



REGULAR COUNCIL MEETING AGENDA

Tuesday, March 8, 2016

7:00 P.M.

City Hall | 2nd Floor | Council Chambers

776 NE 125TH Street

North Miami, FL 33161

1. CALL TO ORDER / ROLL CALL

2. PLEDGE OF ALLEGIANCE

(Major Franzia Brea, North Miami Police Department)

3. INVOCATION

(Msgr. Chanel Jeanty, St. James Catholic Church)

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

5. SPECIAL PRESENTATION(S)

◆ Presentation by *Dave Downey, Fire Chief of Miami-Dade Fire Rescue (MDFR)*, providing ready access to community information, resources, and involvement opportunities.

◆ Certificate of Recognition to city of North Miami resident, *Ms. Selma Topp* in honor of her 100th Birthday.

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, TABS A THROUGH B 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 B BE ADOPTED...”

[TAB A]

APPROVAL OF MINUTES – Regular Council Meeting – February 23, 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, OPPOSING SENATE BILL 872 AND HOUSE BILL 675, OR SIMILAR LEGISLATION THAT WOULD PREEMPT LOCAL GOVERNMENT POLICIES RELATED TO IMMIGRATION DETAINER REQUESTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Vice Mayor Alix Desulme

Co-Sponsored by: Mayor Smith Joseph, D.O., Pharm.D., Councilman Philippe Bien-Aime

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

9. A. RESOLUTIONS

[TAB C]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, PROVIDING FOR PARTICIPATION IN THE FLORIDA RETIREMENT SYSTEM (FRS) FOR

DESIGNATED CITY OF NORTH MIAMI EMPLOYEES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Joseph Roglieri, Personnel Administration Director

[TAB D]

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

(ITEM PULLED FROM FEBRUARY 2 & 23, 2016 COUNCIL MEETINGS)

[TAB E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SUPPORTING THE TRI-RAIL COASTAL LINK (TRCL) COMMUTER RAIL SERVICE STATION TO BE SITUATED IN NORTH MIAMI AND COMMITTING TO PARTICIPATE IN THE STUDY AND THE DEVELOPMENT OF A PLAN TO FUND BOTH MAINTENANCE AND OPERATING COSTS FOR THE COMMUTER RAIL SERVICE STATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

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

[TAB F]

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 OPTION TO RENEW ‘AGREEMENT FOR BUS BENCHES’ BETWEEN THE CITY OF NORTH MIAMI AND MARTIN OUTDOOR MEDIA, INC., FOR THE INSTALLATION AND MAINTENANCE OF ADVERTISING BUS BENCHES AND TRASH RECEPTACLES FOR A TERM OF FIVE (5) YEARS, INCLUDING AN INCREASED FEE SCHEDULE PAYABLE TO THE CITY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

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

[TAB G]

PROPOSED RESOLUTION MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING AND APPROVING THE EXECUTION OF AN EMPLOYMENT AGREEMENT WITH LARRY M. SPRING, JR., FOR THE POSITION OF CITY MANAGER, IN SUBSTANTIALLY THE ATTACHED FORM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

9. B. LEGISLATIVE MATTERS

9. B. i. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB H]

PROPOSED ORDINANCE (**SECOND READING**) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 15, OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “PERSONNEL, PENSIONS AND RETIREMENT”, BY AMENDING ARTICLE IV, ENTITLED “CLAIR T. SINGERMAN EMPLOYEES RETIREMENT SYSTEM; ORD. NO. 691,” BY AMENDING SECTION 15-61 “DEFINITIONS,” BY CREATING A NEW SECTION 15-64 “PLAN CLOSED TO NEW MEMBERS; PARTICIPATION IN THE FLORIDA RETIREMENT SYSTEM,” BY AMENDING SECTION 15-80 “ELIGIBILITY GENERALLY,” SECTION 15-81 “MEMBER CONTRIBUTIONS,” SECTION 15-84 “REEMPLOYED PERSON; CHANGE IN EMPLOYER,” SECTION 15-90 “RETIREMENT BENEFITS,” AND SECTION 15-95.1 “COST-OF-LIVING ADJUSTMENT OF BENEFITS”; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE.

Sponsored by: City Administration

Responsible Staff Person: Joseph Roglieri, Personnel Administration Director

9. B. ii. ORDINANCES – FIRST READING

[TAB I]

PROPOSED ORDINANCE (**FIRST READING**) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 7, OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “FINANCE”, BY AMENDING ARTICLE III ENTITLED “PROCUREMENT CODE” SPECIFICALLY AT SECTION 7-151 ENTITLED “PROCEDURE TO PROVIDE PREFERENCE TO LOCAL BUSINESS IN CITY CONTRACTS” TO REQUIRE THE SUBMISSION OF A COMMUNITY BENEFITS PLAN AND LOCAL HIRING INITIATIVES IN BID PROPOSALS FOR CITY-FUNDED PROJECTS EXCEEDING ONE MILLION (\$1,000,000.00); PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE.

Sponsored by: Vice Mayor Alix Desulme

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

10. REQUESTS-PETITIONS-COMMUNICATIONS

[TAB J]

DISCUSSION AND DECISION REGARDING CITY ATTORNEY POSITION

Sponsored by: Councilman Scott Galvin

[TAB K]

DISCUSSION OF SPONSORSHIP REQUEST IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000.00) FOR HAITIAN AMERICAN LEADERSHIP COALITION, A 501(C)(3) NOT-FOR-PROFIT ORGANIZATION HOSTING A RADIO CITIZEN BENEFIT CONCERT ON SATURDAY, MARCH 12, 2016.

Sponsored by: Councilman Philippe Bien-Aime

[TAB L]

DISCUSSION REGARDING PROPOSED PROJECT, A LITTLE FREE LIBRARY, A “TAKE A BOOK, RETURN A BOOK” GATHERING PLACE WHERE NEIGHBORS SHARE THEIR FAVORITE BOOKS AND STORIES.

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

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