

CITY OF OPA-LOCKA
"The Great City"

AGENDA
REGULAR COMMISSION MEETING
June 13, 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:**

COMMENDATIONS
Vernell Thomas-Roberts
Alvina Miller Bradley
Shirley Scott

PROCLAMATIONS
Janice Gallon
Alvin Miller
Sherria Elliott
Kembrick Bradley
Wilma Thrower
Denise Williams
Geraldine Kirkland
Fleet Reserve Association
Just As I Am International Ministries 8th Anniversary

RESOLUTIONS
Frances Revels
Leroy Wilson

8. **APPROVAL OF MINUTES:**
Regular Commission Meeting – 05/09/2012

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. Reverend Joseph L. Kelley
re: city concerns
 2. Nova Lee
International Power USA LLC
re: zoning issue at 2091-93 NW 139 Street
 3. Barbara Acebal, Senior Tax Consultant
Internal Revenue Service
re: free tax related services and programs
 4. Yvonne Feijoo
Palm Villa Oasis LLC
re: Code Enforcement Lien and water meter removal process
- 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 IMPOSE A MORATORIUM ON NEW JUNKYARDS, SCRAP METAL FACILITIES AND AUTO SALVAGE BUSINESSES CITYWIDE

FOR TWELVE (12) MONTHS; 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 AMENDING ORDINANCE 11-15, THE GENERAL FUND BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2011 AND ENDING SEPTEMBER 30, 2012 ADJUSTING REVENUES AND EXPENDITURES AS REFLECTED IN EXHIBIT "A", OPTION _____ (A, B, OR C); CONTAINING A REPEALER PROVISION AND SEVERABILITY CLAUSE; FURTHER PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

3. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA AMENDING ORDINANCE 11-16, THE PROPRIETARY AND SPECIAL REVENUE FUNDS BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2011 AND ENDING SEPTEMBER 30, 2012; ADJUSTING REVENUES AND EXPENDITURES AS REFLECTED IN EXHIBIT "A", REFLECTING CHANGES IN REVENUE SOURCES AS FOLLOWS: FEMA FUND (FUND 169), FIVE THOUSAND FOUR HUNDRED AND NINETY FIVE DOLLARS (\$5,495); WATER AND SEWER FUND (FUND 440), EIGHT HUNDRED AND FIFTY NINE THOUSAND NINE HUNDRED AND EIGHTY ONE DOLLARS (\$859,981); CONTAINING A REPEALER PROVISION AND SEVERABILITY CLAUSE; FURTHER PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

4. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO REPEAL ORDINANCE NO. 06-14, ORDINANCE NO. 07-14, AND ORDINANCE NO. 11-03 FEES FOR LANDLORD PERMIT PROGRAM; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

5. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING ORDINANCE 86-8, THE LAND DEVELOPMENT CODE, TO INCLUDE TOWING SERVICE AND STORAGE AS A PERMITTED USE IN THE I-1 INDUSTRIAL ZONING DISTRICT; AND TO AMEND LINE 19 OF SECTION 6.10 B; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

6. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO CLOSE, VACATE OR ABANDON THE ALLEY NEAR ALADDIN AND FISHERMAN STREETS, AT 551 FISHERMAN STREET, AT THE REQUEST OF RUDG-TOWN CENTER, LLC; PROVIDING FOR

INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

B. SECOND READING/PUBLIC HEARING:

1. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO APPROVE THE LEASE AGREEMENT WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, TO LEASE A PARCEL OF LAND TO NATHAN B. YOUNG ELEMENTARY SCHOOL FOR PUBLIC EDUCATIONAL PURPOSES, PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (first reading held on April 25, 2012). *Sponsored by D.J.*

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 THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR TRAFFIC ENGINEERING FUNCTIONS AS REQUIRED IN THE CITY OF OPA-LOCKA; 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 APPROVE AMENDING THE CONTRACT OF JVA ENGINEERING CONTRACTOR, INC., TO PERFORM ADDITIONAL WORK ON NW 143RD STREET TO INSTALL A ROUNDABOUT AT THE INTERSECTION OF NW 143RD STREET, NW 24TH AVENUE AND RUTLAND STREET IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SEVENTY FOUR THOUSAND EIGHT HUNDRED NINETY DOLLARS (\$174,890.00), PAYABLE FROM ACCOUNT NO. 44-541805 (CAPITAL PROJECT FUND) AND ACCOUNT NO. 47-541805 (PTP FUND); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.M.*

3. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH COMTECH ENGINEERING, INC. FOR THE REHABILITATION OF SANITARY SEWER PUMP STATION 10, IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SEVENTY SIX THOUSAND FIVE HUNDRED FORTY-THREE DOLLARS AND THIRTY CENTS (\$676,543.30), PAYABLE FROM ACCOUNT NUMBER 35-535630; PROVIDING FOR

INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.
Sponsored by C.M.

4. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO ADVERTISE AND ISSUE A REQUEST FOR PROPOSALS (RFP) FOR QUALIFIED CONSTRUCTION FIRMS FOR THE IMPROVEMENT OF DRAINAGE SYSTEM AT RUTLAND STREET, PAYABLE FROM THE PTP FUNDS AND CAPITAL PROJECTS FUND, ACCOUNT NUMBERS 47-541807 AND 44-541807; 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 ISSUE A REQUEST FOR QUALIFICATIONS (RFQ) TO IDENTIFY QUALIFIED AFTER SCHOOL PROGRAMS SUCH AS DANCE, ART, PHYSICAL FITNESS, WEIGHT TRAINING, BASKETBALL, AQUATIC RECREATIONAL PROGRAM AND/OR OTHER SERVICES TO BE DOMICILED IN THE SHERBONDY PARK VILLAGE FACILITY; 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, AUTHORIZING THE CITY MANAGER TO PURCHASE AND INSTALL A MODULAR TRAILER BY MODSPACE FOR THE PUBLIC WORKS AND UTILITIES DEPARTMENT AS A STAFF LUNCHROOM, IN AN AMOUNT NOT TO EXCEED SIX THOUSAND SIX HUNDRED SIXTY-FIVE DOLLARS (\$6,665.00) PAYABLE FROM ACCOUNT NOS. 35-535520 AND 39-541520; 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 APPROVE THE SETTLEMENT FOR RAYMOND WALLS IN THE MATTER OF EDWARD BLACKMAN AND RAYMOND WALLS VS. THE CITY OF OPA-LOCKA, IN THE TOTAL AMOUNT OF \$75,000.00, 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 EXTEND THE LAWRENCE WRIGHT & PARTNERS, LLC CONTRACT FOR EIGHT MONTHS, RETROACTIVE FROM DECEMBER 2011 AND ENDING JULY 2012, AS PROJECT MANAGEMENT FOR COMPLETION OF THE SHERBONDY PARK VILLAGE INITIATIVE, PAYABLE FROM ACCOUNT NUMBER 44-541802; 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 GRANT CONDITIONAL USE FOR ALUMINUM SMELTING OR REFINING OF METALS USE BY PROPERTY OWNER, ALL JAPANESE ENGINES HOLDINGS, TO OPERATE AN ALUMINUM SMELTING OVEN, SUBJECT TO CONDITIONS STATED IN ORDINANCE NO. 11-06; 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 ATTORNEY'S OFFICE TO REPRESENT THE CITY OF OPA-LOCKA IN THE LITIGATION OF DANRON MANAGEMENT, INC., VS CITY OF OPA-LOCKA; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.A.*

11. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AUTHORIZE THE CITY ATTORNEY'S OFFICE TO REPRESENT THE CITY OF OPA-LOCKA IN THE LITIGATION OF KEITH CLIETT VS. CITY OF OPA-LOCKA; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by C.A.*

12. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO RESUME HOSTING AN ARABIAN NIGHTS FESTIVAL IN THE CITY OF OPA-LOCKA; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by M.T.*

13. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO AMEND RESOLUTION 11-8232 TO REFLECT A NAME CHANGE FROM THE CITY OF OPA-LOCKA EDUCATION & SCHOLARSHIPS FOUNDATION, INC. TO THE CITY OF OPA-LOCKA EDUCATIONAL FOUNDATION, INC.; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by D.J.*

14. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, TO APPOINT OFFICERS TO THE CITY OF OPA-LOCKA EDUCATIONAL FOUNDATION, INC.; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by D.J.*

15. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, DIRECTING THE CITY MANAGER TO INVESTIGATE METHODS AND MEANS OF CANCELLING THE CITY'S CONTRACT WITH AMERICAN TRAFFIC SOLUTIONS (ATS) FOR RED LIGHT CAMERAS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by T.H.*

16. 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.

A. CITY MANAGER'S REPORT:

B. ACCOUNTS PAYABLE:

20. OFFICIAL BOARD REPORTS:

21. CITY ATTORNEY'S REPORT:

22. CITY CLERK'S REPORT:

23. MAYOR/COMMISSION REPORT:

24. OFFICIAL BOARD APPOINTMENTS:

- * Charter Review Board – 4 individual appointments
(Taylor, Johnson, Tydus, Miller)
- * Historic Preservation Board – 9 at-large appointments
- * Nuisance Abatement Board – 5 at-large appointments
- * Zoning Board of Appeals – 1 at-large appointment
- * Housing Authority – 4 Appt by Mayor w. Commission approval
- * Civil Service Board – 1 at-large appointment
- * Community Relations, Recreation & Activities Advisory Board
1 at-large appointment

25. ADJOURNMENT:

SCHEDULE OF FUTURE WORKSHOPS/OFFICIAL ACTIVITIES

A. Special Planning Council Meeting – Thursday, June 14, 2012 @ 7:00 p.m., Opa-locka Municipal Complex, 780 Fisherman Street, 2nd Floor, Opa-locka, Florida.

B. 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*