



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**

(Sgt. *Carlos Miranda*, North Miami Police Department)

**3. INVOCATION**

(Father *Patrick Charles*, St. Stephen Protomartyr Catholic Church)

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

**5. SPECIAL PRESENTATION(S)**

◆ Proclamation presented to Dr. *Gilbert W. Leung* of Leung Medical & Dental Care Center in honor of National Diabetes Awareness Month

**6. CITY EVENTS – ANNOUNCEMENT**

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

**8. HURRICANE PREPAREDNESS**

**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 I 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 I BE ADOPTED...”***

**[TAB A]**

APPROVAL OF MINUTES – Regular Council Meeting – October 24, 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, URGING PARQUES REUNIDOS SERVICIOS CENTRALES, S.A., THE OWNER AND OPERATOR OF MIAMI SEAQUARIUM, TO RETIRE LOLITA, THE ENDANGERED ORCA WHALE, FROM HER SMALL TANK AT MIAMI SEAQUARIUM AND MOVE HER TO A SEA PEN IN THE PACIFIC NORTHWEST AS SOON AS POSSIBLE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

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

**[TAB C]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE “DECLARATION OF A STATE OF EMERGENCY” IMPOSED BY THE CITY MANAGER ON SEPTEMBER 5, 2017 AND THE “TERMINATION OF A STATE OF

EMERGENCY” ISSUED DUE TO HURRICANE IRMA; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

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

**[TAB D]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE A RENEWAL AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND TYLER TECHNOLOGIES, INC., TO CONTINUE TO PROVIDE THE CITY WITH SERVICES TO THE ENTERPRISE WIDE SOFTWARE SYSTEM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Ricardo Castillo, Information Technology Director*

**[TAB E]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A CHANGE ORDER TO R.P. UTILITY & EXCAVATION CORP., IN THE AMOUNT OF THIRTY THREE THOUSAND ONE HUNDRED TWENTY-FOUR DOLLARS AND TWENTY-TWO CENTS (\$33,124.22), TO ENCOMPASS THE ADDITIONAL COST REQUIRED TO COMPLETE THE N.E. 6TH AVENUE WATER MAIN IMPROVEMENTS PROJECT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Wisler Pierre-Louis, Public Works Director*

**[TAB F]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE CITY MANAGER’S EMERGENCY PROCUREMENT AND ISSUANCE OF A PURCHASE ORDER TO PROFESSIONAL SERVICE INDUSTRIES, INC., IN AN AMOUNT NOT TO EXCEED EIGHTY ONE THOUSAND EIGHT HUNDRED FORTY DOLLARS (\$81,840.00), TO PROVIDE AIR MONITORING AND INDOOR AIR QUALITY ASSESSMENT AT CAGNI PARK AND NORTH MIAMI MIDDLE SCHOOL; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Alberto Destrade, Purchasing Director*

**[TAB G]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO EXECUTE A RENEWAL AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND RECYCLE REWARDS, INC., TO CONTINUE TO PROVIDE THE CITY WITH RECYCLE REWARD SERVICES AT COST NOT TO EXCEED FIFTY THOUSAND DOLLARS (\$50,000.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Alberto Destrade, Purchasing Director*

**[TAB H]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE A SECOND OPTION TO RENEW A/C REPAIR & MAINTENANCE SERVICES AGREEMENT BETWEEN THE

CITY OF NORTH MIAMI AND COOL-BREEZE AIR CONDITIONING CORPORATION, FOR THE PREVENTIVE MAINTENANCE AND ON-CALL REPAIR SERVICES OF ALL AIR CONDITIONING SYSTEMS AND CENTRAL UNITS OPERATING IN CITY FACILITIES, ON AN AS NEEDED, WHEN NEEDED BASIS, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE INVITATION FOR BIDS NO. 02-13-14 AIR CONDITIONING REPAIR & MAINTENANCE SERVICES CITY-WIDE, FOR A PERIOD OF ONE (1) YEAR AT A COST NOT TO EXCEED EIGHTY THOUSAND DOLLARS (\$80,000.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Alberto Destrade, Purchasing Director*

