



776 N.E. 125 Street, North Miami, Florida 33161

Council Report

To: The Honorable Mayor and City Council

From: Jeff P. H. Cazeau, City Attorney *JPH*

Date: June 12, 2018

RE: **A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, VOTING ON WHETHER TO RESCIND THE ACTION TAKEN ON THE PROPOSED ORDINANCE LISTED UNDER TAB T OF THE MARCH 14, 2017 COUNCIL AGENDA CHANGING THE FUTURE LAND USE DESIGNATION FOR THE PROPERTY LOCATED AT 1850 N.E. 123 STREET; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.**

The accompanying resolution was prepared and placed on the agenda at the request of Mayor Smith Joseph.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, VOTING ON WHETHER TO RESCIND THE ACTION TAKEN ON THE PROPOSED ORDINANCE LISTED UNDER TAB T OF THE MARCH 14, 2017 COUNCIL AGENDA CHANGING THE FUTURE LAND USE DESIGNATION FOR THE PROPERTY LOCATED AT 1850 N.E. 123 STREET; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, on March 14, 2017 the Mayor and City Council considered a proposed ordinance to adopt a small scale land use plan amendment to the City of North Miami 2036 Future Land Use Map which would have changed the future land use designation for the property located at 1850 Northeast 123 Street from Commercial/Office to Mixed Use High to allow for proposed development on the currently vacant property; and

WHEREAS, a public hearing was conducted on the quasi-judicial item with the ordinance failing to obtain approval by the Mayor and City Council; and

WHEREAS, pursuant to Robert's Rules of Order the Mayor and City Council wish to consider a motion to rescind in order to repeal, annul and/or cancel the previous motion thereby allowing the Council to revote on the request for rezoning; and

WHEREAS, the Planning Commission conducted a public hearing on the proposed ordinance on November 1, 2016 and recommended approval; and

WHEREAS, as there are no significant modifications to the proposed development, review by the Planning Commission is unnecessary at this juncture; and

WHEREAS, City Administration will ensure that public notice for this item will be re-issued in accordance with the statutory notice requirements.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. **Recitals.** The recitals set forth above are adopted by the Mayor and City Council of the City of North Miami, Florida and are incorporated herein.

Section 2. Rescind. The Mayor and City Council of the City of North Miami, Florida, hereby rescind the action taken on the proposed ordinance listed under Tab T of the March 14, 2017 Council Agenda.

Section 3. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a _____ vote of the Mayor and City Council of the City of North Miami, Florida, this ____ day of _____, 2018.

DR. SMITH JOSEPH
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: MAYOR SMITH JOSEPH, D.O.

Moved by: _____

Seconded by: _____

Vote:

Mayor Smith Joseph, D.O., Pharm. D.	_____ (Yes)_____ (No)
Vice Mayor Carol Keys, Esq.	_____ (Yes)_____ (No)
Councilman Scott Galvin	_____ (Yes)_____ (No)
Councilman Philippe Bien-Aime	_____ (Yes)_____ (No)
Councilman Alix Desulme	_____ (Yes)_____ (No)

EXHIBIT A: TAB T (PROPOSED ORDINANCE)

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A SMALL SCALE LAND USE PLAN AMENDMENT TO THE CITY OF NORTH MIAMI 2036 FUTURE LAND USE MAP - FUTURE LAND USE ELEMENT, FOR A PROPERTY CONSISTING OF APPROXIMATELY 4.13 ACRES IN SIZE LOCATED AT 1850 NORTHEAST 123RD STREET WITH MIAMI-DADE COUNTY FOLIO NUMBER 06-2123-000-0050, CHANGING THE FUTURE LAND USE DESIGNATION FROM ‘COMMERCIAL/OFFICE’ TO ‘MIXED USE HIGH’, TO ALLOW FOR THE PROPOSED DEVELOPMENT OF THE VACANT PROPERTY SITE IN A MANNER CONSISTENT WITH THE INTENT OF THE CITY OF NORTH MIAMI COMPREHENSIVE PLAN AND IN ACCORDANCE WITH SECTIONS 163.3184(11) AND 163.3187, FLORIDA STATUTES, AND SECTIONS 3-1105, 3-1106 AND 3-1109B OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS; FURTHER AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE SUBJECT SMALL SCALE LAND USE PLAN AMENDMENT, AS REQUIRED BY FLORIDA LAW; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature passed and adopted Chapter 163, Local Government Comprehensive Planning and Development Regulation Act, as amended from time to time, which requires the City of North Miami (“City”) to adopt and enforce a comprehensive plan; and

