



CITY OF SUNNY ISLES BEACH, FLORIDA

Regular City Commission

Commission Chambers

18070 Collins Avenue

Sunny Isles Beach, Florida 33160

Thursday, March 16, 2023

6:30 PM

1. CALL TO ORDER/ROLL CALL OF MEMBERS

2. PLEDGE OF ALLEGIANCE/INVOCATION

3. APPROVAL OF MINUTES

3.A Regular City Commission Meeting – Summary Minutes – February 16, 2023.

[Memorandum](#)

1. Report of City Clerk.

3.B Special City Commission Meeting – Summary Minutes – March 6, 2023.

[Memorandum](#)

1. Report of City Clerk.

4. ORDER OF BUSINESS (Additions/Deletions/Amendments)

5. SPECIAL PRESENTATIONS

5.A Plaque Presentation for **Charter Revision Commission**.

[Memorandum](#)

1. Report of City Clerk.

5.B Plaque Presentation for Keith Oliver.

[Memorandum](#)

1. Report of Mayor Svechin.

6. ZONING

ZONING HEARINGS ARE QUASI-JUDICIAL PUBLIC HEARINGS. Please be advised that zoning items on the Commission Agenda are Quasi-Judicial in nature. If you wish to object or comment upon these items, please complete a Public Speaker's Card indicating the agenda item number on which you would like to comment. You must be sworn before addressing the Commission and you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider your comments in its final deliberation. Please also disclose any Ex-Parte communications you may have had with any Commission member. Commission members must also do the same pursuant to Ordinance No. 97-4.

7. ORDINANCES FOR FIRST READING

7.A An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Amending Ordinance No. 2022-595; Approving Budget Amendment No. BA2223-02 to the City's Operating and Capital Improvement Budget for the 2022-2023 Fiscal Year - General Fund, Street Maintenance & Construction Fund, Special Revenue Fund, Capital Projects Fund, and Stormwater Operations Fund**; Authorizing the City Manager to Do All Things Necessary to Implement the Terms and Conditions of this Ordinance; Providing for an Effective Date.

[Memorandum](#)

1. Report of Finance Director.
2. Recommendation: Adopt Ordinance on First Reading; Schedule for Second and Final Reading.

7.B An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Amending Chapter 217 of the Sunny Isles Beach Code of Ordinances Titled "Rental Property" and Chapter 231 Titled "Solid Waste" to Restrict the Times Trash and Recycling Receptacles Can Be Placed Out**; Amending Sections 231-33 to Revise the Penalties for Violations of Chapter 231; Providing for Repealer; Providing for Severability; Providing for Codification; Providing for an Effective Date.

[Memorandum](#)

1. Report of City Manager.

7.C An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Repealing Article II of Chapter 172, Titled "Charitable Donations" of the Code of Ordinances of the City of Sunny Isles Beach**; Providing for Repealer; Providing for Severability; Providing for Codification; Providing for an Effective Date.

[Memorandum](#)

1. Report of City Attorney.
2. Recommendation: Adopt Ordinance on First Reading; Schedule for Second and Final Reading.

7.D An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida , **Amending Section 74-8, Titled "Standing Committees; Chairpersons" of the Code of Ordinances of the City of Sunny Isles Beach to Revise the Title and References to Standing Committees for Clarification That Said Regulations Govern Appointive Advisory Boards and Committees**; Repealing Section 74-9, Titled "city Boards and Agencies"; Providing for Repealer; Providing for Severability; Providing for Codification; Providing for an Effective Date.

