Draft

SUMMARY MINUTES
REGULAR COUNCIL MEETING
November 27, 2012

1. Call to order
The City of North Miami Regular Council meeting for November 27, 2012 was called to order at 776 NE 125 Street by Mayor Andre Pierre at 7pm.

(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 of North Miami Council meeting can be found at: www.northmiamifl.gov

2. Pledge of Allegiance / Innovation
Mayor Pierre asked Major Robert Bage to lead everyone in the pledge of allegiance.
Dr. Pastor Enoch Millien provided the inspirational message.

ROLL CALL: The roll call sheet was read. The following were noted as present / absent:

Councilman Michael R. Blynn	present
Councilman Scott Galvin	present at 7:05pm
Councilman Jean R. Marcellus	present
Mayor Andre D. Pierre	present
Vice-Mayor Marie E. Steril	present

3. ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)
City Manager Johnson requested to delete TAB C from tonight's agenda.

4. SPECIAL PRESENTATION(s)
4.1. Mayor Pierre provided information on MOCA's award that was presented in Washington D.C. on November 20, 2012.
4.2. Mayor Pierre presented a proclamation to Edwin H. Quinones owner of Mr. Trophy, who was celebrating 40 years of business in North Miami.
Mayor Pierre also recognized State Representative Daphne Campbell.
4.3. Mayor Pierre clarified a concern in connection with the Charter changes which is TAB F on the agenda tonight that was suggested by the Charter Review Board by openly discussing the issue with Clerk Etienne. Mayor Pierre asked Clerk Etienne if there was any provision on the agenda tonight to move the election to 18 months or change the date of the election from May 14, 2013 election date.

A

Clerk Etienne stated there is nothing on the agenda to the effect. What is before us tonight is stylistic changes to our Charter.
Mayor Pierre asked if there is an issue with council.
Clerk Etienne stated there is not an issue and has not been mentioned by any councilmember.
Clerk Etienne stated he has information that during a Charter Review Board meeting the topic of changing the election date was discussed.
Clerk Etienne stated TAB F is an Ordinance dealing with the stylistic changes on the City Charter that are being recommended by Attorney and the Charter Review Board. Nothing else is being addressed.
Mayor Pierre stated the election is scheduled for May 14, 2013.

5. City Events – Announcement – Pam Solomon gave an overview of events including the tree lighting celebration on November 28, 2012 and lighting of the menorah on December 12, 2012 at 5:30pm. Ms. Solomon stated additional information may be obtained from the website.

6. Hurricane Preparedness: Dr. Lumane Claude stated the end of the Hurricane season is here (November 30, 2012) and there is nothing to report.

7. Consent Agenda

TAB A - APPROVAL OF MINUTES - Regular Council Meeting – November 13, 2012

TAB B - PROPOSED RESOLUTION AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE OFFICER DENNIS G. STEMEN IN RECOGNITION OF FOURTEEN (14) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT

Vice-Mayor Steril moved to approve the consent agenda. Councilman Blynn seconded the motion. The motion carried unanimously.

9.B.1. Ordinances - Second Reading and Public Hearing

City Clerk Etienne read Ordinance TAB D into record for Second Reading.
TAB D - PROPOSED ORDINANCE (SECOND READING) AMENDING CHAPTER 15 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "PENSIONS AND RETIREMENTS" BY AMENDING ARTICLE IV, ENTITLED "NORTH MIAMI POLICE PENSION", DIVISION 5, ENTITLED BENEFITS, SPECIFICALLY AT SECTION 15-129 ENTITLED "RETIREMENT BENEFITS", TO IMPLEMENT THE PROVISIONS OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND THE POLICE BENEVOLENT ASSOCIATION (PBA), AND TO ALLOW MEMBERS TO REVOKE A PRIOR EARLY RETIREMENT ELECTION; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

City Attorney Regine Monestime stated the City of North Miami will enter into a Memo of Understanding pursuant to this agreement.
Councilman Galvin moved to approve the Ordinance – TAB D on the Second Reading. Vice-Mayor Steril seconded the motion. The Ordinance TAB D was approved by roll call vote of 5-0.

9.B.2. Ordinances - First Reading

Clerk Etienne read Ordinance TAB E into record for First Reading.
TAB E - PROPOSED ORDINANCE (FIRST READING) AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT REGULATIONS", BY AMENDING ARTICLE 5, DIVISION 15, ENTITLED "SIGNS", SPECIFICALLY AT SECTION 5-1501, ENTITLED "PURPOSE", SECTION 5-1502, ENTITLED "PROHIBITED SIGNS", SECTION 5-1503, ENTITLED "GENERAL STANDARDS", SECTION 5-1504, ENTITLED "SIGNS PERMITTED WITHOUT A PERMIT", SECTION 5-1505, ENTITLED "PERMITTED SIGNS REQUIRING DEVELOPMENT REVIEW", AND SECTION 5-1506, ENTITLED "COMPREHENSIVE SIGN PROGRAM", TO ALLOW ELECTRONIC MESSAGE CENTERS AND ELECTRONIC SCROLLING SIGNS IN ALL NONRESIDENTIAL ZONING DISTRICTS AND TO ESTABLISH DEVELOPMENT STANDARDS AND GUIDELINES FOR SUCH SIGNS, IN ORDER TO ENCOURAGE AND FACILITATE ECONOMIC GROWTH IN A MANNER CONSISTENT WITH THE INTENT OF THE COMPREHENSIVE PLAN OF THE CITY OF NORTH MIAMI

