

**CITY OF OPA-LOCKA
"The Great City"**

**AGENDA
REGULAR COMMISSION MEETING
April 11, 2012
7:00 P.M.**

**Opa-locka Municipal Complex
780 Fisherman Street, 2nd Floor
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:**

Presentation - Commissioner Rose Tydus Business Recognition Initiative

COMMENDATIONS

There are none

PROCLAMATIONS

There are none

RESOLUTIONS

Patsie Cooper

8. **APPROVAL OF MINUTES:**

**Special Commission Meeting – 03/20/2012
Regular Commission Meeting – 03/28/2012**
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. Alvin Burke
re: welfare of the city
- 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, AUTHORIZING THE CITY MANAGER TO RENEW, ENTER INTO AND EXECUTE A TWO-YEAR INTERLOCAL AGREEMENT WITH THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR CONTRACT SERVICES PERTAINING TO STORMWATER MANAGEMENT AND MAINTENANCE OF SHARED STORMWATER DRAINAGE SYSTEMS, COMMENCING OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2014, IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FORTY-SIX THOUSAND THREE HUNDRED TWENTY TWO DOLLARS (\$346,322) ANNUALLY, PAYABLE FROM ACCOUNT 43-538340; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*
 2. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING SECTION 2-45 OF THE CODE OF ORDINANCES BY DELETING PROVISIONS FOR APPROVAL OF CONSENT AGENDA AND PULL LIST (DEFERRALS AND DELETIONS), AND ACTION ITEMS (ITEMS FROM CONSENT AGENDA PULL LIST); PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

B. SECOND READING/PUBLIC HEARING:

1. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA TO APPROVE THE REQUEST OF MAGNOLIA APARTMENT, LLC, TO REZONE THE PROPERTY DESCRIBED BY FOLIO 08-2122-003-0040 FROM R-2 (DUPLEX) ZONING DISTRICT TO THE MAGNOLIA NORTH REDEVELOPMENT OVERLAY (MNRO) ZONING DISTRICT WITH SPECIAL EXCEPTIONS TO OPERATE A MULTIFAMILY HOUSING USE AT THE SITE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY AND CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (first reading held on March 14, 2012). *Sponsored by C.M.*

2. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA TO APPROVE THE REQUEST OF MAGNOLIA APARTMENT, LLC, TO REZONE THE PROPERTY DESCRIBED BY FOLIO 08-2122-003-0610 FROM R-2 (DUPLEX) ZONING DISTRICT TO THE MAGNOLIA NORTH REDEVELOPMENT OVERLAY (MNRO) ZONING DISTRICT WITH SPECIAL EXCEPTIONS TO OPERATE A MULTIFAMILY HOUSING USE AT THE SITE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY AND CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (first reading held on March 14, 2012). *Sponsored by C.M.*

3. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING CHAPTER 7 OF THE CITY OF OPA-LOCKA CODE OF ORDINANCES BY AMENDING ARTICLE 7 OF THE CITY OF OPA-LOCKA CODE OF ORDINANCES BY AMENDING ARTICLE VI ENTITLED "FLOOD DAMAGE PROTECTION"; PROVIDING A SHORT TITLE; PROVIDING A STATEMENT OF PURPOSE; PROVIDING OBJECTIVES; PROVIDING DEFINITIONS; PROVIDING JURISDICTION; PROVIDING A BASIS FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD; PROVIDING FOR ESTABLISHMENT OF DEVELOPMENT PERMITS; PROVIDING FOR COMPLIANCE; PROVIDING FOR ABROGATION AND GREATER RESTRICTIONS; PROVIDING FOR INTERPRETATION, PROVIDING A WARNING AND A DISCLAIMER OF LIABILITY; PROVIDING PENALTIES FOR VIOLATION; PROVIDING FOR DESIGNATION OF LOCAL ADMINISTRATOR; PROVIDING PERMIT PROCEDURES; PROVIDING DUTIES AND RESPONSIBILITIES OF THE BUILDING OFFICIAL; PROVIDING PROCEDURES FOR VARIANCES FROM THIS ORDINANCE; PROVIDING GENERAL AND SPECIFIC STANDARDS FOR HAZARD REDUCTION; PROVIDING STANDARDS FOR STREAMS WITHOUT ESTABLISHED BASE FLOOD ELEVATIONS; PROVIDING STANDARDS FOR SUBDIVISION PROPOSALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR ORDINANCES IN

CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE (first reading held on March 14, 2012). *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, TO AUTHORIZE AND DIRECT THE CITY MANAGER TO RESEARCH AND PRICE MODULAR TRAILERS TO RELOCATE CITY OFFICES NOW LOCATED AT TOWN CENTER; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

Sponsored by T.H.

2. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO INVESTIGATE AND RECOMMEND A PROCESS WHEREBY THE CITY WOULD CONVERT ONE THIRD OF SHERBONDY PARK FIELD AREA INTO ADDITIONAL PARKING; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

3. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO REMOVE ANY COST REQUIREMENT IMPOSED UPON CITY EMPLOYEES TO OBTAIN A COPY OF THEIR PERSONNEL FILE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

4. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO SPECIFY AND SET THE SALARY OF THE CITY CLERK, TO START AT \$75,000; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

5. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OPA-LOCKA, FLORIDA, TO SPECIFY AND SET THE SALARY FOR THE INTERIM CITY CLERK AT \$75,000, RETROACTIVE TO FEBRUARY 8, 2012, AND UPON THE HIRING OF A PERMANENT CITY CLERK, THE INTERIM CITY CLERK WILL REVERT BACK TO THE ORIGINAL POSITION AS ASSISTANT CITY CLERK, AT A SALARY OF \$65,000 ANNUALLY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

6. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OPA-LOCKA, FLORIDA, TO REQUIRE THAT ALL CHARTER REVISIONS/AMENDMENTS ARE TO GO BEFORE THE CITY OF OPA-

LOCKA CHARTER REVIEW BOARD; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

7. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO REMOVE BRYAN K. FINNIE AS THE CITY MANAGER, DUE TO LACK OF CONFIDENCE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

8. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO REQUEST TECHNICAL ASSISTANCE FROM MIAMI-DADE COUNTY TO ASSIST THE CITY CLERK'S OFFICE WITH RECORDS MANAGEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by R.T.*

9. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO POST AND ADVERTISE FOR QUALIFIED CANDIDATES FOR THE CITY CLERK/SUPERVISOR OF ELECTIONS POSITION; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by D.J.*

10. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ACCEPT AND ENTER INTO A CONTRACT WITH LULU'S CARWASH, LLC FOR CITYWIDE CARWASH SERVICES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by D.J.*

11. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, REGARDING THE COMMUNITY DEVELOPMENT AGENCY, TO APPOINT JOHNNIE MAE GREENE AND JAMES DIXON AS BOARD MEMBERS OF THE OPA-LOCKA COMMUNITY DEVELOPMENT AGENCY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by M.T.*

12. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ISSUE A REQUEST FOR PROPOSALS FOR GENERAL ENGINEERING SERVICES FROM QUALIFYING ENGINEERING CONSULTING FIRMS, FOR THE REHABILITATION AND RESTORATION OF HISTORIC CITY HALL LOCATED AT 777 SHARAZAD BOULEVARD; 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, AUTHORIZING THE CITY MANAGER TO PAY THE INTERNAL REVENUE SERVICE (IRS) THIRTY FOUR THOUSAND, ONE HUNDRED SIX DOLLAR AND NINETY-NINE CENTS (\$34,106.99) FOR CALENDER YEAR 2009, 941 EMPLOYMENT TAXES, PAYABLE FROM

ACCOUNT NO. 28-514390; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

14. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER TO PAY THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) REIMBURSEMENT IN THE AMOUNT OF FIVE THOUSAND FOUR HUNDRED NINETY-FIVE DOLLARS AND FORTY THREE CENTS (\$5,495.43) FOR OVERPAYMENTS MADE IN RELATION TO HURRICANE WILMA (FEMA-DR-1609 FL, PW#2280), PAYABLE FROM ACCOUNT NO. 45-541493; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

15. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO EXTEND THE LAWRENCE WRIGHT & PARTNERS, LLC., CONTRACT FOR SEVEN MONTHS, RETROACTIVE FROM DECEMBER 2011 AND ENDING JUNE 2012, AS PROJECT MANAGEMENT FOR COMPLETION OF THE SHERBONDY VILLAGE INITIATIVE, PAYABLE FROM ACCOUNT NUMBER 44-541802; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

16. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AND EXECUTE AN AGREEMENT WITH C.A.P. GOVERNMENT, INC., FOR CONSULTING SERVICES RELATED TO BUILDING EXAMINERS AND INSPECTION SERVICES FOR A ONE (1) YEAR PERIOD, PIGGYBACKING ON THE TOWN OF LAUDERDALE-BY-THE-SEA, RFP 12-01-01, IN AN AMOUNT NOT TO EXCEED THE TERMS OF THE AGREEMENT, PAYABLE FROM ACCOUNT NUMBER 24-524312; IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

17. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR LEGAL REPRESENTATION OF AN EMPLOYEE, IN AN AMOUNT NOT TO EXCEED THE LEVEL OF THE CITY MANAGER'S SPENDING AUTHORITY (\$5,000), WITH THE UNDERSTANDING ANY ADDITIONAL COSTS SOUGHT, REQUIRES APPROVAL OF THE CITY COMMISSION; 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:

**Community Relations Recreation and Activities Advisory Board
(Minutes of April 4, 2011 submitted)**

21. CITY ATTORNEY'S REPORT:
22. CITY CLERK'S REPORT:
23. MAYOR/COMMISSION REPORT:
24. OFFICIAL BOARD APPOINTMENTS:
 - * Charter Review Board – 3 individual appointments
(Taylor, Johnson, Tydus)
 - * Historic Preservation Board – 9 at-large appointments
 - * Nuisance Abatement Board – 4 at-large appointments
 - * Zoning Board of Appeals – 1 at-large appointment
25. ADJOURNMENT:

SCHEDULE OF FUTURE WORKSHOPS/OFFICIAL ACTIVITIES

- A. Lunch & Learn Cinema Saturdays – Last Saturdays of every month, Opa-locka Municipal Complex, 780 Fisherman Street, 2nd Floor, Opa-locka, Florida. *Hosted by Commissioner Rose Tydus.*
- B. City of Opa-locka 2nd Annual Scholarship and Humanitarian Awards Banquet – Saturday, April 21, 2012 @ 7:30 p.m., Don Shula's Hotel & Club Ballroom, 6842 Main Street, Miami Lakes, Florida. *Hosted by Commissioner Gail E. Miller.*