North Miami City Council

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

SUMMARY MINUTES REGULAR COUNCIL MEETING

TUESDAY, FEBRUARY 25, 2014 beginning 7:03 P.M.

PLEDGE OF ALLEGIANCE
(Kathleen Fardin, Miami-Dade College, North Campus)

INVOCATION
(Pastor Barbara Boyce, New Life Family Worship Center)

CALL TO ORDER / ROLL CALL OF MEMBERS

Mayor	**Tondreau**	**Present**
Vice Mayor	**Galvin**	**Present**
Council member	**Keys**	**Present**
Council member	**Steril**	**Present**
Council member	**Bien-Aime**	**Present**

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

There was no change in the agenda.

SPECIAL PRESENTATION(s)

Mayor Lucie Tondreau recognized Mr. Maxime Silien from Good Morning Haiti Radio for his continued support to North Miami residents in providing news, current events, and information on services offered by the City. Then the Mayor acknowledged Mr. Harold Desdunes from Florida Department of Transportation.

CITY EVENTS – ANNOUNCEMENT

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

CITY PROJECTS 2014 UPDATE – [NONE]

CITIZENS' FORUM

At the opening of the citizen forum residents came to the microphone and spoke on Items of interest.

CONSENT AGENDA

Councilwoman Keys made a motion to approve the consent agenda. The motion was seconded by Councilman Galvin and passed by a 5-0 vote.

"...THAT THE CONSENT AGENDA COMPRISED OF TABS _A_ THROUGH _D_ BE ADOPTED..."

[TAB A] APPROVED

APPROVAL OF MINUTES – Regular Council Meeting – February 11, 2014

[TAB B] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING AN AMENDMENT TO THE FISCAL YEAR 2013-2014 REVENUE AND EXPENSE BUDGET TO INCLUDE THE RECEIPT AND APPROPRIATION OF GRANT FUNDING FROM THE ALLIANCE FOR A HEALTHIER GENERATION GRANT IN THE AMOUNT OF TWO THOUSAND TWO HUNDRED DOLLARS ($2,200.00), TO BE USED FOR AFTER SCHOOL PROGRAMS THROUGHOUT THE CITY OF NORTH MIAMI; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

[TAB C] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE CITY OF HIALEAH TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

[TAB D] APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A COMBINED VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE MUTUAL AID AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE CITY OF SWEETWATER TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

[TAB E] FAILED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A REVISED CLASSIFICATION AND PAY PLAN FOR CLASSIFIED AND UNCLASSIFIED EMPLOYEES OF THE CITY FOR THE 2013-2014 FISCAL YEAR BUDGET; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Mayor Tondreau made a motion to approve [TAB E]; there was no second; therefore, motion failed; there was no vote.

[TAB F] FAILED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SUPPORTING THE FLORIDA DEPARTMENT OF TRANSPORTATION RECOMMENDED TRAFFIC RE-ROUTING AND ROADWAY IMPROVEMENT PROJECT ALONG PORTIONS OF WEST DIXIE HIGHWAY, NORTHEAST 6TH AVENUE, AND NORTHEAST 125TH STREET; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE THE OFF-SYSTEM CONSTRUCTION AND MAINTENANCE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, TO DELINEATE THE RESPONSIBILITY FOR THE CONSTRUCTION AND MAINTENANCE OF PROJECT ROADWAY IMPROVEMENTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.
(CONTINUED FROM JANUARY 28, 2014 COUNCIL MEETING)

There was no motion; there was no vote; [TAB F] failed.

[TAB G] FAILED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A SETTLEMENT AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, ARISING OUT OF A PETITION FOR WRIT OF CERTIORARI STYLED AS THE CITY OF NORTH MIAMI V. MIAMI-DADE COUNTY ENVIRONMENTAL QUALITY CONTROL BOARD AND OLETA PARTNERS, LLC, CASE NO. 13-432 AP; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilwoman Steril made a motion to approve [TAB G]. The motion was seconded by Mayor Tondreau and failed by 2 to3 vote. Keys, Galvin and Bien-Aime voted no.