WHEREAS, Section 163.3187(1), Florida Statutes, allows local governments to periodically make small scale land use amendments to their comprehensive plan future land use map, if the proposed amendment: (a) does not exceed 10 acres, (b) the cumulative annual effect of the acreage for all adopted small scale amendments does not exceed 120 acres, (c) the proposed amendment does not involve a text change to the goals, policies, and objectives of the comprehensive plan, and (d) the property that is the subject of the proposed amendment is not located within an area of critical state concern; and

WHEREAS, the subject property (a.k.a., Causeway Village), consisting of approximately 4.13 acres in size and located at 1850 Northeast 123rd Street with Miami-Dade County Folio Number 06-2123-000-0050 (“Subject Property”), is currently designated in the City 2036 Future Land Use Map as ‘Commercial/Office’ land use; and

WHEREAS, Causeway Village, LLC, the owner of the Subject Property, filed an application for a Small Scale Land Use Plan amendment to change the use of the Subject Property from ‘Commercial/Office’ land use, with a maximum height of fifty-five (55) feet, to ‘Mixed Use High’ land use, with a maximum height of one hundred-ten (110) feet and forty-five (45) dwelling units per acre (Small Scale Land Use Plan Amendment), in order to develop the vacant site and create a residential/retail mixed use complex along a major City corridor; and

WHEREAS, Policy 9.5.2 of the North Miami Comprehensive Plan requires that the City introduce employment generating uses along major transportation corridors which are compatible with the character of the neighborhood; and

WHEREAS, Policy 9.5.3 of the North Miami Comprehensive Plan provides that the “City will encourage land use designations and zoning regulations that encourage the retention, attraction and expansion of business and industry”; and

WHEREAS, the proposed Small Scale Land Use Plan amendment is consistent with the North Miami Comprehensive Plan which encourages mixed use along major corridors and promotes development that enhances the public health, safety and welfare of the City; and

WHEREAS, the proposed Small Scale Land Use Plan amendment is considered in accordance with Sections 163.3184(11) and 163.3187, Florida Statutes, and Sections 3-1105, 3-1106 and 3-1109B of the City of North Miami Code of Ordinances, Land Development Regulations (“LDRs); and

WHEREAS, pursuant to Article 2, Section 2-203, LDRs, at least four (4) affirmative votes of the Planning Commission shall be required for a positive recommendation of any proposed zoning or comprehensive plan change; and

WHEREAS, the Planning Commission, after a duly noticed public hearing held on November 1, 2016, reviewed and discussed staff’s report, documents and application packet, and heard testimony from attending members of the public; and

WHEREAS, the Planning Commission found the Small Scale Land Use Amendment consistent with the goals, policy and objectives of the North Miami Comprehensive Plan and recommended its approval to the Mayor and City Council, with the condition that the City engage

the Florida Department of Transportation (FDOT) to expeditiously mitigate increasing traffic congestion on NE 123rd Street; and

WHEREAS, Policy 1.2.3 of the North Miami City Comprehensive Plan requires changes in density and intensity as set forth in the Future Land Use Map, to be by concurrence of a supermajority vote of the Mayor and City Council; and

WHEREAS, Section 3-1109B, LDRs, also requires the proposed amendment to be adopted by the affirmative vote of a supermajority of the members of City Council; and

WHEREAS, the Mayor and City Council find that the adoption of the proposed Small Scale Land Use Amendment is consistent with the North Miami Comprehensive Plan and furthers the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, THAT:

Section 1. **Subject Property.** The property legally described in the attached “Exhibit 1”, according to the Public Records of Miami-Dade County, Florida, with Folio Number 06-2123-000-0050, is hereby re-designated from ‘Commercial/Office’ to ‘Mixed Use High’ land use.

