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

Regular Council Meeting
Summary Minutes
April 26, 2016

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, April 26, 2016, beginning at 7:09 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

- Detective Michel Tovar, North Miami Police Department

INVOCATION

- Edith Pascal, Potential Release Ministries International, Inc.

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

- Pulled TAB L.

SPECIAL PRESENTATION(S)

- Address to city of North Miami Residents, Mayor & Council by State Representative Joseph Geller, District 100 on the 2016 Legislative Session update.

- Certificate of Recognition in honor of Water Conservation Month to the finalists of the American Water Works Association Drop Savers Poster Contest.

- Certificate of Recognition to the Public Works Department in honor of Water Conservation Month.

- Certificate of Recognition presented to David Lawrence, Jr. K-8 Center "Odyssey of the Mind" Division 1 & 2 Students.

CITY EVENTS – ANNOUNCEMENT

- Kassandra 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 H

TAB A – PASSED - APPROVAL OF MINUTES — April 12, 2016

TAB B – PASSED – ***Resolution no. 2016-R-49*** **-** 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 UPS FOUNDATION FOR GRANT FUNDS FROM THE KEEP AMERICA BEAUTIFUL/UPS COMMUNITY TREE AND RECOVER TREE PLANTING GRANT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB C – PASSED - ***Resolution no. 2016-R-50*** **-** 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 A GRANT FROM THE BULLETPROOF VEST PARTNERSHIP PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB D – PASSED - ***Resolution no. 2016-R-51*** **-** 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 MIAMI-DADE COUNTY FOR GRANT FUNDS FROM THE NEAT STREETS GRANT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB E – PASSED - ***Resolution no. 2016-R-52*** **-** PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING AN AMENDMENT TO THE FISCAL YEAR 2015-2016 WATER AND SEWER UTILITY BUDGET TO INCLUDE THE RE-ALLOCATION OF FUNDS FROM THE WATER AND

SEWER UTILITY RESERVE FUND, TOTALING FIFTY-SIX THOUSAND FIVE HUNDRED FIFTY DOLLARS ($56,550.00), FOR THE INSOURCING OF METER READER SERVICES AND UTILITY BILLING FIELD OPERATIONS STAFF FOR THE REMAINDER OF THE FISCAL YEAR; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB F – PASSSED – ***Resolution no. 2016-R-53*** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO THE FOLLOWING FOUR (4) COMPETITIVELY SELECTED BIDDERS: GRAYBAR ELECTRIC COMPANY, INC., WW GRAINGER, INC., WORLD ELECTRIC SUPPLY, INC., AND CITY ELECTRIC SUPPLY COMPANY, IN THE AGGREGATE AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS ($100,000.00) PER YEAR, FOR THE PURCHASE OF ELECTRICAL AND PARTS, TOOLS AND SUPPLIES, AS NEEDED FOR THE ONGOING OPERATION AND MAINTENANCE OF CITY OF NORTH MIAMI PUBLIC FACILITIES, PIGGYBACKING THE MIAMI-DADE COUNTY INVITATION TO BID NO. 8757-1/18-OTR, ELECTRICAL AND ELECTRONIC COMPONENTS, TOOLS, PARTS AND SUPPLIES (PRE-QUALIFICATION OF BIDDERS); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB G - PASSED – ***Resolution no. 2016-R-54*** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO THE FOLLOWING TEN (10) COMPETITIVELY SELECTED BIDDERS: BARNEY'S PUMPS, INC., CONDO ELECTRIC INDUSTRIAL SUPPLY, INC., CONDO ELECTRIC MOTOR REPAIR CORP., DADE PUMP & SUPPLY CO., DONERITE PUMPS INC., KAMAN INDUSTRIAL TECHNOLOGIES CORPORATION, MIAMI DADE PUMP & SUPPLY COMPANY, SANDERS COMPANY, INC., TAC ARMATURES & PUMPS CORP., AND XYLEM WATER SOLUTIONS U.S.A., INC., IN THE AGGREGATE AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS ($200,000.00) PER YEAR, FOR THE PURCHASE, REPAIR AND MAINTENANCE OF PUMPS, DRIVES AND MOTORS FOR THE ONGOING OPERATION OF UTILITY LIFT STATIONS, PIGGYBACKING THE MIAMI-DADE COUNTY 'INVITATION TO BID NO. 6819-5/17, PUMPS, DRIVES, AND MOTORS: PURCHASE OF NEW AND REBUILT UNITS AND PARTS, AND REPAIR AND MAINTENANCE SERVICES'; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB H - PASSED - ***Resolution no. 2016-R-55*** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXERCISE THE THIRD OPTION TO RENEW DISASTER DEBRIS REMOVAL AND DISPOSAL SERVICES AGREEMENTS, AS AMENDED, BETWEEN THE CITY OF NORTH MIAMI AND DRC EMERGENCY SERVICES, LLC, ASHBRITT, INC., AND CROWDER-GULF JOINT VENTURE, INC., AS PRIMARY, SECONDARY AND TERTIARY CONTRACTORS, RESPECTIVELY, FOR THE REMOVAL, HAULING AND DISPOSAL OF DEBRIS RESULTING FROM A DECLARED EMERGENCY EVENT, ON AN AS-NEEDED, WHEN-NEEDED BASIS, IN ACCORDANCE WITH THE CITY OF NORTH MIAMI INVITATION FOR BID #23-10-11 DISASTER DEBRIS REMOVAL AND DISPOSAL SERVICE (PRE-QUALIFICATION); FURTHER

AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS IN THE EVENT SUCH EMERGENCY SERVICES ARE REQUIRED TO BE PROCURED, IN ACCORDANCE WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) GUIDELINES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilwoman Keys motioned to approve the consent agenda. Seconded by Councilman Galvin. Council voted; **passed 4 - 1**. Vice Mayor Desulme voted no.

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

RESOLUTIONS

TAB I – ***Resolution no. 2016-R-56*** - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO APPROVE A FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND E SCIENCES, INCORPORATED, TO PROVIDE ADDITIONAL ENVIRONMENTAL ENGINEERING AND CONSULTING SERVICES IN CONNECTION WITH THE FORMER RUCK'S PARK/PIONEER GARDENS TO ADDRESS THE MIAMI-DADE COUNTY DEPARTMENT OF REGULATORY AND ECONOMIC RESOURCES SITE ASSESSMENT REPORT ADDENDUM, FOR A TERM OF TWO (2) MONTHS AT A COST NOT TO EXCEED FIFTY-SIX THOUSAND DOLLARS ($56,000.00), IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE REQUEST FOR QUALIFICATIONS #12-14-15, CONTINUING ARCHITECTURAL AND ENGINEERING SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

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

TAB J –- PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE ATTACHED WAIVER OF PLAT FOR THE APPROXIMATELY 18,234-SQUARE FEET PARCEL LOCATED AT 821 NE 144TH STREET, NORTH MIAMI, FL 33161, WITH MIAMI-DADE FOLIO NUMBER: 06-2219-006-0380, IN ACCORDANCE WITH ARTICLE 3, DIVISION 8, SECTION 3-802 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS, AND CHAPTER 28, SECTION 28-7B OF THE MIAMI-DADE COUNTY CODE OF ORDINANCES, IN ORDER TO SUBDIVIDE SAID PARCEL INTO TWO (2) INDIVIDUALLY PLATTED SINGLE-FAMILY LOTS MEASURING 66 FEET BY 138 FEET EACH; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