[TAB H] FAILED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING OLETA PARTNERS, LLC, TO USE APPROXIMATELY ONE HUNDRED NINETY-FOUR THOUSAND (194,000) CUBIC YARDS OF FILL MATERIAL FROM THE "BRICKELL CITY CENTRE," CURRENTLY STOCKPILED ON THE PREMISES COMMONLY REFERRED TO AS THE BISCAYNE

LANDING SITE, IN ACCORDANCE WITH THE MIAMI-DADE COUNTY DEPARTMENT OF REGULATORY AND ECONOMIC RESOURCES, ("DERM"), JULY 17, 2013 LETTER; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilwoman Steril made a motion to approve [TAB H]. The motion was seconded by Mayor Tondreau and failed by a 2-3 vote. Council members Bien-Aime, Keys, and Galvin voted no.

[TAB I] APPROVED

PROPOSED ORDINANCE ***(FIRST READING)*** OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES, ENTITLED "BUILDING STANDARDS AND REGULATIONS" TO INCLUDE PROVISIONS FOR MAINTENANCE OF PROPERTY, LANDSCAPING, WALLS, FENCES, AND EXTERIOR PROPERTY AREAS; CREATING A LANDLORD REGISTRATION PROGRAM; AND PROVIDING FOR THE RELOCATION OF ARTICLE VII ENTITLED "ABANDONED REAL PROPERTY REGISTRATION" TO CHAPTER 12 OF THE CODE OF ORDINANCES; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Councilman Galvin made a motion to approve [TAB I]. The motion was seconded by Mayor Tondreau and passed by a 5-0 vote.

[TAB J] APPROVED

DISCUSSION REGARDING FUNDS IDENTIFIED FOR A FEASIBILITY STUDY FOR THE DOWNTOWN REDEVELOPMENT PLAN.

Councilman Galvin made a motion to approve $75,000 for a feasibility study. The motion was seconded by Mayor Tondreau and passed by a 5-0 vote.

[TAB K] TABLED

DISCUSSION REGARDING THE DECEMBER 10, 2013 COUNCIL RESOLUTION WHICH PROVIDED FOR THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED FOR THE COST OF PROVIDING RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES AS WELL AS RESIDENTIAL AND COMMERCIAL STORM WATER SERVICES AND FACILITIES, BEGINNING ON OCTOBER 1, 2014.

Councilman Bien-Aime made a motion to table [TAB K]. The motion was seconded by Councilman Calvin and passed by a 4-1 vote. Mayor Tondreau voted no.

. COUNCIL REPORTS

Councilwoman Carol Keys, Esq.

None

Vice-Mayor Scott Galvin

None

Councilman Philippe Bien-Aime

None.

Councilwoman Marie Erlande Steril

No report.

Mayor Lucie M. Tondreau

Mayor Tondreau thanked staff for the Black History Month celebration and encouraged residents to go out enjoying the night life with a French Band in the City of North Miami. Mayor Tondreau also advised Council and the City Attorney to consider the possibility of having appointees' terms of service to any board to expire with the term service of the member who appoints that person to the board. Then Mayor Tondreau made a motion to purchase tables at the Haitian Lawyers Association [H.L.A.] annual fundraising; the motion was seconded by Councilman Galvin, and passed by a 5-0 vote.

CITY CLERK'S REPORT

The City Clerk addressed the effectiveness, and the relative low cost of the City Clerk Office's second Annual News Letter to residents of North Miami. In addition, the City Clerk advised Mayor and Council of board vacancies to be filled, and recorded the following appointments.

Mayor Tondreau appointed: Vastey Dorvil as alternate to Board of Adjustment
Maria Missick to Nuisance and Abatement Board

Justin Jones to Library Board

Mayor Tondreau made a motion Council Galvin seconded and adopted by 5-0 vote.

Councilman Bien-Aime appointed Mary Irvin to Nuisance abatement Board: Mayor Tondreau made a motion Council Galvin seconded and passed by 5-0.

Councilwoman Steril appointed Dr. Pastor Enock Milien to Nuisance and Abatement Board. Mayor Tondreau made a motion and Councilman Galvin seconded and passed by 5-0

Then, Elected City Clerk Michael Etienne advised Mayor and Council that election must be held to elect a new Vice-Mayor. Councilman Galvin made a motion to elect Councilman Bien-Aime as Vice-Mayor. Councilwoman keys seconded and motion passed by a 4-1 vote. Mayor Tondreau voted no.

CITY ATTORNEY'S REPORT

No report

CITY MANAGER'S REPORT

The City Manager advised Mayor and Council that update will be given on the next Council meeting on the Capital improvement plan and the Downtown meeting with consultants and developers.

ADJOURNMENT 10: 05 PM