

**CITY OF NORTH MIAMI
REGULAR COUNCIL MEETING
SUMMARY MINUTES
March 24, 2015**

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, March 24, 2015, beginning at 7:15 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

| | |
|----------------------|------|
| Mayor Joseph | Here |
| Councilman Galvin | Here |
| Vice Mayor Keys | Here |
| Councilman Bien-Aime | Here |
| Councilwoman Steril | Here |

PLEDGE OF ALLEGIANCE

- Motor Officer Ramon DeJesus, North Miami Police Department

INVOCATION

- Pastor Cheryl Sejour, Gateway Foursquare Church

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

SPECIAL PRESENTATION(s)

- Certificate of Recognition in honor of Women History Month.
- Certificate of Recognition to Marliene Bastien in honor of Women's History Month.
- Certificate of Recognition to Sergeant Patrick McNally, Officer Ray DeJesus, Jr. and Officer Michael Cherry for their accomplishments, respectively.

CITY EVENTS – ANNOUNCEMENT

Pam Solomon, Public Information Manager, announced upcoming events for the City of North Miami. Ms. Solomon advised all City events can be found on the website at: www.northmiamifl.gov/celebrate.

CONSENT AGENDA

- TABS A THROUGH G

TAB A – PASSED

APPROVAL OF MINUTES – Regular Council Meeting – March 10, 2015

TAB B – **PASSED** - AUTHORIZATION FOR EXPENDITURE FROM THE LAW ENFORCEMENT TRUST FUND IN THE AMOUNT OF \$70,000 TO BE UTILIZED FOR LAW ENFORCEMENT TRAINING, CONFERENCES, PROFESSIONAL ORGANIZATION MEMBERSHIPS, TRAINING FOR POLICE PERSONNEL, MEDIA CRIME PREVENTION AND PUBLIC SERVICE ANNOUNCEMENTS.

TAB C – **PASSED** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, TO PROVIDE FOR THE NORTH MIAMI POLICE DEPARTMENT’S PARTICIPATION IN THE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE (“OCDETF”) PROGRAM; FURTHER AUTHORIZING THE CITY MANAGER AND POLICE CHIEF TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB D – **PASSED** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SUBMISSION OF AN APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE MIAMI FOUNDATION FOR A GREATER MIAMI TO SECURE THE DENISE MOON MEMORIAL FUND VICTIMS ASSISTANCE PROGRAM GRANT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB E – **PASSED** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SUBMISSION OF AN APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI, THE NATIONAL RECREATION AND PARK ASSOCIATION (NRPA) AND THE WALMART FOUNDATION TO SECURE AN OUT-OF-SCHOOL TIME GRANT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB F – **PASSED** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SUBMISSION OF AN APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO SECURE A TRANSPORTATION ALTERNATIVE PROGRAM GRANT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB G – **PASSED** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE A SETTLEMENT AGREEMENT IN THE LITIGATION MATTER OF MARICELLY LOPEZ AS PERSONAL REPRESENTATIVE OF THE ESTATE OF OMAR MIELES (DECEASED) AND IN HER INDIVIDUAL CAPACITY AS THE MOTHER OF OMAR MIELES V. CITY OF NORTH MIAMI , CASE NO 08-35955 CA 09, SENATE BILL 78 AND HOUSE BILL 3557 (2014-2015), UPON THE EXECUTION OF A GENERAL RELEASE, DISCHARGING THE CITY OF NORTH MIAMI, ITS OFFICERS, AGENTS AND SERVANTS AGAINST ANY AND ALL CLAIMS AND DEMANDS IN CONNECTION WITH THIS ACTION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Mayor Joseph moved to approve the consent agenda, Tabs A through G, seconded by Councilwoman Steril; **passed unanimously**.

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

RESOLUTIONS

TAB H - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CREATION OF THE RATE ACTION COMMITTEE (RAC) TO PROVIDE RECOMMENDATIONS, GUIDANCE, AND SUPPORT TO CITY ADMINISTRATION ON MATTERS REGARDING THE WATER AND SEWER RATE STUDY IN ACCORDANCE WITH PROPOSED BYLAWS, IN SUBSTANTIALLY THE ATTACHED FORM; AND FURTHER AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO ESTABLISH AND IMPLEMENT THE RAC; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Esq., City Clerk, read the resolution title for the record. Motion made to table this item. Moved for approval by Vice Mayor Keys and seconded by Councilwoman Steril; **passed 4-1**. Councilman Galvin voted no.

TAB I - PROPOSED RESOLUTION OF MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPOINTING BOARD OF TRUSTEE MEMBERS TO THE MUSEUM OF CONTEMPORARY ART, INC., IN ACCORDANCE WITH CHAPTER 2, ARTICLE 3, OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Esq., City Clerk, read the resolution title for the record. Moved for approval by Councilman Galvin and seconded by Councilwoman Steril; **passed 5-0.**

ORDINANCES – FIRST READING –

TAB J - PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES ENTITLED, “GARBAGE AND TRASH” TO INCLUDE PROVISIONS FOR REGULATION OF LITTERING, UNSOLICITED ADVERTISING MATERIALS AND MAINTENANCE STANDARDS FOR DUMPSTER ENCLOSURES; ESTABLISHING STANDARDS FOR ISSUANCE OF NONEXCLUSIVE FRANCHISE PERMITS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE.

Michael Etienne, Esq., City Clerk, read the resolution title for the record. Moved for approval by Councilman Galvin and seconded by Councilwoman Steril; **passed 5-0.**

TAB K - PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 4 OF THE CODE OF ORDINANCES ENTITLED, “ANIMAL CONTROL”, BY AMENDING SECTION 4-3 ENTITLED, “DEFINITIONS” AND BY CREATING SECTION 4-18 ENTITLED, “RESTRICTIONS ON RETAIL PET SALES AND PET MILLS” TO INCLUDE REGULATIONS RESTRICTING RETAIL PET SALES AND PET MILLS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE.

Michael Etienne, Esq., City Clerk, read the resolution title for the record. Moved for approval by Vice Mayor Keys and seconded by Councilman Bien-Aime; **passed 5-0.**

REQUESTS – PETITIONS – COMMUNICATIONS

- Discussion regarding North Miami’s red light camera system with ATS.

CITIZENS' FORUM

- A variety of residents spoke on issues of interest.

COUNCIL REPORTS

- Various items of interest presented by Council.

CITY CLERK'S REPORT

Board Appointments

Advisory Committee on the Disabled

Mayor Joseph

Pastor Joanem Floreal

Affordable Housing Advisory Committee - At large

Mayor Joseph

Joseph Beauvil

Business Development Board - West Dixie Hwy

Mayor Joseph

Frundzdy Pierre Michel

Parks and Recreation

Councilman Bien-Aime

Christopher Boykin

Vice Mayor Keys moved to approve the Board and Committee appointments and seconded by Councilman Bien-Aime; **passed 5-0.**

CITY ATTORNEY'S REPORT

- Reported

CITY MANAGER'S REPORT

- Reported

ADJOURNMENT

- Meeting adjourned at 10:08 pm.