

**AGENDA**  
**North Miami City Council**  
776 N.E. 125<sup>th</sup> Street, 2<sup>nd</sup> Floor, Council Chambers  
North Miami, FL 33161

REGULAR COUNCIL MEETING

TUESDAY, NOVEMBER 10, 2015  
7:00 P.M.

- 1. CALL TO ORDER / ROLL CALL OF MEMBERS**
- 2. PLEDGE OF ALLEGIANCE**  
*(Lashunda Jones, Detective, North Miami Police Department)*
- 3. INVOCATION**
- 4. ORDER OF BUSINESS** (Additions/Deletions/Amendments/Deferrals)
- 5. SPECIAL PRESENTATION(s)**  
  
♦ MyNomi App – Public Stuff Launch *by Ricardo Castillo, I.T. Director*
- 6. CITY EVENTS – ANNOUNCEMENT**
- 7. CITY PROJECTS UPDATE – [NONE]**
- 8. HURRICANE PREPAREDNESS**
- 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 G 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 G BE ADOPTED...”

**[TAB A]**

APPROVAL OF MINUTES – October 27, 2015  
*Sponsored by: Michael A. Etienne, City Clerk*

**[TAB B]**

REQUEST FOR APPROVAL FROM ST. JAMES CATHOLIC CHURCH TO HOLD ITS ANNUAL CARNIVAL ON CHURCH GROUNDS SCHEDULED FOR FEBRUARY 12, 13, 14, 2016.  
*Sponsored by: City Administration*

**[TAB C]**

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 A RENEWAL AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND TYLER TECHNOLOGIES, INC., TO CONTINUE TO PROVIDE THE CITY WITH SERVICES TO THE ENTERPRISE WIDE SOFTWARE SYSTEM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Ricardo Castillo, Information Technology Director*

**[TAB D]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI EDUCATIONAL FOUNDATION, INC., TO PROVIDE FUNDS IN THE AMOUNT NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000.00) FOR THE FIRST GENERATION SCHOLARSHIP FUND, IN ACCORDANCE WITH THE FLORIDA INTERNATIONAL UNIVERSITY SCHOLARSHIP PLEDGE AGREEMENT; 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 INTERIM CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND TSIC, INC., A NOT-FOR-PROFIT ENTITY AND CHAPTER OF TAKE STOCK IN CHILDREN FLORIDA, IN ORDER TO CONTINUE TO PROMOTE THE TAKE STOCK IN CHILDREN PARTNERSHIP BY PROVIDING SCHOLARSHIP AND OPERATIONAL FUNDING FOR THE BENEFIT OF A DESERVING STUDENT RESIDING WITHIN THE CITY IN THE AMOUNT NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

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

**[TAB F]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE INTERNATIONAL UNION OF POLICE ASSOCIATIONS, AFL-CIO, LOCAL 6008, FOR THE BARGAINING UNIT CONSISTING OF THE CITY'S NON-PROFESSIONAL WHITE COLLAR EMPLOYEES; AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE AND TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE COLLECTIVE BARGAINING AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Joseph Roglieri, Personnel Administration Manager*

**[TAB G]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE INTERNATIONAL UNION OF POLICE ASSOCIATIONS, AFL-CIO, LOCAL 6009, FOR THE BARGAINING UNIT CONSISTING OF THE CITY’S BLUE COLLAR EMPLOYEES; AUTHORIZING THE CITY MANAGER TO EXECUTE AND TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE COLLECTIVE BARGAINING AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Joseph Roglieri, Personnel Administration Manager*

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

**10.A. RESOLUTIONS**

**[TAB H]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER TO ISSUE PURCHASE ORDERS TO GENUINE PARTS COMPANY/NAPA INTEGRATED BUSINESS SOLUTIONS, PIGGYBACKING AN AGREEMENT AWARD PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE (NJPA) AUTO AND TRUCK PARTS WITH RELATED AUTO AND TRUCK EQUIPMENT, ACCESSORIES, SUPPLIES, AND SERVICES – REQUEST FOR PROPOSAL #031212, AS NECESSARY TO MAINTAIN AND IMPROVE THE CITY’S VEHICLE FLEET, ON AN AS-NEEDED BASIS, AT A COST NOT TO EXCEED ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00) FOR A PERIOD OF TWO (2) YEARS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Alberto Destrade, Interim Purchasing Manager*

