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MARCH 26, 2013

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SUMMARY MINUTES
REGULAR COUNCIL MEETING

March 26, 2013

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, March 26, 2013, beginning at 7:00 p.m.

(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 at: www.northmiamifl.gov

Flag salute led by Chief Marc Elias, Jr.

Inspirational Message

- ◆ Pastor Griffen

ROLL CALL

Vice Mayor Steril	Here
Councilman Galvin	Here
Mayor Pierre	Here
Councilman Marcellus	Here
Councilman Blynn	Here

Additions, Deletions or Withdrawals

Under Special Presentations, Utility Service Partners, Inc. presentation by *Michael P. Madden*, removed
Progress 2013 Update, removed

SPECIAL PRESENTATION(s)

- ◆ Utility Service Partners, Inc. presentation by *Michael P. Madden*

This item removed, no action taken.

◆ Proclamation in honor of *Purchasing Month*

Mayor Pierre recognized Ruby Crenshaw Johnson, Purchasing Director; and Purchasing Department staff; presenting a Proclamation. Whereas Mayor Pierre proclaimed March, 2013, to be *Purchasing Month*, in the City of North Miami.

◆ Proclamation in honor of *National Nutrition Month*

Mayor Pierre recognized Natasha Colebrook Williams, Governmental Affairs Manager; and David DiPasquale, Get on Track Fitness and Nutrition Studio; presenting a Proclamation. Whereas Mayor Pierre proclaimed March, 2013, to be *National Nutrition Month*, in the City of North Miami. Mr. DiPasquale gave a brief report to Council.

◆ Proclamation in honor of *Youth Art Month*

Mayor Pierre recognized Lisa Fernandez, Education Administrator-MOCA, presenting a Proclamation. Whereas Mayor Pierre proclaimed March, 2013, to be *Youth Art Month*, in the City of North Miami.

◆ Proclamation in honor of *Toussaint L'ouverture Day*

Mayor Pierre recognized Marleine Bastien, Executive Director of FamLa; Ms. Woodson, Chairman of the Board; Mr. Fils-Aime, Museum Treasurer; and Ms. Baba-u; presenting a Proclamation. Whereas Mayor Pierre proclaimed April 7, 2013, to be *Toussaint L'ouverture Day*, in the City of North Miami. Ms. Bastien, Mr. Fils-Aime, Ms. Woodson and Ms. Baba-u gave brief reports to Council.

CITY EVENTS – ANNOUNCEMENT

Cyncia Celestin, Community Outreach Coordinator, on behalf of Pam Solomon, Public Information Manager, announced upcoming events for the City of North Miami.

PROGRESS 2013 UPDATE

This item removed, no action taken.

CONSENT AGENDA

TAB A - APPROVAL OF MINUTES

– Regular Council Meeting – March 12, 2013

TAB B – PROPOSED RESOLUTION APPROVING THE SELECTION OF IMPERIAL SECURITY, INC., AS THE PROVIDER OF SECURITY SERVICES IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE REQUEST FOR PROPOSAL NO. 09-12-13 SECURITY GUARD SERVICES FOR THE CITY OF NORTH MIAMI PUBLIC LIBRARY, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT IN SUBSTANTIALLY THE ATTACHED FORM, IN THE AMOUNT NOT TO EXCEED ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) FOR AN INITIAL TERM OF THREE (3) YEARS

TAB C – PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER TO RENEW INVITATION FOR BID #15-09-10 PLUMBING EQUIPMENT AND SUPPLIES PREQUALIFICATION, TO PREQUALIFY VENDORS FOR FUTURE SPOT MARKET PURCHASES ON AN AS NEEDED, WHEN NEEDED BASIS, AT A COST NOT TO EXCEED THREE HUNDRED TWENTY THOUSAND DOLLARS (\$320,000.00), FOR THE TERM COMMENCING APRIL 13, 2013 THROUGH APRIL 12, 2014

TAB D – PROPOSED RESOLUTION AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE COMMANDER PETER CRUZ IN RECOGNITION OF TWENTY-EIGHT (28) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT

TAB E – PROPOSED RESOLUTION AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE COMMANDER JEFFREY KEY IN RECOGNITION OF TWENTY (20) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT

TAB F - PROPOSED RESOLUTION AUTHORIZING THE SUBMITTAL OF A VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION, AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE STATE OF FLORIDA’S OFFICE OF THE ATTORNEY GENERAL

TAB G - PROPOSED RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION, AND AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND GANG ALTERNATIVE, INC. FOR GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF JUSTICE BYRNE CRIMINAL JUSTICE INITIATIVE

TAB H - PROPOSED RESOLUTION 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 ZERO TOLERANCE IMPAIRED DRIVING ENFORCEMENT PROGRAM

TAB I - PROPOSED RESOLUTION 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 INLAND NAVIGATION DISTRICT, TO SECURE A WATERWAYS ASSISTANCE PROGRAM GRANT

Councilman Galvin moved to approve the Consent Agenda, Tabs A through I, seconded by Vice Mayor Steril; passed unanimously.

