

**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 MEETING

TUESDAY, JANUARY 14, 2014  
7:00 P.M.

**1. PLEDGE OF ALLEGIANCE**

*(Jazmin Felix, F.I.U. student )*

**2. INVOCATION**

*(Pastor Mireille Michel Simon, House of the Living God)*

**3. CALL TO ORDER / ROLL CALL OF MEMBERS**

**4. ORDER OF BUSINESS** (Additions/Deletions/Amendments/Deferrals)

**5. SPECIAL PRESENTATION(s)**

- ◆ Recognition by Mayor Lucie M. Tondreau to *John Stembridge of Stembridge Furniture* for his donation of a living room set to a North Miami Family featured in the Miami Herald Wishbook Article.
- ◆ Recognition by Mayor Lucie M. Tondreau to *Cool & Dre* for their successful toy distribution held in North Miami on December 21, 2013.
- ◆ Recognition by Mayor Lucie M. Tondreau to the winners of the *Real McCoy's Holiday Décor*
- ◆ Recognition by Councilwoman Marie E. Steril to *Manny Perez of Fedex* for their in-kind donation of the delivery of the toys in Haiti for her 9<sup>th</sup> Annual Toy Drive.

**6. CITY EVENTS – ANNOUNCEMENT**

**7. CITY PROJECTS 2014 UPDATE**

**8. CITIZENS' FORUM**

**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 C 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 C BE ADOPTED...”

**[TAB A]**

APPROVAL OF MINUTES – Regular Council Meeting – December 10, 2013

*Sponsored by: Michael A. Etienne, City Clerk*

**[TAB B]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE RETIREMENT OF POLICE DOG DIEGO AND AWARING POLICE DOG DIEGO TO POLICE OFFICER OTONIEL FERNANDEZ; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Marc Elias, Jr., Chief of Police*

**[TAB C]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SELECTION OF SUN RECYCLING, LLC, AS CONTRACTOR FOR THE PROVISION OF RECYCLABLE WASTE PROCESSING SERVICES IN ACCORDANCE WITH THE INVITATION FOR BID NUMBER 50-12-13; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE A RECYCLING SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE SELECTED CONTRACTOR FOR A TERM OF TWO (2) YEARS AND FOR A SOURCE OF REVENUE TO THE CITY IN THE AMOUNT OF TWENTY-THREE DOLLARS (\$23.00) PER TON OF PROGRAM RECYCLABLE MATERIALS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

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

**10.A. RESOLUTIONS**

**[TAB D]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM AWARD AMOUNT PER ELIGIBLE PROPERTY UNDER THE NORTHWEST 7TH AVENUE COMMERCIAL FAÇADE PROGRAM GUIDELINES FROM EIGHTY THOUSAND DOLLARS (\$80,000.00) TO ONE HUNDRED FIVE THOUSAND DOLLARS (\$105,000.00), IN ORDER TO PROVIDE ADDITIONAL ASSISTANCE FOR ONE (1) COMMERCIAL FAÇADE REHABILITATION PROJECT, FOR THE PROPERTY LOCATED AT 13090 NORTHWEST 7TH AVENUE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Tanya Wilson-Sejour, CP&D/Zoning Manager*

**[TAB E]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM AWARD AMOUNT PER ELIGIBLE PROPERTY UNDER THE NORTHWEST 7TH AVENUE COMMERCIAL FAÇADE PROGRAM GUIDELINES FROM EIGHTY THOUSAND DOLLARS (\$80,000.00) TO TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$225,000.00), IN ORDER TO PROVIDE ADDITIONAL ASSISTANCE FOR ONE (1) COMMERCIAL FAÇADE REHABILITATION PROJECT, FOR THE PROPERTY LOCATED AT 12955 NORTHWEST 7TH AVENUE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Tanya Wilson-Sejour, CP&D/Zoning Manager*

**[TAB F]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SOLE SOURCE SELECTION OF THE GOLDSTEIN ENVIRONMENTAL LAW FIRM, P.A., AS CONSULTANT FOR THE PROVISION OF ENVIRONMENTAL LEGAL AND CONSULTING SERVICES IN CONNECTION WITH THE BROWNFIELD AREA DESIGNATION OF CITY OF NORTH MIAMI PROPERTIES KNOWN AS RUCKS PARK, CLAUDE PEPPER PARK, AND BISCAYNE LANDING; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE AN AGREEMENT WITH THE SELECTED CONSULTANT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE PROVISION OF SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Tanya Wilson-Sejour, CP&D/Zoning Manager*