**10.B. LEGISLATIVE MATTERS**

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

**[NONE]**

**10.B.2. ORDINANCES – FIRST READING**

**[TAB I]**

PROPOSED ORDINANCE (*FIRST READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 19 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “UTILITIES”, BY AMENDING ARTICLE IV, DIVISION 5, SPECIFICALLY AT SECTION 19-194, ENTITLED “COLLECTION OF PRO RATA COST OF EXTENSION FACILITY FROM SUBSEQUENT APPLICANTS; REFUND”, BY DELETING SAID SECTION FROM THE CODE AS INEFFECTIVE AND OBSOLETE, AND TO MITIGATE POTENTIAL

FINANCIAL LIABILITY TO THE CITY; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

*Sponsored by: City Administration*

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

**[TAB J]**

PROPOSED ORDINANCE (*FIRST 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 3, DIVISION 6, ENTITLED “VARIANCES HEARD BY BOARD OF ADJUSTMENT,” SPECIFICALLY AT SECTION 3-604 ENTITLED “ADMINISTRATIVE VARIANCES”, AND AMENDING DIVISION 7, ENTITLED “APPEALS”, SPECIFICALLY AT SECTION 3-702 ENTITLED “ADMINISTRATIVE APPEALS” TO MODIFY THE REQUIREMENTS FOR OBTAINING AN ADMINISTRATIVE VARIANCE AND EXTEND THE TIME REQUIRED FOR AN AGGRIEVED PARTY TO FILE A NOTICE OF APPEAL TO THE BOARD OF ADJUSTMENT FROM THE CURRENT TEN (10) DAYS TO THIRTY (30) DAYS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

*Sponsored by: Councilman Scott Galvin*

**[TAB K]**

PROPOSED ORDINANCE (*FIRST READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 2 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “ADMINISTRATION”, BY AMENDING ARTICLE VI, ENTITLED “CODE OF ETHICS” AT DIVISION 1, ENTITLED “CONFLICT OF INTEREST”, TO CREATE SECTION 2-318, ESTABLISHING AND IMPLEMENTING AN HONOR CODE FOR ELECTED AND APPOINTED CITY POSITIONS AND CITY EMPLOYEES; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

*Sponsored by: Councilman Scott Galvin*

**10.C. QUASI-JUDICIAL ITEM(s) – [NONE]**

**11. REQUESTS – PETITIONS – COMMUNICATIONS**

**[TAB L]**

DISCUSSION REGARDING NOMINATION TO THE FLORIDA MUNICIPAL INSURANCE TRUST (FMIT) BOARD VACANT POSITION.

*Sponsored by: City Administration*

**[TAB M]**

DISCUSSION REGARDING INTERIM CITY MANAGER’S SALARY INCREASE.

*Sponsored by: City Administration*

**[TAB N]**

**DISCUSSION AND DECISION REGARDING CITY ATTORNEY VACANT POSITION.**

*Sponsored by: Councilman Philippe Bien-Aime*

**12. CITIZENS' FORUM**

**13. COUNCIL REPORTS**

Mayor Smith Joseph, D.O., Pharm.D.  
Vice Mayor Carol Keys, Esq.  
Councilman Philippe Bien-Aime  
Councilman Alix Desulme  
Councilman Scott Galvin

**14. CITY CLERK'S REPORT**

**15. CITY ATTORNEY'S REPORT**

**16. CITY MANAGER'S REPORT**

**17. 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. 12145.
- IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL N FOUR DAYS PRIOR TO SUCH PROCEEDING MAY CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, Ext. 12145. HEARING IMPAIRED SHOULD DIAL 711 or 1-800-955-8771 FOR THE FLORIDA RELAY SERVICE. ANY DECISION(S) 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. 125<sup>TH</sup> 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. 125<sup>TH</sup> 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