



REGULAR COUNCIL MEETING AGENDA

Tuesday, February 23, 2016

7:00 PM

City Hall | 2nd Floor | Council Chambers

776 NE 125TH Street

North Miami, FL 33161

1. CALL TO ORDER / ROLL CALL

2. PLEDGE OF ALLEGIANCE

(Officer Michael Chin, North Miami Police Department)

3. INVOCATION

(Pastor Ude Ogali, The Redeemed Christian Church of God Victory Parrish)

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

5. SPECIAL PRESENTATION(S)

- ◆ Presentation from Carlos Salas in appreciation of Art Basel 2015 Exhibition
- ◆ Certificate of Recognition presented to the African-American Research Library and Cultural Center for their contribution to the North Miami Black History Month Exhibit
- ◆ Certificate of Recognition presented to the Jackson Memorial Health System in honor of American Heart Month

6. CITY EVENTS – ANNOUNCEMENT

7. CITY PROJECT(S) UPDATE – **NONE**

8. CONSENT AGENDA

*UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS **A** THROUGH **E** 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 **E** BE ADOPTED...”*

[TAB A]

APPROVAL OF MINUTES – Special Council Meeting – February 2, 2016

Sponsored by: Michael A. Etienne, City Clerk

[TAB B]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE SUBMITTAL OF A VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION AND AUTHORIZING THE INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE STATE OF FLORIDA’S OFFICE OF THE ATTORNEY GENERAL; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Natasha Colebrook-Williams, Chief of Staff

[TAB C]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SUBMITTAL OF AN APPLICATION AND AUTHORIZING THE INTERIM CITY MANAGER AND THE INTERIM CITY ATTORNEY TO NEGOTIATE AND EXECUTE

AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE MIAMI-DADE METROPOLITAN PLANNING ORGANIZATION (MPO) FOR GRANT FUNDS FROM THE MPO MUNICIPAL GRANT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Natasha Colebrook-Williams, Chief of Staff

[TAB D]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE SETTLEMENT OF RISK MANAGEMENT CASE #AL-11-W-52-PW, A/K/A THE LITIGATION MATTER OF ‘JOSE TRIANA V. CITY OF NORTH MIAMI’, FILED IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, MIAMI-DADE COUNTY, FLORIDA, CASE NO. 13-39348-CA-32, FOR THE TOTAL SUM OF THIRTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$37,500.00); FURTHER AUTHORIZING THE INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY TO DO ALL THINGS NECESSARY TO EFFECTUATE THE SETTLEMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Karen Muir, Risk Manager

[TAB E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A TEMPORARY LICENSE AND HOLD HARMLESS AGREEMENT IN THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE TOWN OF MEDLEY TO PROVIDE FOR THE NORTH MIAMI POLICE DEPARTMENT’S USAGE OF THE MEDLEY POLICE FIREARMS TRAINING CENTER; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Leonard Burgess, North Miami Police Chief

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

9. A. RESOLUTIONS

[TAB F]

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 SIXTY-SIX THOUSAND DOLLARS (\$266,000.00) TO BE FUNDED IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FROM THE LAW ENFORCEMENT TRUST FUND, FIFTEEN THOUSAND DOLLARS (\$15,000.00) FROM FEDERAL EQUITABLE SHARING FUND (JUSTICE) AND TWO HUNDRED TWENTY-SIX THOUSAND DOLLARS \$226,000.00 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: Leonard Burgess, North Miami Police Chief

[TAB G]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE DESIGNATION OF THE COMMERCIAL AREAS ALONG NW 7TH AVENUE BETWEEN NW 119TH STREET TO NW 135TH STREET AS A ‘CHINATOWN CULTURAL

ARTS AND INNOVATION DISTRICT'; FURTHER AUTHORIZING THE INTERIM CITY MANAGER TO DO ALL THINGS NECESSARY TO CREATE A MASTER PLAN TO SERVE AS A DESIGN GUIDE TO ENSURE THE FUTURE GROWTH OF THE SUBJECT AREA; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Vice Mayor Alix Desulme

[TAB H]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH LOOK ADVERTISING LLC, TO FURNISH AND INSTALL WASTE DISPOSAL BINS WITH ADVERTISING BOARDS, WITHIN DESIGNATED RIGHT-OF-WAY LOCATIONS INDICATED IN THE LIST ATTACHED HERETO, PURSUANT TO SECTION 337.408(2), FLORIDA STATUTES (2015), AS AMENDED FROM TIME TO TIME, AND SECTION 5-1502K OF THE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Councilman Philippe Bien-Aime

Co-sponsored by: Mayor Smith Joseph, D.O., Pharm.D.