**10.B. LEGISLATIVE MATTERS**

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

**[NONE]**

**10.B.2. ORDINANCES – FIRST READING – [NONE]**

**10.C. QUASI-JUDICIAL ITEM(S)**

***(NOTE: Quasi-Judicial items will usually be Approve/Deny/Approve with Conditions.)***

***QUASI-JUDICIAL PUBLIC HEARINGS: PLEASE BE ADVISED THAT THE ABOVE ITEM(S) ON THE AGENDA ARE QUASI-JUDICIAL IN NATURE. IF YOU WISH TO COMMENT UPON ANY OF THESE ITEMS, PLEASE INDICATE THE TAB NUMBER YOU WOULD LIKE TO ADDRESS WHEN THE ANNOUNCEMENT REGARDING THE QUASI-JUDICIAL ITEM IS MADE. AN OPPORTUNITY FOR PERSON(S) TO SPEAK ON EACH ITEM WILL BE MADE AVAILABLE AFTER THE APPLICANT AND STAFF HAS MADE THEIR PRESENTATIONS ON EACH ITEM.***

***SWEARING IN: ALL TESTIMONY, INCLUDING PUBLIC TESTIMONY AND EVIDENCE, WILL BE MADE UNDER OATH OR AFFIRMATION. ADDITIONALLY, EACH PERSON WHO GIVES TESTIMONY MAY BE SUBJECT TO CROSS-EXAMINATION. IF YOU DO NOT WISH TO BE EITHER CROSS-EXAMINED OR SWORN, YOUR TESTIMONY WILL BE GIVEN ITS DUE WEIGHT. THE GENERAL PUBLIC WILL NOT BE PERMITTED TO CROSS-EXAMINE WITNESSES, BUT THE PUBLIC MAY REQUEST THE COUNCIL TO ASK QUESTIONS OF STAFF OR WITNESSES ON THEIR BEHALF. THE FULL AGENDA PACKET ON EACH ITEM IS HEREBY ENTERED INTO THE RECORD. PERSONS REPRESENTING ORGANIZATIONS MUST PRESENT EVIDENCE OF THEIR AUTHORITY TO SPEAK FOR THE ORGANIZATION. FURTHER DETAILS OF THE QUASI-JUDICIAL***

**PROCEDURES MAY BE OBTAINED FROM THE CLERK. (IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER BEFORE ADDRESSING THE COUNCIL ON ANY OF THE FOLLOWING ITEMS). AT THIS TIME, COUNCILMEMBERS MUST DISCLOSE ANY EX-PARTE COMMUNICATIONS CONCERNING ANY ITEMS ON THE AGENDA. AT THIS TIME, THE CLERK WILL SWEAR IN ANY PERSON WHO WISHES TO TESTIFY ON ANY QUASI-JUDICIAL ITEM.**

## **11. REQUESTS – PETITIONS – COMMUNICATIONS**

### **[TAB G]**

DISCUSSION AND APPROVAL FOR EXPENDITURE FROM THE LAW ENFORCEMENT TRUST FUND (LETF) TO BE UTILIZED FOR COMMUNITY PROJECTS AND EVENTS, NECESSARY TO PROMOTE POSITIVE POLICE IMAGE, CRIME PREVENTION AND OTHER LAW ENFORCEMENT PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Marc Elias, Jr., Chief of Police*

### **[TAB H]**

DISCUSSION AND APPROVAL IN SUPPORT OF MIAMI-DADE COUNTY LEAGUE OF CITIES TO PURCHASE A TABLE IN THE AMOUNT OF \$1,500 FOR ITS ANNUAL INSTALLATION GALA, FEBRUARY 8, 2014.

*Sponsored by: Mayor Lucie M. Tondreau*

### **[TAB I]**

DISCUSSION AND APPROVAL IN SUPPORT OF THE HAITIAN AMERICAN LEADERSHIP ORGANIZATION (HALO) TO PURCHASE A TABLE IN THE AMOUNT OF \$1,800 FOR ITS 9<sup>TH</sup> ANNUAL HALO CULTURAL NIGHT, JANUARY 18, 2014.

*Sponsored by: Mayor Lucie M. Tondreau*

## **12. COUNCIL REPORTS**

Councilwoman Carol Keys, Esq.

Vice-Mayor Scott Galvin

Councilman Philippe Bien-Aime

Councilwoman Marie Erlande Steril

Mayor Lucie M. Tondreau

## **13. CITY CLERK'S REPORT**

## **14. CITY ATTORNEY'S REPORT**

## **15. CITY MANAGER'S REPORT**

## **16. 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. 12142.

• IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL N FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED MAY CONTACT THE TDD LINE AT (305) 893-7936. ANY DECISION 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.

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**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