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

LEGISLATIVE MATTERS

ORDINANCES – SECOND READING AND PUBLIC HEARING

TAB J - PROPOSED ORDINANCE (SECOND READING) AMENDING CHAPTER 2 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, FOLLOWING THE CHARTER REVIEW PROCESS, TO UPDATE, ORGANIZE AND CLARIFY CHAPTERS OF THE CITY CODE, INCLUDING SUBSTANTIVE LEGAL, STYLISTIC AND ORGANIZATIONAL CHANGES, UPDATING STATUTORY REFERENCES, PROVIDING FOR THE CONSISTENT USE OF TERMS AND REFERENCES, INCLUSION OF GENDER DIVERSITY, CORRECTIONS OF SCRIVENER'S ERRORS, AND LIMITING THE USE OF REDUNDANT LANGUAGE

Mr. Etienne read the Ordinance title for the record. No public discussion. Councilman Blynn moved to approve the Ordinance, seconded by Councilman Marcellus; passed unanimously, by roll call vote.

TAB K - PROPOSED ORDINANCE (SECOND READING) AMENDING CHAPTER 11, ARTICLE X, OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "TOWING OF MOTOR VEHICLES", SPECIFICALLY AT SECTION 11-211, ENTITLED "DEFINITIONS", AT SECTION 11-229, ENTITLED "REQUIREMENTS FOR NON-CONSENSUAL IMMOBILIZATION OF VEHICLES", AND EXHIBIT "2", ENTITLED "CATEGORIES AND MAXIMUM RATES FOR NON-CONSENSUAL TOWING SERVICES", TO ESTABLISH A MAXIMUM NON-CONSENSUAL IMMOBILIZATION RATE AND ACCEPTABLE METHODS OF PAYMENT, TO REQUIRE IMMOBILIZATION OPERATORS TO OBTAIN AN IMMOBILIZATION PERMIT AND LOCAL BUSINESS TAX RECEIPT, AND TO FURTHER IMPOSE ADDITIONAL NOTICE REQUIREMENTS

Mr. Etienne read the Ordinance title for the record. No public discussion. Councilman Marcellus moved to approve the Ordinance, seconded by Councilman Galvin; passed unanimously, by roll call vote.

TAB L – PROPOSED ORDINANCE (SECOND READING) AMENDING CHAPTER 6 OF THE CITY CODE OF ORDINANCES, ENTITLED "ELECTIONS", SPECIFICALLY AT ARTICLE IV, ENTITLED "ELECTIONS ADMINISTRATION", AND SECTION 6-78, ENTITLED "ELECTION OF CITY COUNCIL MEMBERS", TO AMEND THE CRITERIA FOR PROOF OF RESIDENCY TO QUALIFY FOR PUBLIC OFFICE

Mr. Etienne read the Ordinance title for the record. Councilman Galvin moved to remove the Ordinance indefinitely, seconded by Mayor Pierre; passed 4-1, by roll call vote. Councilman Blynn denied.

RESOLUTIONS

TAB M - PROPOSED RESOLUTION PROVIDING FOR APPROVAL OF A MODIFICATION TO THE BIFURCATED GROUND LEASE BETWEEN THE CITY OF NORTH MIAMI, FLORIDA, THE OAKS I AT BISCAYNE LANDING CONDOMINIUM ASSOCIATION, INC., AND ROYAL OAKS LANE (BISCAYNE LANDING) – NORTH MIAMI, LLC; AUTHORIZING THE CITY MANAGER AND THE CITY

ATTORNEY TO NEGOTIATE AND EXECUTE THE MODIFICATION
(CONTINUED FROM JANUARY 22, 2013 COUNCIL MEETING)

Mr. Etienne read the Resolution title for the record. Council discussion. Councilman Galvin moved to continue the Resolution until the April 9th Council meeting, seconded by Councilman Blynn; passed unanimously.

CITIZENS' FORUM

A variety of residents spoke on issues of interest.

COUNCIL REPORTS

Various items of interest presented by Council.

Vice Mayor Steril moved to continue the relationship between the City of North Miami and Family Corners, seconded by Mayor Pierre; passed unanimously.

Mayor Pierre moved to sponsor the Haitian Lawyers' Association Gala on April 13th, 2013, in the amount of \$7,500, seconded by Vice Mayor Steril; passed 3-2. Councilman Blynn and Councilman Galvin denied.

CITY CLERK'S REPORT

Mr. Etienne advised qualifying period for candidates starts April 1 through April 9, 2013.

CITY MANAGER'S REPORT

Mr. Johnson reported on:

- Job training fair at the Joe Celestin Center.
- 3 staff members will be attending Dade Days in Tallahassee: the City Manager, the Public Works Director and the Governmental Affairs Manager.

CITY ATTORNEY'S REPORT

(NONE)

ADJOURNMENT

Meeting adjourned at 7:49 p.m.