[Memorandum](#)

1. Report of City Attorney
2. Recommendation: Adopt Ordinance on First Reading; Schedule for Second and Final Reading.

7.E An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Amending Chapter 235 of the Sunny Isles Beach Code of Ordinances by Creating Article II, to Be Entitled “Water Quality”**; Providing for Repealer; Providing for Severability; Providing for Codification; Providing for an Effective Date.
[Memorandum](#)

1. Report of City Attorney.
2. Recommendation: Adopt Ordinance on First Reading; Schedule for Second and Final Reading.

8. PUBLIC HEARINGS

9. ORDINANCES FOR SECOND READING

9.A An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Amending the City Charter by Amending Section C-2.2(B) “Vice Mayor”; by Amending Section C-2.3(C) “Limitations on Lengths of Service”; by Amending Section C-2.4 “Qualifications”; by Amending Section C-2.5(C) “Filling of Vacancies”; by Amending Section C-2.6 “Compensation; Reimbursement for Expenses”; by Amending Section C-3.1 “City Manager”; by Amending Section C-3.5 “City Clerk”; by Amending Section C-3.6 “City Attorney”; by Amending Section C-4.2 “Prohibitions”; by Amending Section C-5.1(I) “Commencement of Terms”; by Amending Section C-5.3 “Form of Ballots”; and by Amending Section C-7.4 “Charter Revision”**; Providing Authorization to the City Attorney and City Clerk to Amend the Charter; Providing for the Form of the Ballot; Providing for Balloting and Election Procedures; Providing for Notice of Special Election; Providing for Copies of the Proposed Charter Amendments to Be Available for Public Inspection; Providing for Effectiveness; Providing for Severability; Providing for Inclusion in the Charter; Providing for and Effective Date.
[Memorandum](#)

1. Report of City Clerk on Behalf of the Charter Revision Commission.
2. Recommendation: Adopt Ordinance.

10. RESOLUTIONS

10.A A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying the Expenditure of Forfeiture Funds From the Department of Justice (“DOJ”) Federal Forfeiture Account for the Purchase of a Ford F150 Vehicle**, in an Amount Not to Exceed \$61,610.75, Attached Hereto as Exhibit “A”, in Accordance with the Comprehensive Crime Control Act of 1984; Providing for an Effective Date.
[Memorandum](#)

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

10.B A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying the Issuance of a Purchase Order to Bartow Ford for the Purchase of a Ford F150 Truck**, in an Amount Not to Exceed \$61,610.75. Attached Hereto as Exhibit “A”;

Authorizing the City Manager to Do All Things Necessary to Effectuate This Resolution;
Providing for an Effective Date.

[Memorandum](#)

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

10.C A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Authorizing the Chief of Police, in Accordance with the Comprehensive Crime Control Act of 1984 to **Expend Forfeiture Funds from the Department of Justice (“DOJ”) Federal Forfeiture Account to Fund a School Resource Sergeant Position and to Purchase a Vehicle for Use by Said Sergeant**, in an Amount Not to Exceed \$223,279.51, Attached Hereto as Exhibit “A”; Providing for an Effective Date.

[Memorandum](#)

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

10.D A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Purchase of a 2022 Ford Hybrid Explorer**, in an Amount Not to Exceed \$43,279.51; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

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

10.E A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a First Amendment to the Agreement with Architects Design Group to Conduct a Space Needs Assessment and Site Feasibility Study**, in an Amount Not to Exceed \$17,500.00, Attached Hereto as Exhibit “A”; Authorizing the Mayor to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

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

10.F A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying a Second Amendment and Approving a Third Amendment to the Agreement with The Corradino Group for Planning and Zoning Services**, in an Amount Not to Exceed \$150,000.00, Attached Hereto as Exhibit “A”; Authorizing the Mayor to Execute Said Amendment; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Planning & Zoning Director.

