RESOLUTION NO. 2015-R-135

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER TO ISSUE PURCHASE ORDERS FOR A ONE (1) YEAR PERIOD IN THE AMOUNT OF THREE HUNDRED SIX THOUSAND TWO HUNDRED FIFTY-NINE DOLLARS AND TWENTY CENTS ($306,259.20) TO LHOIST NORTH AMERICA OF ALABAMA, LLC, FOR THE PURCHASE, DELIVERY AND DISCHARGE OF QUICKLIME, AS REQUIRED FOR THE OPERATIONS OF THE WINSON WATER TREATMENT PLANT, PIGGYBACKING THE CITY OF TAMARAC, FLORIDA, AGREEMENT UNDER INVITATION FOR BID 11-25B - FURNISH, DELIVER AND DISCHARGE OF QUICKLIME, ISSUED ON BEHALF OF THE SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING COOPERATIVE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, the City of Tamarac, Florida ("Tamarac"), issued ***Invitation for Bid 11-25B – Furnish, Deliver & Discharge of Quicklime*** ("IFB"), seeking a qualified bidder to furnish, deliver and discharge quicklime, in accordance with the technical specifications, terms and conditions contained in the IFB ("Services"); and

WHEREAS, in response to the IFB, Lhoist North America of Alabama, LLC ("Vendor"), was competitively selected and awarded a contract pursuant to Tamarac Resolution R-2014-62; and

WHEREAS, on October 23, 2007, the Mayor and City Council of the City of North Miami ("City"), adopted Ordinance No. 1244, authorizing the City Manager to approve the purchase of supplies, goods and/or services from current contracts of other municipalities and governmental entities ("piggyback"), such as Tamarac; and

WHEREAS, City administration has identified the need for quicklime as an essential element in the operation of the Winson Water Treatment Plant and the provision of potable water to all City-water consumers; and

WHEREAS, Vendor is willing to sell, deliver and discharge quicklime to the City at the same favorable terms and rates extended to Tamarac and other local governments for a one (1) year period; and

committee regarding matters related to the revitalization of the Downtown Area and the implementation of the adopted Downtown Concept & Action Plan.

Section 3. **Membership.** The DAPAC shall be composed of fifteen (15) members appointed by the majority of the City Council.

Section 4. **Composition.** The DAPAC will consist of a City and CRA designee, several community stakeholders, with representation from the City's local Arts/Cultural, local universities, Film industry and downtown business community.

Section 5. **Terms.** Appointments to the DAPAC shall be for two-year terms. When a committee member's term expires, the member shall continue to be an active member until such time that the City Council re-appoints or makes a new appointment.

Section 6. **Compensation.** Each committee member shall serve without compensation or reimbursement.

Section 7. **Adoption of Bylaws.** The Mayor and City Council of the City of North Miami hereby approve and adopt the bylaws of the DAPAC attached hereto as Exhibit "1."

Section 8. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5 - 0 vote of the Mayor and City Council of the City of North Miami, Florida, this 8th day of December, 2015.

DR. SMITH JOSEPH
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

ROLAND C. GALDOS, ESQ.
INTERIM CITY ATTORNEY

SPONSORED BY: MAYOR SMITH JOSEPH, D.O., PHARM. D.

Moved by: Galvin

Seconded by: Desulme

Vote:

Mayor Smith Joseph, D.O., Pharm. D.	X (Yes)	(No)
Vice Mayor Carol Keys, Esq.	X (Yes)	(No)
Councilman Scott Galvin	X (Yes)	(No)
Councilman Alix Desulme	X (Yes)	(No)
Councilman Philippe Bien-Aime	X (Yes)	(No)

BYLAWS OF THE DOWNTOWN ACTION PLAN ADVISORY COMMITTEE

Powers and Duties.

The purpose of the members of the DAPAC is to assist in the implementation of the recommendations of the adopted Master Plan; The DAPAC will also assist in the creation of the conceptual plan and community meetings envisioned for the downtown. Members are to regularly attend DAPAC meetings and contribute constructively out of the experience and knowledge that they possess; Understand and articulate the DAPAC's purpose, responsibilities and work plan; Communicate and coordinate with the member's constituent group to represent the group's perspective on key issues and convey information from the DAPAC back to the stakeholders; Act as an ambassador for the Action Plan with peers, neighbors and colleagues to further build momentum, participation and constructive feedback on the process and the Master Plan and the future revitalization of the Downtown area; Review and provide comments/recommendations on project materials and draft plans; and Participate actively in and help market the project's community outreach efforts.

Membership; terms; vacancies; removal.

A. *Membership.*

1. The Downtown Action Plan Advisory Committee shall be composed of fifteen (15) members appointed by the majority of the city council.
2. The composition of the committee shall be:

   A City and CRA designee, as well as several key community stakeholders, with representation from the City's local Arts/Cultural, local universities, Film industry and downtown business community. Examples include, but are not limited to a representative from MOCA, downtown business owners/tenants, chamber of commerce representatives, Business Development Board Representative, University partners, and other stakeholders.

B. *Terms.* Appointments to the Downtown Action Plan Advisory Committee shall be for two-year terms. When a committee member's term expires, the member shall continue to be an active member until such time that the City Council reappoints or makes a new appointment.

C. *Vacancies.* Appointments to fill any vacancies shall be made by the City Council and shall be for the remainder of the unexpired term.

D. *Removal.* Members can be removed from office for good cause by three-fifths (3/5) vote of the city council. An example of good cause will be failing to attend three (3) consecutive meetings without a committee-approved excuse, or a finding of the majority of the committee, as expressed upon the minutes of the committee, that participation and attendance by such member is not satisfactory and a replacement is needed.

Meetings; quorum; required vote.

A. *Meetings.* The Downtown Action Plan Advisory Committee shall hold a regularly scheduled meeting once a month at a specific time in a specific place and provide in its bylaws for holding special meetings.

B. *Quorum; required vote.* Two-thirds (2/3) majority of the current membership shall constitute a quorum for the transaction of business. An affirmative vote of a majority of the members present shall be necessary to approve a motion.

Officers; staff.

A. *Officers.* The committee shall select one (1) of its members as its chairperson and another as vice-chairperson. Terms of all officers shall be for one (1) year, with eligibility for reelection.

B. *Staff.* The Director of Community Planning and Development shall designate staff for the committee. The staff member will be responsible for taking minutes at the monthly meetings and distributing minutes to the committee.

Rules and records.

The Downtown Action Plan Advisory Committee may establish such rules of procedure as it may determine necessary to carry out its duties. All meetings shall be conducted in accordance with Florida law and written records of the proceedings shall be a public record maintained and filed with the Community Planning and Development department.

The committee's fiscal year shall coincide with that of the city. All funds of the committee shall be received, held, secured, audited and accounted for like other public funds by the appropriate fiscal officers of the City. The funds shall be used for the purposes authorized.