

AGENDA
North Miami City Council
776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

REGULAR MEETING

TUESDAY, FEBRUARY 10, 2015
7:00 P.M.

1. CALL TO ORDER / ROLL CALL OF MEMBERS

2. PLEDGE OF ALLEGIANCE

(Frantzby Steve Bernard, 5th Grader at W.J. Bryan Elementary School and President of 5000 Role Models)

3. INVOCATION

(Pastor Lorenzo Johnson, Excel Church)

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

5. SPECIAL PRESENTATION(S)

- ◆ Recognition of the 5000 Role Models of Excellence Program in honor of Black History Month
- ◆ Special recognition of the City of North Miami's 89th Anniversary of Incorporation
- ◆ Quarterly Budget and Financial Presentation by *Arthur Sorey, Budget Director and Carl Lafleur, Interim Finance Director*

6. CITY EVENTS -- ANNOUNCEMENT

7. CONSENT AGENDA

UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS A THROUGH D CONSTITUTE THE CONSENT AGENDA. THESE RESOLUTIONS AND ITEMS ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. EACH ITEM WILL BE RECORDED AS INDIVIDUALLY NUMBERED RESOLUTIONS, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION:

“...THAT THE CONSENT AGENDA COMPRISED OF TABS A THROUGH D BE ADOPTED...”

[TAB A]

APPROVAL OF MINUTES – Regular Council Meeting – January 27, 2015

Sponsored by: Michael A. Etienne, City Clerk

[TAB B]

PROPOSED RESOLUTION OF MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE ISSUANCE OF A CARNIVAL PERMIT ALLOWING FOR THE OPERATION OF MORE THAN THREE (3) AMUSEMENT RIDES TO ST. JAMES CATHOLIC CHURCH; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Michael Etienne, City Clerk

[TAB C]

PROPOSED RESOLUTION OF MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE APPOINTMENT OF MAYOR SMITH JOSEPH TO THE CITIES UNITED FOR IMMIGRATION ACTION COALITION AND TAKING NECESSARY ACTION TO SUPPORT THE MISSION OF THE COALITION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Mayor Smith Joseph, DO

[TAB D]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPLAUDING THE CITY OF NORTH MIAMI BEACH FOR TAKING SWIFT ACTION IN BANNING THE USE OF MUGSHOTS FOR TARGET PRACTICE BY ITS POLICE DEPARTMENT AND ASSURING THE COMMUNITY THAT THE NORTH MIAMI POLICE DEPARTMENT (“NMPD”) DOES NOT UTILIZE THIS PRACTICE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Councilwoman Marie Erlande Steril

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

8.A. RESOLUTIONS

[TAB E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO TERMINATE THE MANAGEMENT SERVICES AGREEMENT, AS AMENDED UNDER THE SECOND RENEWAL TO PROPERTY MANAGEMENT SERVICES AGREEMENT, BETWEEN THE CITY OF NORTH MIAMI AND JOE CELESTIN CIVIL ENGINEER & GENERAL BUILDER, LLC; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

[TAB F]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 21, ARTICLE II, DIVISION 7, SECTION 21-76 OF THE CODE OF ORDINANCES ENTITLED “SCHEDULE OF CIVIL PENALTIES AND FINES”, IN THE ATTACHED FORM, TO UPDATE PENALTIES AND

FINES FOR CIVIL VIOLATION TICKETS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Leonard Burgess, Chief of Police

8.B. LEGISLATIVE MATTERS

8.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB G]

PROPOSED ORDINANCE (*SECOND READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING SECTIONS 10, 36, 38, 40 AND 58 OF THE CITY OF NORTH MIAMI CHARTER, AND AMENDING CHAPTER 6 OF THE CITY CODE OF ORDINANCES ENTITLED “ELECTIONS”, SPECIFICALLY AT SECTIONS 6-21, 6-76 AND 6-78, ENTITLED “QUALIFICATION OF CANDIDATES”, “DATES OF ELECTIONS” AND “ELECTION OF CITY COUNCIL MEMBERS”, RESPECTIVELY, TO CHANGE THE DATE OF THE GENERAL ELECTION FROM MAY 2015 TO AUGUST 2016, AND TO CHANGE THE DATE OF ALL SUBSEQUENT ELECTIONS; CHANGING THE DATE OF THE RUNOFF ELECTION; ADJUSTING THE DATE FOR QUALIFICATION OF CANDIDATES; 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.