(ITEM TABLED FROM FEBRUARY 2, 2016 SPECIAL COUNCIL MEETING)

[TAB I]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY TO EXECUTE A SECOND OPTION TO RENEW PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND A&A DRAINAGE & VAC SERVICES, INC., FOR THE PROVISION OF VACUUM CLEANING, JETTING AND INSPECTION OF CITY OWNED STORMWATER, SANITARY SEWER STRUCTURES AND APPURTENANCES, IN ACCORDANCE WITH THE TERMS, CONDITIONS, AND SPECIFICATIONS CONTAINED IN THE MAINTENANCE OF STORMWATER AND SANITARY SEWER FACILITIES REQUEST FOR PROPOSALS NO. 2013-18, AS ISSUED AND AMENDED BY THE CITY OF WESTON, FLORIDA, AT A COST NOT TO EXCEED SEVENTY FIVE THOUSAND DOLLARS (\$75,000.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Alberto Destrade, Purchasing Director

[TAB J]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY TO EXECUTE A FIRST OPTION TO RENEW PROFESSIONAL JANITORIAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND KELLY JANITORIAL SYSTEMS INC., FOR THE PROVISION OF JANITORIAL CLEANING SERVICES, ON A MONTH-TO-MONTH BASIS AT DESIGNATED PUBLIC BUILDINGS AND FACILITIES, IN ACCORDANCE WITH THE TERMS, CONDITIONS, AND SPECIFICATIONS CONTAINED IN THE INVITATION FOR BID #42-11-12 JANITORIAL SERVICES AT A COST NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FOR A ONE-YEAR TERM PERIOD; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Alberto Destrade, Purchasing Director

[TAB K]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE AMENDMENT TO CRA REDEVELOPMENT PLAN (2016); AUTHORIZING THE INTERIM CITY MANAGER TO TAKE ANY AND ALL ACTION NECESSARY TO FACILITATE THE APPROVAL OF THE AMENDMENT TO CRA REDEVELOPMENT PLAN (2016) BY MIAMI-DADE COUNTY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Arthur H. Sorey, Interim City Manager

[TAB L]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING A FUNDING ALLOCATION OF TEN THOUSAND DOLLARS (\$10,000.00) TO THE POLICE ATHLETIC LEAGUE OF NORTH MIAMI, INC., (“PAL”); FURTHER AUTHORIZING THE INTERIM CITY MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE FUNDING ALLOCATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Mayor Smith Joseph, D.O., Pharm.D.

[TAB M]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY TO NEGOTIATE AND EXECUTE A MARKETING LICENSE AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND UTILITY SERVICE PARTNERS PRIVATE LABEL, INC. D/B/A SERVICE LINE WARRANTIES OF AMERICA (SLWA) TO PROVIDE SERVICE LINE WARRANTIES TO NORTH MIAMI RESIDENTIAL PROPERTY OWNERS AND TO GRANT A NON-EXCLUSIVE LICENSE TO SLWA FOR THE USE OF THE CITY’S NAME AND LOGO IN ADVERTISING MATERIALS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Mayor Smith Joseph, D.O., Pharm.D.

[TAB N]

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, PROVIDING FOR A REASONABLE PERIOD OF TIME FOR THE CITY TO RESPOND TO PUBLIC RECORDS REQUESTS, PURSUANT TO FLORIDA PUBLIC RECORDS LAW UNDER SECTION 119.07, FLORIDA STATUTES (2015); FURTHER AUTHORIZING THE INTERIM CITY MANAGER TO DO ALL THINGS NECESSARY TO IMPLEMENT AND EFFECTUATE THE PROVISIONS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Vice Mayor Alix Desulme

[TAB O]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING A FINAL PLAT FOR THE PROPERTIES LOCATED AT 2500 NE 135TH STREET, WITH MIAMI-DADE COUNTY FOLIO NUMBERS: 06-2228-064-0010, 06-2228-064-0020, 06-2228-064-0030, 06-2228-064-0040, 06-2228-064-0050, 06-2228-064-0060, 06-2228-064-0070, 06-2228-064-0080, 06-2228-064-0090, 06-2228-064-0100, 06-2228-064-0110, 06-2228-064-0120, 06-2228-064-0130, 06-2228-064-0140, 06-2228-064-0150 AND 06-2228-064-0160, IN ACCORDANCE WITH

ARTICLE 3, DIVISION 8, SECTION 3-803 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS, SECTION 28-8 OF THE MIAMI-DADE COUNTY CODE OF ORDINANCES, AND CHAPTER 177, FLORIDA STATUTES (2015); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, Planning, Zoning, and Development Director

9. B. LEGISLATIVE MATTERS - NONE

9. C. QUASI-JUDICIAL ITEM(S) - NONE

10. REQUESTS-PETITIONS-COMMUNICATIONS

[TAB P]

DISCUSSION REGARDING CITY MANAGER POSITION

Sponsored by: Councilman Scott Galvin

11. CITIZENS' FORUM

12. COUNCIL REPORTS

Mayor Smith Joseph, D.O., Pharm.D.

Vice Mayor Alix Desulme

Councilman Philippe Bien-Aime

Councilman Scott Galvin

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