

AGENDA
North Miami City Council
776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

REGULAR MEETING

TUESDAY, APRIL 22, 2014
7:00 P.M.

- 1. PLEDGE OF ALLEGIANCE**
(Stelzon Anaya, Miami-Dade College-North Campus)
- 2. INVOCATION**
(Pastor Cheryl Sejour, Gateway Foursquare Church)
- 3. CALL TO ORDER / ROLL CALL OF MEMBERS**
- 4. ORDER OF BUSINESS** (Additions/Deletions/Amendments/Deferrals)
- 5. SPECIAL PRESENTATION(s) -- [NONE]**
- 6. CITY EVENTS – ANNOUNCEMENT**
- 7. CITY PROJECTS 2014 UPDATE – [NONE]**
- 8. CITIZENS’ FORUM**
- 9. 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 – Regular Council Meeting – April 8, 2014
Sponsored by: Michael A. Etienne, City Clerk

[TAB B]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, URGING THE FLORIDA LEGISLATURE TO PASS DURING THE 2014 SESSION A STATEWIDE WAGE THEFT LAW MODELED AFTER THE MIAMI-DADE, BROWARD, AND ALACHUA COUNTY WAGE THEFT ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.
Sponsored by: Councilman Scott Galvin

[TAB C]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE UNITED STATES DEPARTMENT OF JUSTICE FOR GRANT FUNDS TO BE USED TOWARD THE PURCHASE OF BULLET PROOF VESTS; 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 SUBMITTAL OF A GRANT 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 FOR A GRANT FROM THE TRANSPORTATION ALTERNATIVES 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 E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR A GRANT FROM THE TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

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

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

10.A. RESOLUTIONS

[TAB F]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE A LOCALLY FUNDED AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE INSTALLATION OF PATTERNED-PAVEMENT CROSSWALKS AT THE INTERSECTIONS OF NORTHEAST 125TH STREET AND NORTHEAST 8TH AVENUE, NORTHEAST 9TH AVENUE, AND NORTHEAST 10TH AVENUE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

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

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[TAB G]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PATTERNED PAVEMENT CROSSWALKS & SIDEWALK PAVERS MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), IN SUBSTANTIALLY THE ATTACHED FORM, DESIGNATING AND SETTING FORTH THE RESPONSIBILITIES OF EACH PARTY WITH REGARDS TO THE MAINTENANCE OF THE PATTERNED-PAVEMENT CROSSWALKS INSTALLED PURSUANT TO THE LOCALLY FUNDED AGREEMENT BETWEEN THE CITY AND FDOT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

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

[TAB H]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE DEDICATION OF TWO (2) ADJACENT CITY OWNED PARCELS OF LAND BY FEE SIMPLE CONVEYANCE AND BY PERPETUAL EASEMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), ENCOMPASSING APPROXIMATELY TEN THOUSAND FIVE HUNDRED SIXTY-FIVE (10,565) SQUARE FEET, SITUATED ON THE NORTHBOUND LANES OF BISCAYNE BOULEVARD (A/K/A U.S. 1) AT THE INTERSECTION OF NORTHEAST 151ST STREET, TO WIDEN THE INTERSECTION FOR THE INSTALLATION OF A DEDICATED RIGHT-TURNING LANE AND TO PROVIDE MAINTENANCE OF THE DRAINAGE SLOPE; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO DO ALL THINGS NECESSARY INCLUDING THE EXECUTION OF ALL PERTINENT DOCUMENTS TO EFFECTUATE THE FEE SIMPLE CONVEYANCE AND THE PERPETUAL EASEMENT OF THE SUBJECT TWO (2) PARCELS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

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

[TAB I]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPOINTING MR. ALEEM A. GHANY, P.E., AS THE INTERIM CITY MANAGER UNTIL SUCH TIME AS A PERMANENT CITY MANAGER IS APPOINTED BY THE MAYOR AND CITY COUNCIL; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

10.B. LEGISLATIVE MATTERS – [NONE]

10.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB J]

PROPOSED ORDINANCE (*SECOND READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “LAND DEVELOPMENT REGULATIONS”, ARTICLE 2, ENTITLED “DECISION-MAKING AND ADMINISTRATIVE BODIES”, DIVISIONS 2 THROUGH 4, SPECIFICALLY AT SECTIONS 2-202, 2-302, AND 2-402, BY AMENDING TERMS OF OFFICE TO ALLOW FOR THE TERMS OF PLANNING COMMISSION, BOARD OF ADJUSTMENT, AND BUSINESS DEVELOPMENT BOARD MEMBERS TO BE COTERMINOUS WITH THE TERM OF THE APPOINTING COUNCILMEMBER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Sponsored by: Mayor Lucie M. Tondreau

[TAB K]

PROPOSED ORDINANCE (*SECOND READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AMENDING CHAPTER 16 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “PUBLIC PLACES”, ARTICLE II, ENTITLED “PUBLIC LIBRARY”, SPECIFICALLY AT SECTION 16-17, BY AMENDING TERMS OF OFFICE TO ALLOW FOR THE TERMS OF LIBRARY BOARD MEMBERS TO BE COTERMINOUS WITH THE TERM OF THE APPOINTING COUNCILMEMBER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Sponsored by: Mayor Lucie M. Tondreau

[TAB L]

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”, ARTICLE I, ENTITLED “DEPARTMENT OF PERSONNEL”, SPECIFICALLY AT SECTION 15-4, BY AMENDING THE TERMS OF OFFICE FOR PERSONNEL BOARD MEMBERS APPOINTED BY CITY COUNCILMEMBERS TO BE COTERMINOUS WITH THE TERM OF THE APPOINTING COUNCILMEMBER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Sponsored by: Mayor Lucie M. Tondreau

10.B.2. ORDINANCES – FIRST READING – [NONE]

10.C. QUASI-JUDICIAL ITEM(s) – [NONE]

11. REQUESTS – PETITIONS – COMMUNICATIONS [NONE]

12. COUNCIL REPORTS

Councilwoman Carol Keys, Esq.
Councilman Scott Galvin
Councilwoman Marie Erlande Steril
Vice-Mayor Philippe Bien-Aime
Mayor Lucie M. Tondreau

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 THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, Ext. 12142.
- IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL N FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED MAY CONTACT THE TDD LINE AT (305) 893-7936. ANY DECISION MADE BY THE CITY OF NORTH MIAMI CITY COUNCIL, 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, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
- AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF NORTH MIAMI, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT (305) 893-6511.
- IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.
- 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 33161-0850, 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 (continue)

- 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