Sponsored by: Councilman Philippe Bien-Aime

8.B.2. QUASI-JUDICIAL ITEM(s) – [NONE]

8.C. ORDINANCES – FIRST READING – [NONE]

9. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB H]

DISCUSSION REGARDING CODE ENFORCEMENT BOARD

Sponsored by: Vice-Mayor Carol Keys, Esq.

[TAB I]

DISCUSSION REGARDING SPONSORING A TABLE FOR HAITIAN AMERICAN LEADERSHIP ORGANIZATION IN THE AMOUNT OF \$1,500 FOR ITS 10TH ANNUAL FUNDRAISING GALA/CULTURAL NIGHT ON SATURDAY, FEBRUARY 21, 2015.

Sponsored by: Mayor Smith Joseph, DO

[TAB J]

DISCUSSION REGARDING SPONSORING A TABLE FOR HAITIAN LAWYERS ASSOCIATION IN THE AMOUNT OF \$1,200 FOR ITS 17TH ANNUAL SCHOLARSHIP GALA ON SATURDAY, MARCH 14, 2015.

Sponsored by: Mayor Smith Joseph, DO

[TAB K]

RECOMMENDATION TO NAME BISHOP VICTOR TYRONE CURRY TO THE NORTH MIAMI CITIZENS' HALL OF FAME.

Sponsored by: Mayor Smith Joseph, DO

[TAB L]

RECOMMENDATION TO NAME NELSON VOLTAIRE, "PIMAN BOUK" TO THE NORTH MIAMI CITIZENS' HALL OF FAME.

Sponsored by: Councilman Philippe Bien-Aime

10. CITIZENS' FORUM

11. COUNCIL REPORTS

Mayor Smith Joseph, DO
Vice-Mayor Carol Keys, Esq.
Councilman Philippe Bien-Aime
Councilman Scott Galvin
Councilwoman Marie Erlande Steril, MSW

12. CITY CLERK'S REPORT

13. CITY ATTORNEY'S REPORT

14. CITY MANAGER'S REPORT

15. ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC. ANY PERSON WISHING TO APPEAL THE DECISION OF THE CITY COUNCIL WILL NEED A VERBATIM RECORD OF THE MEETING'S PROCEEDINGS, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED (SECTION 286.0105, F.S.).

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, PERSONS NEEDING SPECIAL ACCOMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE OFFICE OF THE CITY CLERK NO LATER THAN FOUR (4) DAYS PRIOR TO THE PROCEEDING. TELEPHONE (305) 893-6511, EXT. 12147, FOR ASSISTANCE. IF HEARING IMPAIRED, TELEPHONE OUR TDD LINE AT (305) 893-7936 FOR ASSISTANCE.

AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF NORTH MIAMI, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT (305) 893-6511.

IN ACCORDANCE WITH NORTH MIAMI CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.

TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS MEETING. THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161-0850, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.

ALCOHOLIC BEVERAGE SYMBOLS

- 1-COP Beer only, Consumption on Premises
- 2-COP Beer and Wine, Consumption on Premises
- 4-COP Beer, Wine and Alcohol, Consumption on Premises
- 1-APS Beer, Package Sales Only
- 2-APS Beer and Wine, Package Sales Only
- 3-APS Beer, Wine and Alcohol, Package Sales Only

ZONING SYMBOLS

- R-1 Residential Estate District
- R-2 Single-Family District
- R-4 Multi-Family District
- R-5 Multi-Family District
- R-6 Multi-Family District
- RO Residential Office District

ZONING SYMBOLS (continue)

- C-1 Commercial District
- C-3 Commercial District
- C-2BE Commercial District
- C-2BW Commercial District
- M-1 Industrial District
- PU Public Use District
- PD Planned Development District
- AOD Arts, Culture and Design Overlay District
- NRO Neighborhood Redevelopment District