



City Hall | 2<sup>nd</sup> Floor | Council Chambers

776 NE 125<sup>TH</sup> Street

North Miami, FL 33161

**1. CALL TO ORDER / ROLL CALL**

**2. PLEDGE OF ALLEGIANCE**

(Officer *Mercy Noel*, North Miami Police Department)

**3. INVOCATION**

(Pastor *Richard Dunn*, Faith Community Baptist Church)

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

**5. SPECIAL PRESENTATION(S)**

◆ Certificate of Commendation presented to *Lucia M. Gonzalez*, North Miami Public Library Director in honor of National Reading Month

◆ Certificate of Commendation presented to MOCA's Young Adult Program in honor of Youth Art Month

**6. CITY EVENTS – ANNOUNCEMENT**

**7. CITY PROJECT(S) UPDATE**

**8. CONSENT AGENDA**

***UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS A THROUGH D 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 D BE ADOPTED..."***

**[TAB A]**

APPROVAL OF MINUTES – Regular Council Meeting – March 14, 2017

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

**[TAB B]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING 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 FOR A GRANT FROM THE OCCUPANT PROTECTION AND CHILD SAFETY PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES; PROVIDING FOR AN EFFECTIVE DATE.

*Sponsored by: City Administration*

*Responsible Staff Person: Natasha Colebrook-Williams, Chief of Staff*

**[TAB C]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, 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; PROVIDING AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Natasha Colebrook-Williams, Chief of Staff*

**[TAB D]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ACCEPT A SPECIAL WARRANTY DEED, IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE CONVEYANCE OF A RIGHT-OF-WAY ALONG CITY ROAD NW 15TH AVENUE IN CONNECTION WITH THE WAIVER OF PLAT FOR THE PROPERTY OWNED BY LIVELY STONE CHURCH OF MIAMI, LOCATED AT 13855 NW 15TH AVENUE AND LEGALLY IDENTIFIED WITH MIAMI-DADE COUNTY FOLIO NUMBER 06-2123-000-0060, AND FURTHER AUTHORIZING THE RECORDATION OF SAID SPECIAL WARRANTY DEED IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Tanya Wilson-Sejour, Planning, Zoning, and Development Director*

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

**9. A. RESOLUTIONS**

**[TAB E]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SUPPORTING THE MIAMI-DADE TRANSPORTATION PLANNING ORGANIZATION’S (“TPO”) TRANSIT EXPANSION THROUGH THE STRATEGIC MIAMI AREA RAPID TRANSIT (“SMART”) PLAN, PRIORITIZING THE NORTHEAST CORRIDOR AND URGING THE TPO AND MIAMI-DADE COUNTY TO PURSUE CREATIVE FUNDING SOLUTIONS TO IMPLEMENT THE SMART PLAN; AND PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

*Sponsored by: Mayor Smith Joseph, D.O., Pharm.D.*

**[TAB F]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ENACT SB 276, HB 275 OR SIMILAR LEGISLATION THAT WOULD CREATE A STATE WORK OPPORTUNITY TAX CREDIT TO PROVIDE AN ADDITIONAL CREDIT AGAINST THE CORPORATE INCOME TAX FOR BUSINESSES THAT HIRE CERTAIN PERSONS CONVICTED OF A FELONY; AND PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

*Sponsored by: Mayor Smith Joseph, D.O., Pharm.D.*

**[TAB G]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SELECTION OF THERMAL CONCEPTS, INC., AS THE LOWEST-RESPONSIVE AND RESPONSIBLE BIDDER TO PROVIDE ALL LABOR, EQUIPMENT, MATERIALS, SERVICES AND EXPERTISE REQUIRED FOR THE INSTALLATION OF AIR CONDITIONING UNITS, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN INVITATION FOR BID NO. 11-16-17 AIR CONDITIONING UNITS FOR NORTH MIAMI PUBLIC LIBRARY AND MUSEUM OF CONTEMPORARY ART, AS AMENDED; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THERMAL CONCEPTS, INC., FOR THE PROVISION OF SERVICES IN AN AMOUNT NOT TO

EXCEED ONE HUNDRED SIXTY-FIVE THOUSAND EIGHT HUNDRED DOLLARS (\$165,800.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Alberto Destrade, Purchasing Director*

## **9. B. LEGISLATIVE MATTERS**

### **9. B. i. ORDINANCES – SECOND READING – NONE**

### **9. B. ii. ORDINANCES – FIRST READING**

#### **[TAB H]**

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 CREATE SECTION 5-35 ENTITLED, “PERMITTED BUILDING CONSTRUCTION HOURS” AND SECTION 5-36 ENTITLED, “CONSTRUCTION SITE MAINTENANCE”, TO INCLUDE CONSTRUCTION HOURS AND REGULATIONS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE.

*Sponsored by: City Administration*

*Responsible Staff Person: Stephen J. Pizzillo, Building Director*

#### **[TAB I]**

PROPOSED ORDINANCE (**FIRST READING**) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 12 OF THE CITY CODE OF ORDINANCES, ENTITLED “NUISANCES”, ARTICLE IV, ENTITLED “NOISES” SPECIFICALLY AT SECTION 12-15, ENTITLED “SPECIFIC PROHIBITIONS” TO PROHIBIT NOISE OUTSIDE OF THE AUTHORIZED CONSTRUCTION HOURS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

*Sponsored by: City Administration*

*Responsible Staff Person: Stephen J. Pizzillo, Building Director*

#### **[TAB J]**

PROPOSED ORDINANCE (**FIRST READING**) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES, ENTITLED “GARBAGE AND TRASH” TO INCLUDE PROVISIONS FOR REGULATION OF LITTERING, UNSOLICITED ADVERTISING MATERIALS AND MAINTENANCE STANDARDS FOR DUMPSTER ENCLOSURES; ESTABLISHING STANDARDS FOR ISSUANCE OF NONEXCLUSIVE FRANCHISE PERMITS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

*Sponsored by: City Administration*

*Responsible Staff Person: Larry M. Spring, Jr., City Manager*

### **9. C. QUASI-JUDICIAL ITEM(S) – NONE**

## **10. REQUESTS-PETITIONS-COMMUNICATIONS**

#### **[TAB K]**

DISCUSSION AND CONSIDERATION TO RESCHEDULE THE REGULAR COUNCIL MEETING OF TUESDAY, APRIL 11, 2017, TO WEDNESDAY, APRIL 12, 2017, AS A SPECIAL COUNCIL MEETING DUE TO PASSOVER OBSERVATION.

*Sponsored by: City Administration*

*Responsible Staff Person: Larry M. Spring, Jr., City Manager*

## 11. CITIZENS' FORUM

## 12. COUNCIL REPORTS

Mayor Smith Joseph, D.O., Pharm.D.  
Vice Mayor Scott Galvin  
Councilman Philippe Bien-Aime  
Councilman Alix Desulme  
Councilwoman Carol Keys, Esq.

## 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 CODE SECTIONS 2-401, ALL LOBBYISTS SHALL REGISTER WITH THE OFFICE OF THE CITY CLERK WITHIN FIVE (5) BUSINESS DAYS OF BEING RETAINED AS A LOBBYIST OR BEFORE ENGAGING IN ANY LOBBYING ACTIVITIES, WHICHEVER SHALL COME FIRST.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THE IN PROCEEDING SHOULD CONTACT THE OFFICE OF THE CITY CLERK NO LATER THAN 4 DAYS PRIOR TO THE PROCEEDING. TELEPHONE NUMBER (305) 893-6511, EXT. 12145. FOR ASSISTANCE; IF HEARING IMPAIRED TELEPHONE THE 711 OR MAY CONTACT 1-800-955-8771 FOR THE FLORIDA RELAY SERVICE FOR ASSISTANCE.

IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THE CITY OF NORTH MIAMI 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, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM MAY CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, EXT. 12145. THE ENTIRE AGENDA PACKET CAN ALSO BE FOUND ON THE CITY'S WEBSITE AT [WWW.NORTHMIAMIFL.GOV](http://WWW.NORTHMIAMIFL.GOV).

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. 125TH STREET, NORTH MIAMI, FL 33161, 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 (con't)

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