:

23. MAYOR/COMMISSION REPORT:

24. OFFICIAL BOARD APPOINTMENTS:

- * **Charter Review Board – 1 individual appointment (Tydus)**
- * **Historic Preservation Board – 9 at-large appointments**
- * **Housing Authority Board – 1 appointment by Mayor with the approval of the City Commission**

25. ADJOURNMENT: