



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

Regular Council Meeting
Summary Minutes
September 27, 2016

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, September 27, 2016, beginning at 7:07 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
Councilwoman Keys
Councilman Bien-Aime
Vice Mayor Desulme

PLEDGE OF ALLEGIANCE

- Sgt. Joseph Kissel, North Miami Police Department

INVOCATION

- Father Fritzner Bellonce, Holy Family Catholic Church

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

- TAB B withdrawn from the agenda.
- TAB M was added to the agenda.

Motion made by Councilwoman Keys to add TAB M to the agenda. Seconded by Mayor Joseph. Council voted; **passed 5 – 0**. Vice Mayor Desulme added as a cosponsor.

SPECIAL PRESENTATION(S) - POSTPONED

- Special Presentation on the NE 125th Street Station Area Plan: A Catalyst for Redevelopment by Mayor Smith Joseph, D.O., Pharm.D.

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.

HURRICANE PREPAREDNESS – NONE

CITY PROJECTS UPDATE - NONE

CONSENT AGENDA

- TABS A THROUGH H

TAB A – PASSED - APPROVAL OF MINUTES – Regular Council Meeting – September 13, 2016

TAB B – PULLED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INSTALLATION AND MAINTENANCE OF SPEED HUMPS AT DESIGNATED SECTIONS OF KEYSTONE BOULEVARD AND NORTH BAYSHORE DRIVE, IN ACCORDANCE WITH THE INTERGOVERNMENTAL AGENCY AGREEMENT EXECUTED BETWEEN THE CITY OF NORTH MIAMI AND MIAMI-DADE COUNTY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Withdrawn from the agenda

TAB C – PASSED - [Resolution no. 2016-R-96](#) - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, URGING MUNICIPALITIES IN MIAMI-DADE COUNTY TO CONTINUE COLLABORATION TO PROTECT THE PUBLIC AGAINST THE ZIKA VIRUS AND APPEAL THE UNITED STATES CONGRESS, STATE OF FLORIDA AND MIAMI-DADE COUNTY TO ASSIST AND SUPPORT LOCAL GOVERNMENTS TO FUND, DEVELOP, AND IMPLEMENT SOLUTIONS TO ERADICATE THE ZIKA VIRUS; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO MEMBERS OF THE UNITED STATES SENATE, UNITED STATES HOUSE OF REPRESENTATIVES, FLORIDA SENATE, FLORIDA HOUSE OF REPRESENTATIVES, EACH MEMBER OF THE MIAMI-DADE COUNTY COMMISSION AND EACH MAYOR OF MUNICIPALITIES IN MIAMI-DADE COUNTY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB D – PASSED - [Resolution no. 2016-R-97](#) - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE NORTH MIAMI LIBRARY STRATEGIC MANAGEMENT PLAN FOR FISCAL YEARS 2016-2018 AND THE ANNUAL PLAN OF SERVICE FOR FISCAL YEAR 2016-2017; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB E – PASSED - [Resolution no. 2016-R-98](#) - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING 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 STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES, TO SECURE A STATE AID TO LIBRARIES GRANT 2016-2017; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB F – PASSED - [Resolution no. 2016-R-99](#) - 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 UNIVERSITY OF SOUTH FLORIDA TO SECURE A GRANT IN SUPPORT OF THE HIGH VISIBILITY ENFORCEMENT FOR PEDESTRIANS AND BICYCLE SAFETY PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB G – PASSED - [Resolution no. 2016-R-100](#) - 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 (FDOT) FOR A GRANT FROM THE FLORIDA HIGHWAY BEAUTIFICATION COUNCIL GRANT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB H – PASSED - [Resolution no. 2016-R-101](#) - 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 SECOND OPTION TO RENEW PROFESSIONAL SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND RISK MANAGEMENT ASSOCIATES, INC., D/B/A PUBLIC RISK INSURANCE AGENCY FOR THE CONTINUATION OF PUBLIC OFFICIAL AND EMPLOYMENT PRACTICES LIABILITY INSURANCE COVERAGE SERVICES, AT THE ANNUALIZED PREMIUM AMOUNT OF SIXTY-NINE THOUSAND SIX HUNDRED FORTY-FOUR DOLLARS (\$69,644.00) INCLUDING APPLICABLE AGENCY SERVICE FEES, AS REQUIRED BY FLORIDA LAW; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Motion made by Councilman Galvin to approve the consent agenda with the exception of TAB B. Seconded by Mayor Joseph. Council voted; **passed unanimously**.

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

RESOLUTIONS

TAB I – Resolution no. 102 - 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 SECOND OPTION TO RENEW PROFESSIONAL SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND BROWN AND BROWN OF FLORIDA, INC., D/B/A T.R. JONES AND COMPANY FOR THE CONTINUATION OF EXCESS WORKER’S COMPENSATION INSURANCE COVERAGE SERVICES AS REQUIRED BY FLORIDA LAW, AT THE ANNUALIZED PREMIUM AMOUNT OF ONE HUNDRED THIRTY-EIGHT THOUSAND THREE HUNDRED THIRTY-THREE DOLLARS (\$138,333.00); 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 Vice Mayor Desulme to approve the item. Seconded by Councilman Galvin. Council voted; **passed 5 - 0**.

TAB J – Resolution no. 103 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE THE NORTH MIAMI BREWFEST SPONSORSHIP AGREEMENT WITH THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, IN SUBSTANTIALLY THE ATTACHED FORM, IN THE AMOUNT OF ONE HUNDRED SIXTY THOUSAND TWO HUNDRED FIFTY DOLLARS (\$160,250.00); AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO IMPLEMENT SAID SPONSORSHIP AGREEMENT ON BEHALF OF THE CITY; 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 Vice Mayor Desulme to approve the item with amendments to remove under sponsorship contribution, under Section 1 letter B - in-kind contributions. Seconded by Councilwoman Keys. Council voted; **passed 5 - 0**.

LEGISLATIVE MATTERS

ORDINANCES – SECOND READING AND PUBLIC HEARING

TAB K – Ordinance no. 1403 - 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”, AT ARTICLE 5, DIVISION 6, ENTITLED “BOATS, DOCKS, SEAWALLS, ETC.”, SPECIFICALLY AT SECTION 5-601, ENTITLED “BOATS” AND SECTION 5-602, ENTITLED “DOCKS”, TO ALLOW THE PLACEMENT OF BOATS ON LIFTS THROUGHOUT THE CITY WITH CONDITIONS; REQUIRING EXPRESS WRITTEN PERMISSION OF ADJACENT PROPERTY OWNERS PRIOR TO CONSTRUCTION OF A BOAT LIFT; AND LIMITING THE EXTENSION INTO

WATERWAYS OR CANALS FROM TWENTY (20) PERCENT TO A MAXIMUM OF TWENTY-FIVE (25) PERCENT; 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 Councilwoman Keys to approve the item. Seconded by Councilman Galvin. Council voted by roll call; **passed 4 - 1**. Mayor Joseph voted no.

ORDINANCES – FIRST READING - NONE

QUASI-JUDICIAL ITEM(S) - NONE

REQUESTS-PETITIONS-COMMUNICATIONS – NONE

TAB L –DISCUSSION AND CONSIDERATION TO RESCHEDULE THE REGULAR COUNCIL MEETING OF TUESDAY, OCTOBER 11, 2016, TO MONDAY, OCTOBER 10, 2016, AS A SPECIAL COUNCIL MEETING DUE TO YUM KIPPUR WHICH COMMENCES AT SUNDOWN ON TUESDAY, OCTOBER 11, 2016.

Michael A. Etienne, Esq., Elected City Clerk, read the title for the record. Motion made by Councilman Galvin to move the Council Meeting dated October 11, 2016 to October 25, 2016. Seconded by Councilwoman Keys. Council voted; **passed 5 - 0**.

TAB M – [Resolution no. 2016-R-104](#) - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, URGING OTHER FLORIDA AND THE UNITED STATES CONFERENCE OF MAYORS TO JOIN THE CITY OF NORTH MIAMI IN REQUESTING THAT THE OBAMA ADMINISTRATION RECONSIDER ITS RECENT POLICY SHIFT REGARDING HAITIANS ARRIVING IN THE UNITED STATES; AFFIRMING THAT THE REMOVAL OF TEMPORARY PROTECTIVE STATUS (TPS) FOR HAITIAN MIGRANTS BEING REPATRIATED TO HAITI WHEN THAT ISLAND NATION STILL HAS NOT RECOVERED FROM THE 2010 EARTHQUAKE AND IS STILL IN POLITICAL TURMOIL; PROVIDING FOR TRANSMITTAL; 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 approved item and seconded by Vice Mayor Desulme. Council voted; **passed 5 - 0**.

QUASI-JUDICIAL ITEM(S) – NONE

REQUESTS-PETITIONS-COMMUNICATIONS - NONE

CITIZENS' FORUM

- A variety of residents spoke on issues of interest.

COUNCIL REPORTS

Reported

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

No reports

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

CITY CLERK'S REPORT - Reported

CITY ATTORNEY'S REPORT – Reported

CITY MANAGER'S REPORT – NONE

ADJOURNMENT

- Meeting adjourned at 8:38 pm.