



**City of North Miami
City Hall | 2nd Floor | Council Chambers
776 NE 125th Street
North Miami, FL 33161**

**Regular Council Meeting
Summary Minutes
February 23, 2016**

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, February 23, 2016, beginning at 7:40 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

- PRESENT: Mayor Joseph
Councilman Galvin
Councilman Keys
Councilman Bien-Aime
Vice Mayor Desulme

PLEDGE OF ALLEGIANCE

- Officer, Michael Chin, North Miami Police Department

INVOCATION

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

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

- Tab H pulled.
- Tab K moved up to be heard after the consent agenda.
- Amendments were made to the Resolution Title for Tab O.

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.

CITY EVENTS – ANNOUNCEMENT

- Cassandra Timothe, Public Information Specialist, announced upcoming events for the City of North Miami. All City events can be found on the website at: www.northmiamifl.gov/celebrate.

CITY PROJECTS UPDATE – None

CONSENT AGENDA

- TABS A THROUGH E

TAB A – PASSED - APPROVAL OF MINUTES — February 9, 2016

TAB B – PASSED – [Resolution no. 15](#) - 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.

TAB C - PASSED – [Resolution no. 16](#) - 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.

TAB D - PASSED – [Resolution no. 17](#) - 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.

TAB E- PASSED - Resolution no. 18 - 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.

Councilman Galvin motioned to approve the consent agenda. Seconded by Councilman Bien-Aime. Council voted; **passed unanimously**.

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

RESOLUTIONS

TAB F – Resolution no. 19 - 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.

Michael A. Etienne, City Clerk, read the Ordinance title for the record. Motion made by Councilwoman Keys to approve the item and seconded by Vice Mayor Desulme. Council voted; **passed 5-0**.

TAB G – Resolution no. 20 - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Vice Mayor Desulme to approve the item. Seconded by Councilman Bien-Aime. Council voted; **passed 5-0**.

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.

Pulled from the agenda.

TAB I – [Resolution no. 21](#) - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Councilman Galvin to approve the item. Seconded by Councilman Bien-Aime. Council voted; **passed 5-0**.

TAB J – [Resolution no. 22](#) - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Councilman Bien-Aime to approve the item with amendments. Seconded by Mayor Joseph. Council voted; **passed 5-0**.

TAB K – Resolution no. 23 - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Councilman Galvin to approve the item. Seconded by Mayor Joseph. Council voted; **passed 4-1**. Councilwoman Keys voted no.

TAB L – Resolution no. 24 - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Vice Mayor Desulme to approve the item with an amendment to change the amount to \$15,000. Seconded by Mayor Joseph. Council voted; **passed 5-0**.

TAB M – Resolution no. 25 - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Mayor Joseph to approve the item. Seconded by Vice Mayor Desulme. Council voted; **passed 3-2**. Councilman Galvin and Councilman Bien-Aime voted no.

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.

Item tabled.

TAB O – [*Resolution no. 26*](#) - 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.

Michael A. Etienne, City Clerk, read the Resolution title for the record. Motion made by Councilman Galvin to approve the item with amendments. Seconded by Mayor Joseph. Council voted; **passed 5-0**.

LEGISLATIVE MATTERS - None

QUASI-JUDICIAL ITEM(S) - None

REQUESTS-PETITIONS-COMMUNICATIONS

TAB P - DISCUSSION REGARDING CITY MANAGER POSITION

Michael A. Etienne, City Clerk, read the title for the record. Motion made by Councilman Galvin to appoint Larry Spring as the next City Manager. Seconded by Councilman Bien-Aime. Council voted; **passed 3-2**. Mayor Joseph and Vice Mayor Desulme voted no.

CITIZENS' FORUM

- A variety of residents spoke on issues of interest.

COUNCIL REPORTS

- REPORTED:

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

CITY CLERK'S REPORT

- Reported
- Board, Committee and Commission Appointments

Councilman Bien-Aime moved to appoint Evensky Joseph to the Quality Education Board and the University Board (At-large). Seconded by Vice Mayor Desulme. Council voted; **passed 5 -0.**

CITY ATTORNEY'S REPORT

- Reported

CITY MANAGER'S REPORT

- Reported

ADJOURNMENT

- Meeting adjourned at 10:47 pm.