Section 2. **Authority of City Manager.** The City Manager is hereby authorized to do all things necessary to effectuate the subject land use amendment as required by Florida law.

Section 3. **Conflicts.** All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 4. **Severability.** The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 5. **Codification.** The provisions of this Ordinance may become and be made a part of the Code of Ordinances of the City of North Miami, Florida. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section,” “article” or any other appropriate word.

Section 6. Effective Date. This Ordinance shall not become effective until thirty one (31) days after adoption on second reading, if not otherwise challenged.

PASSED AND ADOPTED by a _____ vote of the Mayor and City Council of the City of North Miami, Florida, on first reading this _____ day of _____, 2017.

DR. SMITH JOSEPH
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: _____

Sponsored by: _____

Vote:

Mayor Dr. Smith Joseph, D.O., Pharm. D.	_____ (Yes)	_____ (No)
Vice Mayor Alix Desulme	_____ (Yes)	_____ (No)
Councilman Scott Galvin	_____ (Yes)	_____ (No)
Councilman Carol Keys, Esq.	_____ (Yes)	_____ (No)
Councilman Philippe Bien-Aime	_____ (Yes)	_____ (No)



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

**Regular Council Meeting
Summary Minutes
March 14, 2017**

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, March 14, 2017, beginning at 7:03 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
Vice Mayor Galvin
Councilwoman Keys
Councilman Bien-Aime
Councilman Desulme

PLEDGE OF ALLEGIANCE

- Commander *Walter Sidd*, North Miami Police Department

INVOCATION

- Pastor *Mirelle Simon*, House of the Living God

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

- Tab O withdrawn from the agenda.

SPECIAL PRESENTATION(S)

- Recognition Awards in honor of National Women's History Month.
- Certificate of Commendation presented to Commander *Guillermo Prieto* on his retirement with the North Miami Police Department after 27 years.
- Special Presentation from *Frederica Neal* President of the South Florida Regents Council, Daughters of the American Revolution in honor of Vice Mayor *Scott Galvin*.
- Integrated Pest Management Update by *Jeff P. H. Cazeau*, City Attorney.

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.

CITY PROJECTS UPDATE – NONE

CONSENT AGENDA

- TAB A through TAB M

TAB A – PASSED - APPROVAL OF MINUTES — February 28, 2017

TAB B – PASSED – Resolution no. 2017-R-34 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND BAL HARBOUR VILLAGE TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

TAB C – PASSED – Resolution no. 2017-R-21 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE CITY OF AVENTURA TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

TAB D – PASSED – Resolution no. 2017-R-22 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE TOWN OF BAY HARBOR ISLANDS TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

TAB E – PASSED – Resolution no. 2017-R-23 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE VILLAGE OF BISCAYNE PARK TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

TAB F – PASSED – Resolution no. 2017-R-24 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND THE VILLAGE OF EL PORTAL TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB G – PASSED – Resolution no. 2017-R-25 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND TOWN OF GOLDEN BEACH TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

TAB H – PASSED – Resolution no. 2017-R-26 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE MUTUAL AID AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE CITY OF MIAMI TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB I – PASSED – Resolution no. 2017-R-27 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND CITY OF OPA-LOCKA, FLORIDA TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

TAB J – PASSED – Resolution no. 2017-R-28 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EXECUTION OF A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI AND TOWN OF SURFSIDE TO PROVIDE ADEQUATE LEVELS OF POLICE SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

TAB K – PASSED – Resolution no. 2017-R-29 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE SERGEANT GUILLERMO PRIETO IN RECOGNITION OF TWENTY-SEVEN (27) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

TAB L – PASSED – Resolution no. 2017-R-30 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE VILLAGE OF BISCAYNE PARK, AUTHORIZING THE CITY TO SELL AND DISPENSE DIESEL AND UNLEADED FUEL FOR SERVICE VEHICLES OWNED BY THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB M – PASSED – Resolution no. 2017-R-31 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE TOWN OF BAY HARBOR ISLANDS, AUTHORIZING THE CITY TO SELL AND DISPENSE DIESEL AND UNLEADED FUEL AS WELL AS COMPRESSED NATURAL GAS