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

LEGISLATIVE MATTERS

ORDINANCES – SECOND READING AND PUBLIC HEARING

TAB K - *Ordinance no. 1399* - PROPOSED ORDINANCE **(SECOND READING)** OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING THE EVALUATION AND APPRAISAL BASED AMENDMENTS TO THE CITY OF NORTH MIAMI COMPREHENSIVE PLAN IN ACCORDANCE WITH THE REQUIREMENTS OF RULE 73C-49, FLORIDA ADMINISTRATIVE CODE, AND SECTION 163.3191, FLORIDA STATUTES; AMENDING THE FUTURE LAND USE, TRANSPORTATION, HOUSING, INFRASTRUCTURE, COASTAL MANAGEMENT, CONSERVATION, PARKS & RECREATION, INTERGOVERNMENTAL COORDINATION, ECONOMIC DEVELOPMENT, PUBLIC SCHOOL FACILITIES, AND CAPITAL IMPROVEMENTS ELEMENTS OF THE NORTH MIAMI COMPREHENSIVE PLAN; ADDING A CLIMATE CHANGE ELEMENT TO THE NORTH MIAMI COMPREHENSIVE PLAN; PROVIDING FOR ANNUAL UPDATE TO THE CAPITAL IMPROVEMENTS ELEMENT SPECIFIC TO CAPITAL IMPROVEMENTS SCHEDULE; PROVIDING FOR DATA AND ANALYSIS SUPPORTING ADOPTION OF GOALS, OBJECTIVES AND POLICIES OF THE ELEMENTS; PROVIDING FOR TRANSMITTAL AND SUBSEQUENT ADOPTION OF AMENDMENTS, ADDITIONS AND DELETIONS TO THE GOALS, OBJECTIVES AND POLICIES OF THE ELEMENTS; PROVIDING FOR TRANSMITTAL OF SUCH PROPOSED AMENDMENTS TO THE STATE LAND PLANNING AGENCY FOR REVIEW IN ACCORDANCE WITH SECTION 163.3184(4), FLORIDA STATUTES PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION, AND FOR AN EFFECTIVE DATE..

Michael A. Etienne, Esq., Elected City Clerk, read the Ordinance title for the record. Motion made by Mayor Joseph to move the item as amended on record. Seconded by Vice Mayor Desulme. Council voted by roll call; **passed 5-0**.

TAB L –PROPOSED ORDINANCE **(SECOND READING)** OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 29 OF THE NORTH MIAMI CODE OF ORDINANCES ENTITLED "LAND DEVELOPMENT REGULATIONS", BY AMENDING ARTICLE 5, DIVISION 16, ENTITLED "STANDARDS FOR SPECIFIC USES", SPECIFICALLY AT SECTION 5-1608 A.1., ENTITLED "ROOM ADDITIONS TO RESIDENTIAL STRUCTURES AND CONVERSION OF GARAGES OR CARPORTS TO LIVING SPACE" TO REMOVE THE MAXIMUM 250 SQUARE FEET FLOOR AREA LIMITATION FOR HOME ADDITIONS PERMITTED WITH FLAT ROOFS, AS LONG AS SAID ADDITIONS ARE LOCATED IN THE REAR OF THE PROPERTY AND ARE NOT VISIBLE FROM ANY PUBLIC RIGHT-OF-WAY; PROVIDING FOR REPEAL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND FOR AN EFFECTIVE DATE.

Pulled from the agenda.

QUASI-JUDICIAL ITEM(S) – NONE

REQUESTS-PETITIONS-COMMUNICATIONS – NONE

CITIZENS' FORUM

- No one from the public came forward.

COUNCIL REPORTS

- REPORTED:

  Mayor Smith Joseph, D.O., Pharm.D.
  Councilman Scott Galvin

- NO REPORTS:

  Councilwoman Carol Keys, Esq.
  Vice Mayor Alix Desulme
  Councilman Philippe Bien-Aime

CITY CLERK'S REPORT

- No reports

CITY ATTORNEY'S REPORT

- Reported

CITY MANAGER'S REPORT

- Reported

ADJOURNMENT

- Meeting adjourned at 8:32 pm.