



City Hall | 2nd Floor | Council Chambers

776 NE 125TH Street

North Miami, FL 33161

1. CALL TO ORDER / ROLL CALL

2. PLEDGE OF ALLEGIANCE

(Sgt. *Patrick McNally*, North Miami Police Department)

3. INVOCATION

(Pastor *Guetching Larose*, House of the Living God)

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

5. SPECIAL PRESENTATION(S)

6. CITY EVENTS – ANNOUNCEMENT

7. CITY PROJECT(S) UPDATE

8. CONSENT AGENDA

UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TAB A CONSTITUTE THE CONSENT AGENDA. THIS RESOLUTION AND ITEM IS SELF-EXPLANATORY AND IS NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. THIS ITEM WILL BE RECORDED AS AN INDIVIDUALLY NUMBERED RESOLUTION, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION: "... THAT THE CONSENT AGENDA COMPRISED OF TAB A BE ADOPTED..."

[TAB A]

APPROVAL OF MINUTES – Regular Council Meeting – January 24, 2017

Sponsored by: Michael A. Etienne, City Clerk

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

9. A. RESOLUTIONS

[TAB B]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A LETTER AGREEMENT, IN THE ATTACHED FORM, AMONGST THE FLORIDA EAST COAST RAILWAY, LLC, ALL ABOARD FLORIDA-OPERATIONS, LLC, AND THE CITY OF NORTH MIAMI TO AMEND THE CITY’S EXISTING FEC CROSSING AGREEMENT TO PROVIDE FOR INTERCITY PASSENGER RAIL ON THE RAILWAY AND TO ADD ALL ABOARD FLORIDA – OPERATIONS, LLC AS A PARTY TO THE SAID AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Wisler Pierre-Louis, P.E., Public Works Director

[TAB C]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING AND APPROPRIATING FUNDS IN THE AMOUNT OF TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) TO BE FUNDED IN THE AMOUNT OF EIGHTY-FIVE THOUSAND DOLLARS (\$85,000.00) FROM THE LAW ENFORCEMENT TRUST FUND, TEN THOUSAND DOLLARS (\$10,000.00) FROM FEDERAL EQUITABLE SHARING FUND (JUSTICE)

AND ONE HUNDRED AND FIVE THOUSAND DOLLARS (\$105,000.00) FROM FEDERAL EQUITABLE SHARING FUND (TREASURY), AND PROVIDING FOR THE APPROPRIATION AND EXPENDITURE OF THOSE ITEMS AS SET FORTH IN EXHIBIT “A”; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Gary Eugene, North Miami Police Chief

[TAB D]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND REACH A SETTLEMENT ON REGINE MONESTIME ESQ.’S BREACH OF CONTRACT LAWSUIT FOR AN AMOUNT NOT TO EXCEED \$150,000 EXCLUSIVE OF ATTORNEY’S FEES; GIVING THE CITY MANAGER THE AUTHORITY TO EXECUTE THE SETTLEMENT AGREEMENT ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Attorney’s Office

Responsible Staff Person: Jeff P.H. Cazeau, Esq., City Attorney

[TAB E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, CONDEMNING THE TRUMP ADMINISTRATION’S EXECUTIVE ORDERS RELATED TO IMMIGRATION AND FURTHER URGING THE TRUMP ADMINISTRATION TO REVERSE COURSE; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: Councilman Alix Desulme

9. B. LEGISLATIVE MATTERS - NONE

9. B. i. ORDINANCES – SECOND READING - NONE

9. B. ii. ORDINANCES – FIRST READING

[TAB F]

PROPOSED ORDINANCE (**FIRST READING**) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 7 OF THE NORTH MIAMI CODE OF ORDINANCES ENTITLED “FINANCE”, BY AMENDING ARTICLE III ENTITLED “PROCUREMENT CODE”, SPECIFICALLY AT SECTION 7-158 ENTITLED “RESOLUTION OF PROTESTED SOLICITATIONS AND AWARDS”, TO STREAMLINE THE AWARD PROTEST PROCEDURES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND FOR AN EFFECTIVE DATE.

Sponsored by: City Administration

Responsible Staff Person: Alberto Destrade, Purchasing Director

9. C. QUASI-JUDICIAL ITEM(S) – NONE

10. REQUESTS-PETITIONS-COMMUNICATIONS

[TAB G]

DISCUSSION REGARDING CHANGING SECTION 58 OF THE CITY CHARTER FROM ELECTED TO APPOINTED.

Sponsored by: Councilwoman Carol Keys, Esq.

11. CITIZENS' FORUM

12. COUNCIL REPORTS

Mayor Smith Joseph, D.O., Pharm.D.
Vice Mayor Scott Galvin
Councilman Philippe Bien-Aime
Councilman Alix Desulme
Councilwoman Carol Keys, Esq.

13. CITY CLERK'S REPORT

14. CITY ATTORNEY'S REPORT

15. CITY MANAGER'S REPORT

16. ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH CODE SECTIONS 2-401, ALL LOBBYISTS SHALL REGISTER WITH THE OFFICE OF THE CITY CLERK WITHIN FIVE (5) BUSINESS DAYS OF BEING RETAINED AS A LOBBYIST OR BEFORE ENGAGING IN ANY LOBBYING ACTIVITIES, WHICHEVER SHALL COME FIRST.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THE IN PROCEEDING SHOULD CONTACT THE OFFICE OF THE CITY CLERK NO LATER THAN 4 DAYS PRIOR TO THE PROCEEDING. TELEPHONE NUMBER (305) 893-6511, EXT. 12145. FOR ASSISTANCE; IF HEARING IMPAIRED TELEPHONE THE 711 OR MAY CONTACT 1-800-955-8771 FOR THE FLORIDA RELAY SERVICE FOR ASSISTANCE.

IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THE CITY OF NORTH MIAMI 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.

ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM MAY CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, EXT. 12145. THE ENTIRE AGENDA PACKET CAN ALSO BE FOUND ON THE CITY'S WEBSITE AT WWW.NORTHMIAMIFL.GOV.

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, 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 (con't)

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