2. Recommendation: Adopt the Resolution.
- 10.G A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying the Purchase of a 2023 Starcraft Allstar Minibus From Creative Bus Sales**, in an Amount Not to Exceed \$134,548.00, Attached Hereto as Exhibit "A"; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.
[Memorandum](#)
1. Report of Purchasing Manager.
 2. Recommendation: Adopt the Resolution.
- 10.H A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying the Waiver of the Bidding Requirements of Chapter 62 of the City's Code of Ordinances; Ratifying the Purchase of a Certified 2021 Ford Passenger Van Transit XLT From Midway Ford**, in an Amount Not to Exceed \$55,619.20, Attached Hereto as Exhibit "A"; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.
[Memorandum](#)
1. Report of Purchasing Manager.
 2. Recommendation: Adopt the Resolution.
- 10.I A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a Grant Agreement (LPA0391) with the State of Florida Department of Environmental Protection**, in an Amount Not to Exceed \$400,000.00, for the Central Island Stormwater Improvements Project; Authorizing the City Manager to Execute Said Grant Agreement, Attached Hereto as Exhibit "A", and to Do All Things Necessary to Effectuate This Resolution; Providing for an Effective Date.
[Memorandum](#)
1. Report of Assistant City Manager.
 2. Recommendation: Adopt the Resolution.
- 10.J A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Expressing Support for Senate Bill 544 Which Would Provide Penalties for Aggressive Careless Driving Resulting in Serious Bodily Injury or Death and Property Damage**; Urging the Florida Legislature and Governor Ron DeSantis to Support and Approve the Legislation; Directing the City Clerk to Distribute Copies of This Resolution; Providing for an Effective Date.
[Memorandum](#)
1. Report of Commissioner Viscarra.
 2. Recommendation: Adopt the Resolution.
- 10.K A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Strongly Opposing Senate Bill 682 and House Bill 671, Which Provides Comprehensive Revisions to Florida's Permit and Plan Review Statutes, Including Removal of Statutory**

Provisions Relating to Requiring Building Permits for Certain Residential Dwellings, Adding Requirements That Local Jurisdictions Reduce Certain Permit Fees, and Revising Timeframes for Approving or Denying Certain Building Permits; Directing the City Clerk to Distribute Copies of this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Commissioner Viscarra.
2. Recommendation: Presented for Consideration.

10.L A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Appointing _____ as the City’s Delegate to the Miami-Dade League of Cities, and _____ as the Alternate, to Attend Meetings From May 2023 Through May 2024;** Providing for an Effective Date.

[Memorandum](#)

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

10.M A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Selection of Members to the Environment Sustainability Advisory Committee for Calendar Year 2023;** Providing for an Effective Date.

[Memorandum](#)

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

10.N A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Selection of Members to the Mobility and Pedestrian Safety Advisory Committee for Calendar Year 2023;** Providing for an Effective Date.

[Memorandum](#)

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

10.O A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Selection of Members to the Youth Advisory Committee for Calendar Year 2023;** Providing for an Effective Date.

[Memorandum](#)

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

10.P A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Calling for a Special Election on Proposed Amendments to the City’s Charter to Be Held on May 23, 2023, to Consider Amendments to the City Charter as Follows: Amending the City Charter by Amending Section C-2.2(B) “Vice Mayor”; by Amending Section C-2.3(C) “Limitations on Lengths of Service”; by Amending Section C-2.4 “Qualifications”; by**

Amending Section C-2.5(C) "Filling of Vacancies"; by Amending Section C-2.6 "Compensation; Reimbursement for Expenses"; by Amending Section C-3.1 "City Manager"; by Amending Section C-3.5 "City Clerk"; by Amending Section C-3.6 "City Attorney"; by Amending Section C-4.2 "Prohibitions"; by Amending Section C-5.1(I) "Commencement of Terms"; by Amending Section C-5.3 "Form of Ballots"; and by Amending Section C-7.4 "Charter Revision"; Providing for Notice of Election; Providing for Copies of the Resolution and Ordinance for Charter Amendments to Be Available for Public Inspection; Designating One Registered Voter Who Shall Serve with the City Manager and the City Clerk as the Canvassing Board for Said Special Election; Providing for Polling Places; Providing for Voter Registration; Providing for the City Clerk to Utilize the Services of Miami-Dade Supervisor of Elections; Providing for an Effective Date.

[Memorandum](#)

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

- 10.Q A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a Parking License Agreement Between the City of Sunny Isles Beach, Florida, and JP Morgan Chase Bank, NA, for Parking Spaces Along Atlantic Boulevard, Between 177th Drive and 175th Terrace**, Attached Hereto as Exhibit "A"; Authorizing the Mayor to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

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

11. MOTIONS

12. DISCUSSION ITEMS

13. CITIZENS' FORUM

14. ADJOURNMENT

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

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

Anyone wishing to appeal any decision made by the City of Sunny Isles Beach with respect to any matter considered at such meeting or hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.