CITY OF NORTH MIAMI
REGULAR COUNCIL MEETING
SUMMARY MINUTES
January 27, 2015

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, January 27, 2015, beginning at 7:10 pm.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

Note: The actual agenda and all backup materials for each City Council meeting can be found on the website at:
http://www.northmiamifl.gov/government/Minutes_Agendas/CouncilAgendaList.aspx

ROLL CALL

Mayor Joseph	Here
Councilman Galvin	Here
Councilwoman Keys	Here
Vice Mayor Bien-Aime	Here
Councilwoman Steril	Here

PLEDGE OF ALLEGIANCE

- Major Robert Bage of the North Miami Police Department

INVOCATION

- Rabbi Jory Lang of Bethe Moshe Congregation

ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)

- TAB I, O and P pulled to be considered at the next Council Meeting

SPECIAL PRESENTATION(s)

- Neighborhood Beautification Awards for 4th Quarter by Tanya Wilson-Sejour, CP&D / Zoning Manager

- Certificate of Achievement Awarded to the City Clerk's Office by the US Department of State

CITY EVENTS – ANNOUNCEMENT

Pam Solomon, Public Information Manager, announced upcoming events for the City of North Miami. Ms. Solomon advised all City events can be found on the website at: www.northmiamifl.gov/celebrate.

CITY PROJECTS UPDATE - NONE
CONSENT AGENDA

- TABS A THROUGH G

TAB A - APPROVAL OF MINUTES –

- Regular Council Meeting – January 13, 2015

TAB B - AUTHORIZATION FOR EXPENDITURE IN AN APPROXIMATE AMOUNT OF $40,000 FROM THE LAW ENFORCEMENT TRUST FUND TO BE UTILIZED FOR COMMUNITY PROJECTS AND EVENTS, TO PROMOTE POSITIVE POLICE IMAGE, CRIME PREVENTION AND OTHER LAW ENFORCEMENT PURPOSES.

TAB C - PROPOSED RESOLUTION OF MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND MIAMI SHORES VILLAGE TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB D - PROPOSED RESOLUTION OF MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE CITY OF MIAMI BEACH TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB E - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE CITY OF MIAMI GARDENS TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB F - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE OFFICER FRESNEL J. DESIR IN RECOGNITION OF TWENTY-TWO (22) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB G - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE SERGEANT DAVID ROSEN IN RECOGNITION OF OVER TWENTY (20) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilman Galvin moved to approve the consent agenda, seconded by Councilwoman Steril; **passed unanimously**.

CITY BOARD AND COMMITTEE APPOINTMENTS

TAB H -DISCUSSION REGARDING APPOINTMENTS TO THE CITY OF NORTH MIAMI'S VARIOUS BOARDS AND COMMITTEES.

Michael Etienne, Esq., City Clerk, read the title and proposed appointments for the record. Moved for approval by Councilman Galvin and seconded by Councilwoman Steril. Council voted; **passed 5-0**.

Advisory Committee on the Disabled

Council Galvin	Cherry L. Doctor	Reappointment

Affordable Housing Advisory Committee

Dr. Smith Joseph	Ronald Surin	
Dr. Smith Joseph	Pastor Joanem FanFan	

Board of Adjustment

Mayor Smith Joseph	Peggy Boule	
Mayor Smith Joseph	Daniel Calixte	At Large
Mayor Smith Joseph	Mary Irvin	Alternate
Mayor Smith Joseph	Laura Hill	Alternate
Councilwoman Marie Steril	Michael McDearmaid	

Business Development Board

Mayor Smith Joseph	Kanol Isidor	Central Business District
Mayor Smith Joseph	Raudel Balseiro	Central Business District

Community Relations Board

Mayor Smith Joseph	Fritz Nicolas	
Mayor Smith Joseph	Alberta De Mathurin	
Councilman Scott Galvin	Cherry L. Doctor	Reappointment

Quality Education Board

Mayor Smith Joseph	Fritz Isma	

Health Advisory Board

Mayor Smith Joseph	Serena White	

Planning Commission

Mayor Smith Joseph	Peggy Boule	
Mayor Smith Joseph	Kenny Each	At Large
Mayor Smith Joseph	Daniel Calixte	At Large
Mayor Smith Joseph	Michael McDearmaid	Alternate
Mayor Smith Joseph	Mary Irvin	Alternate

Youth Opportunity Board

Mayor Smith Joseph	Alberta De Mathurin	

TAB I - DISCUSSION REGARDING APPOINTMENTS TO THE MUSEUM OF CONTEMPORARY ART (MOCA) BOARD.

Removed from the agenda.

PUBLIC HEARINGS – RESOLUTIONS, ORDINANCES, ZONING, LAND USE ITEMS, ETC.

RESOLUTIONS

TAB J - NORTH MIAMI, FLORIDA, AUTHORIZING THE DESIGNATION OF THE NORTHEAST 132ND STREET FOUNTAIN LOCATED GENERALLY AT THE INTERSECTION OF NORTHEAST 132ND STREET, NORTHEAST 9TH AVENUE AND WEST DIXIE HIGHWAY AS A LOCAL 'HISTORIC LANDMARK', CONSISTENT WITH POLICY 8.1.7(9) OF THE NORTH MIAMI COMPREHENSIVE PLAN AND PURSUANT TO CHAPTER 16A - HISTORIC PRESERVATION, MIAMI-DADE COUNTY CODE OF ORDINANCES; ESTABLISHING A HISTORIC PRESERVATION PROGRAM IN THE CITY, CONSISTENT WITH POLICY 3A.3.3 OF THE NORTH MIAMI COMPREHENSIVE PLAN; SUPPORTING THE ACTIVITIES OF THE GREATER NORTH MIAMI HISTORICAL SOCIETY; AND FURTHER AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY WITH THE MIAMI-DADE COUNTY OFFICE OF HISTORICAL PRESERVATION, PURSUANT TO SECTION 16A-3.1, MIAMI-DADE COUNTY CODE OF ORDINANCES, TO EFFECTUATE THE DESIGNATION OF THE NORTHEAST 132ND STREET FOUNTAIN AS A 'HISTORIC LANDMARK'; PROVIDING AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval with amendments by Councilwoman Steril and seconded by Councilman Bien-Aime. Council voted; **passed 5-0**.