FOR SERVICE VEHICLES OWNED BY THE TOWN OF BAY HARBOR ISLANDS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Vice Mayor Galvin moved to approve the consent agenda. Seconded by Councilman Desulme. Council voted; **passed unanimously.**

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

RESOLUTIONS

TAB N – Resolution no. 2017-R-32 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ISSUE PURCHASE ORDERS FOR THE PURCHASE OF THE FOLLOWING EQUIPMENT AND VEHICLES: ONE (1) 2017 CATERPILLAR 420F2 BACKHOE LOADER (SPEC. #25), ONE (1) 2017 CATERPILLAR 272D2 SKID STEER LOADER (SPEC. #27), ONE (1) 2017 CATERPILLAR GP30N FORKLIFT (SPEC. #66), ONE (1) 2017 FORD EXPLORER UTILITY VEHICLE (K7B) (SPEC. #30), ONE (1) 2017 FORD F-150 PICKUP TRUCK (X1C) (SPEC. #51), THREE (3) 2017 FORD F-250 SD PICKUP TRUCKS (F2A) (SPEC. #55), ONE (1) 2017 FORD F-350 SD PICKUP TRUCK (F3C) (SPEC. #61), ONE (1) 2017 FORD F-450 CREW CAB PICKUP TRUCK (F4G) (SPEC. #7), ONE (1) FORD F-750 DUMP TRUCK (F7D) (SPEC. #12) AND TWO (2) FORD INTERCEPTOR UTILITY VEHICLES (K8A) (SPEC. #6) TO BE PLACED IN SERVICE BY THE PUBLIC WORKS DEPARTMENT AND POLICE DEPARTMENT, AT AN APPROXIMATE-AGGREGATE COST OF SIX HUNDRED THOUSAND DOLLARS (\$660,000) FROM VARIOUS COMPETITIVELY SELECTED VENDORS, PIGGYBACKING COMPETITIVE AWARDS ISSUED BY THE FLORIDA SHERIFFS ASSOCIATION, UNDER THE CAB & CHASSIS & OTHER FLEET EQUIPMENT BID AWARD NUMBER FSA16-VEH14.0 AND THE POLICE RATED, ADMINISTRATIVE, UTILITY VEHICLES, TRUCKS & VANS BID AWARD NUMBER FSA16-VEL24.0; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Elected City Clerk, read the Resolution title for the record. Motion made by Councilwoman Keys to move the item. Seconded by Councilman Desulme. Council voted; **passed 5 - 0.**

TAB O – PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING THE EVALUATION COMMITTEE’S RESULTS AND THE SELECTION OF WADE TRIM, INC., FOR COMPLIANCE MANAGEMENT SERVICES IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN RFQ # 34-15-16 COMPLIANCE MANAGEMENT SERVICES FOR FORMER MUNISPORT LANDFILL SITE; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED NINETY TWO THOUSAND SIXTY NINE DOLLARS AND FORTY FOUR CENTS (\$292,069.44) ANNUALLY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Withdrawn

TAB P – Resolution no. 2017-R-33 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING A SECOND AMENDMENT TO THE COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND LITTLE HAITI HOUSING ASSOCIATION, INC. D/B/A HAITIAN AMERICAN COMMUNITY DEVELOPMENT CORPORATION TO ALLOW FOR AN EXTENSION TO THE TERM OF THE AGREEMENT AND PROJECT COMPLETION DATE; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Michael Etienne, Elected City Clerk, read the Resolution title for the record. Motion made by Vice Mayor Galvin to move the item. Seconded by Councilman Bien-Aime. Council voted; **passed 5 - 0.**

TAB Q – Resolution no. 2017-R-20 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, ADOPTING THE MIAMI-DADE COUNTY LOCAL MITIGATION STRATEGY; AS ADOPTED ON JUNE 30, 2012 AND AS MAY BE AMENDED FROM TIME TO TIME; AUTHORIZING THE CITY MANAGER TO IDENTIFY AND PRIORITIZE HAZARD MITIGATION GRANT PROGRAM PROJECTS TO BECOME A PART OF THE LOCAL AND STATEWIDE HAZARD MITIGATION STRATEGY; AND PROVIDING FOR EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Elected City Clerk, read the Resolution title for the record. Motion made by Vice Mayor Galvin to move the item. Seconded by Mayor Joseph. Council voted; **passed 5 - 0.**