Council Discussion.
Councilman Galvin moved to approve the Ordinance TAB E on the first reading. Mayor Pierre seconded the motion.
Director of CP&D Maxine Callaway explained the purpose of this Ordinance and it requirement.
The Ordinance TAB E passed by a roll call vote of 5-0.

Clerk Etienne read Ordinance TAB F into record for first reading.
TAB F - PROPOSED ORDINANCE (FIRST READING) AMENDING THE CHARTER OF THE CITY OF NORTH MIAMI, PURSUANT TO SECTIONS 166.021 AND 166.031, FLORIDA STATUTES, AND SECTION 6.03, MIAMI-DADE COUNTY CODE OF ORDINANCES, AND IN ACCORDANCE WITH THE COMPREHENSIVE REVIEW AND RECOMMENDATIONS OF THE CITY OF NORTH MIAMI CHARTER REVIEW BOARD, TO UPDATE AND CLARIFY SECTIONS OF THE CITY CHARTER BY PROVIDING NON-SUBSTANTIVE STYLISTIC AND ORGANIZATIONAL CHANGES, INCLUDING STATUTORY REFERENCES, CONSISTENT USAGE OF NAMES, TERMS AND REFERENCES, GENDER DIVERSITY, AND FOR CORRECTIONS OF SCRIVENER'S ERRORS AND

REDUNDANT LANGUAGE; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE

City Attorney Regine Monestime stated the Charter dated back to 1958 after being adopted in 1952. Attorney Monestime reviewed the Charter Amendments being recommended on a PowerPoint presentation stating on areas of the charter that was revised by Ordinance. Attorney Monestime stated this portion can be revised by Ordinance. Attorney Monestime stated a few of the changes are the name councilman to be changed to councilmember, and assistant mayor to vice mayor. Mostly stylistic changes are being done.

The next revisions will be revised by referendum. At the end of the process, that will be voted on May 14, 2013, we will have a slimmer and a more progressive charter in 2013.

Council Discussion.
Council members spoke on areas of concern.
Citizen's Forum provided various opinions.

It was moved and seconded that TAB F –Ordinance for the first reading be approved. Ordinance –TAB F passed on First Reading by a roll call vote of 5-0.

9.B.3 Resolutions

Tab G - PROPOSED RESOLUTION APPROVING THE AWARD OF FISCAL YEAR 2012-2013 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO NOT-FOR-PROFIT COMMUNITY BASED ORGANIZATIONS (CBOs)

Mayor Pierre recommended moving $9,000 from Nanay budget to give $4,000 to Yes Academy and $5,000 to Russell Life. Vice Mayor Steril seconded the motion. Motion carried. Councilman Galvin registered the one no vote.

Request - Petitions - Communications

10. Citizens' Forum:
Citizens' spoke on various issues

11. Council Reports -
Councilman Blynn asked for a motion to support Israel.

Mayor Pierre moved and Councilman Blynn seconded the motion. The motion passed by a 4-0 vote. Councilman Marcellus was not on the dais.

Vice Mayor Steril stated her toy give-away event will be on December 9, 2012 at the Kiwanis Park. Vice Mayor stated she will be leaving to take the toys to Haiti.

Mayor Pierre informed all of Biscayne Landing Bids that will bring a large number of jobs for residents of North Miami.

12. City Clerk's Report:

Clerk Etienne reported on a vacancy on Quality Education Board and a vacancy on Charter Review Board At-Large.
Dr. Smith Joseph was appointed to Quality Education Board by Mayor Pierre and seconded by Councilman Galvin.
Dr. Smith Joseph was appointed to Charter Review Board At-Large position by Mayor Pierre and seconded by Vice Mayor Steril.

Clerk Etienne provided and overview of the accomplishments of the Clerk's office.
City Clerk Etienne spoke on possible change in the Charter that would result in the City Clerk position being an appointed position instead of an elected position. Clerk Etienne encouraged all not to agree with the recommendation of having an appointed Clerk.

13. City Attorney's Report – None

14. City Manager's Report – None

15. Adjournment – It was moved and seconded that the Regular Council meeting be adjourned at 9pm.

Respectfully submitted,

Date transcribed: November 28, 2012