## **[TAB I]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO GENUINE PARTS COMPANY/NAPA INTEGRATED BUSINESS SOLUTIONS, PIGGYBACKING AN AGREEMENT AWARD PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE FLEET-RELATED MAINTENANCE EQUIPMENT, SUPPLIES, SERVICES, AND INVENTORY MANAGEMENT SOLUTIONS – CONTRACT NO. 061015-GPC, NECESSARY TO MAINTAIN AND IMPROVE THE CITY’S VEHICLE FLEET, ON AN AS-NEEDED BASIS, AT A COST NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) ON AN ANNUAL BASIS ; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Alberto Destrade, Purchasing Director*

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

### **10. A. RESOLUTIONS**

## **[TAB J]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO SUBMIT AN APPLICATION IN ORDER TO OBTAIN PROJECT FINANCING UNDER THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION STATE REVOLVING FUND PROGRAM (SRF) FOR THE WINSON WATER TREATMENT PLANT FILTER REHABILITATION PROJECT; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) IN ORDER TO OBTAIN SRF FINANCING; ESTABLISHING PLEDGED REVENUES, DESIGNATING AUTHORIZED REPRESENTATIVES, AND PROVIDING ASSURANCES OF COMPLIANCE WITH PROGRAM REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Wisler Pierre-Louis, Public Works Director*

## **[TAB K]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY ATTORNEY TO TAKE ALL LEGAL ACTION NECESSARY, INCLUDING INITIATING ANY AND ALL LITIGATION, IN LAW OR IN EQUITY, TO FORECLOSE ON THE PROPERTY LOCATED AT 13750 N.W. 6 COURT, NORTH MIAMI, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Larry Juriga, Interim Police Chief*

## [TAB L]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF THE CAMPUS DEVELOPMENT AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, IN ACCORDANCE WITH SECTION 1013.30, FLORIDA STATUTES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

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

## [TAB M]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE PROPOSED UPDATED COMMUNITY PLANNING & DEVELOPMENT COST RECOVERY SCHEDULE OF FEES, PURSUANT TO ARTICLE 3, DIVISION, 2, SECTION 3-202 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

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

## [TAB N]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ESTABLISH THE EMERGENCY UTILITIES ASSISTANCE PILOT PROGRAM, AS SPECIFIED IN EXHIBIT “A” TO PROVIDE EMERGENCY UTILITY ASSISTANCE TO QUALIFIED RESIDENTS; FURTHER AUTHORIZING THE MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: Councilman Alix Desulme, District 4*

**10. B. LEGISLATIVE MATTERS – NONE**

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

## [TAB O]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE VACATION, ABANDONMENT AND CLOSURE OF A PORTION OF A 15 FOOT WIDE ALLEYWAY LOCATED SOUTH AND ADJACENT TO THE SOUTHERN BOUNDARY LINE OF LOT 12, BLOCK 5, OF “SANS SOUCI ESTATES,” ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 50, PAGE 86, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY; FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE SALE OF THE SUBJECT ALLEYWAY, IN ACCORDANCE WITH CHAPTER 29, ARTICLE 3, DIVISION 9, CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS, AND TO TAKE ALL NECESSARY STEPS TO EFFECTUATE SAME; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

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

*(ITEM PULLED FROM AUGUST 22 , 2017 COUNCIL MEETING)*

**11. REQUESTS-PETITIONS-COMMUNICATIONS**

**12. CITIZENS’ FORUM**

### 13. COUNCIL REPORTS

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

### 14. CITY CLERK’S REPORT

### 15. CITY ATTORNEY’S REPORT

### 16. CITY MANAGER’S REPORT

### 17. 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.NORTHMIAMI.FL.GOV](http://WWW.NORTHMIAMI.FL.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