TAB R – Resolution no. 2017-R-35 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, AUTHORIZING THE CITY MANAGER TO ACCEPT CONVEYANCE OF A RIGHT-OF-WAY DEED, IN SUBSTANTIALLY THE ATTACHED FORM, AND AUTHORIZING THE RECORDATION OF SAID DEED IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Michael Etienne, Elected City Clerk, read the Resolution title for the record. Motion made by Vice Mayor Galvin to move the item. Seconded by Mayor Smith. Council voted; **passed 5 - 0.**

TAB S – Resolution no. 2017-R-36 - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, APPROVING AND AMENDING 2016-2017 COMMUNITY DEVELOPMENT BLOCK GRANT (“CDBG”) AND HOME INVESTMENT PARTNERSHIP GRANT (“HOME”) ACTION PLANS TO ALLOW THE ALLOCATION OF RECAPTURED FUNDS IN THE AMOUNT OF THIRTY ONE THOUSAND SIX HUNDRED FORTY TWO DOLLARS AND FIFTEEN CENTS (\$31,642.15) TO THE CDBG AND HOME SINGLE-FAMILY REHABILITATION PROGRAMS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Elected City Clerk, read the Resolution title for the record. Motion made by Vice Mayor Galvin to move the item. Seconded by Councilman Desulme. Council voted; **passed 5 - 0.**

LEGISLATIVE MATTERS

ORDINANCES – SECOND READING – NONE

ORDINANCES – FIRST READING - NONE

QUASI-JUDICIAL ITEM(S)

TAB T – PROPOSED ORDINANCE FIRST READING OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING A SMALL SCALE LAND USE PLAN AMENDMENT TO THE CITY OF NORTH MIAMI 2036 FUTURE LAND USE MAP - FUTURE LAND USE ELEMENT, FOR A PROPERTY CONSISTING OF APPROXIMATELY 4.13 ACRES IN SIZE LOCATED AT 1850 NORTHEAST 123RD STREET WITH MIAMI-DADE COUNTY FOLIO NUMBER 06-2123-000-0050, CHANGING THE FUTURE LAND USE DESIGNATION FROM ‘COMMERCIAL/OFFICE’ TO ‘MIXED USE HIGH’, TO ALLOW FOR THE PROPOSED DEVELOPMENT OF THE VACANT PROPERTY SITE IN A MANNER CONSISTENT WITH THE INTENT OF THE CITY OF NORTH MIAMI COMPREHENSIVE PLAN AND IN ACCORDANCE WITH SECTIONS 163.3184(11) AND 163.3187, FLORIDA STATUTES, AND SECTIONS 3-1105, 3-1106 AND 3-1109B OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS; FURTHER AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE SUBJECT SMALL SCALE LAND USE PLAN AMENDMENT, AS REQUIRED BY FLORIDA LAW; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND FOR AN EFFECTIVE DATE.

Michael Etienne, City Clerk, read the Ordinance title for the record. Motion made by Councilman Desulme to move the item with the declaration of restriction attached. Seconded by Vice Mayor Galvin. Council voted by roll call vote; **failed 2 – 3.** Mayor Joseph, Councilwoman Keys and Councilman Bien-Aime voted NO.

REQUESTS-PETITIONS-COMMUNICATIONS

CITIZENS' FORUM

- A variety of residents spoke on issues of interest.

COUNCIL REPORTS

- REPORTED:
 - Vice Mayor Galvin
- NO REPORTS

- Councilwoman Keys
- Councilman Bien-Aime
- Councilman Desulme
- Mayor Joseph

CITY CLERK'S REPORT – REPORTED

CITY ATTORNEY'S REPORT - NONE

CITY MANAGER'S REPORT - NONE

ADJOURNMENT

- Meeting adjourned at 9:55 pm.