LEGISLATIVE MATTERS

ORDINANCES – SECOND READING AND PUBLIC HEARING - NONE

ORDINANCES – FIRST READING –

TAB K - PROPOSED ORDINANCE (SECOND READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT REGULATIONS", BY AMENDING ARTICLE 3, DIVISION 4, ENTITLED "CONDITIONAL USES", AT SECTION 3-409, ENTITLED "APPEALS" AND SECTION 3-410, ENTITLED "CHANGES TO CONDITIONAL USE APPROVALS", TO FURTHER CLARIFY CONDITIONAL USE REQUIREMENTS FOR MASTER PLANNED DEVELOPMENTS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval with amendments by Councilman Galvin and seconded by Vice Mayor Keys. Council voted; **passed 5-0.**

QUASI-JUDICIAL ITEM(s)

TAB L - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING THE PREVIOUSLY ISSUED CONDITIONAL USE PERMIT AND CONCEPTUAL MASTER DEVELOPMENT PLAN FOR TRACT A OF BISCAYNE LANDING PLAT, IN ACCORDANCE WITH ARTICLE 3, SECTION 3-405 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES. (Exhibits provided by Carter McDowell, representing Oleta Partners).

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval with amendments by Councilman Galvin and seconded by Councilman Bien-Aime. Council voted; **passed 5-0**.

TAB M - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING APPROVAL OF THE CONDITIONAL USE PERMIT, IN SUBSTANTIALLY THE

ATTACHED FORM, TRANSFERRING FIFTY-EIGHT (58) BONUS UNITS FROM THE NEIGHBORHOOD REDEVELOPMENT OVERLAY (NRO) DISTRICT PRIMARY RESIDENTIAL POOL OF TWO THOUSAND TWO HUNDRED (2,200) FLOATING RESIDENTIAL UNITS FOR A PROPOSED DEVELOPMENT GENERALLY LOCATED ON THE NORTHWEST CORNER OF THE INTERSECTION OF NORTHEAST 135TH STREET AND NORTHEAST 6TH AVENUE, SITUATED WITHIN THE NRO DISTRICT, IN ACCORDANCE WITH ARTICLE 4, SECTION 4-405 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval with amendments by Councilman Galvin and seconded by Councilman Bien-Aime. Council voted**; passed 5-0.**

ORDINANCES – FIRST READING

TAB N - PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING SECTIONS 10, 36, AND 58 OF THE CITY OF NORTH MIAMI CHARTER, AND AMENDING CHAPTER 6 OF THE CITY CODE OF ORDINANCES ENTITLED "ELECTIONS", SPECIFICALLY AT SECTIONS 6-76 AND 6-78, ENTITLED "DATES OF ELECTIONS" AND "ELECTION OF CITY COUNCIL MEMBERS", RESPECTIVELY, TO CHANGE THE DATE OF THE GENERAL ELECTION FROM MAY 2015 TO NOVEMBER 2016, AND TO CHANGE THE DATE OF ALL SUBSEQUENT ELECTIONS; CHANGING THE DATE OF THE RUNOFF ELECTION; PROVIDING FOR THE EXTENSION OF EXISTING TERMS OF OFFICE; ADOPTING SUCH CHARTER AND CODE AMENDMENTS PURSUANT TO SECTIONS 100.3605(2), 101.75(3), AND 166.021(4), FLORIDA STATUTES (2014); PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval with amendments by Councilman Galvin and seconded by Councilman Bien-Aime. Council voted; **passed 3-2**. Vice Mayor Keys and Councilman Galvin voted no.

TAB O - PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 29 OF THE NORTH MIAMI CODE OF ORDINANCES ENTITLED "LAND DEVELOPMENT REGULATIONS", BY AMENDING ARTICLE 4, DIVISION 3, ENTITLED "NON-RESIDENTIAL DISTRICTS," SPECIFICALLY AT SECTION 4-302 ENTITLED "USES PERMITTED", TO ESTABLISH LIQUOR PACKAGE STORES IN C-1 COMMERCIAL ZONING DISTRICTS,

TO ENCOURAGE THE RETENTION, ATTRACTION AND EXPANSION OF BUSINESS AND INDUSTRY CONSISTENT WITH THE INTENT OF THE NORTH MIAMI COMPREHENSIVE PLAN; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Pulled from the agenda.

REQUESTS – PETITIONS – COMMUNICATIONS

TAB P- DISCUSSION REGARDING JOE CELESTIN'S PROPERTY MANAGEMENT SERVICES AGREEMENT WITH THE CITY OF NORTH MIAMI.

Michael Etienne, Esq., City Clerk, read the title for the record. Motioned to table the item and bring back as a resolution to be considered at the next Council Meeting. Moved by Councilman Galvin and seconded by Councilwoman Steril. Council voted**; passed 5-0.**

CITIZENS' FORUM

- A variety of residents spoke on issues of interest.

COUNCIL REPORTS

- Various items of interest presented by Council.

CITY CLERK'S REPORT – NONE

CITY ATTORNEY'S REPORT – NONE

CITY MANAGER'S REPORT – NONE

ADJOURNMENT

- Meeting adjourned at 12:03 pm.