North Miami City Council

776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

Summary of Minutes Regular Council Meeting

TUESDAY, APRIL 22, 2014 Beginning 7:06 P.M.

PLEDGE OF ALLEGIANCE
(Stelzon Anaya, Miami-Dade College-North Campus)

INVOCATION
(Pastor Cheryl Sejour, Gateway Foursquare Church)

CALL TO ORDER / ROLL CALL OF MEMBERS

Mayor	**Tondreau**	**Here**
Council member	**Galvin**	**Here**
Council member	**Keys**	**Here**
Council member	**Steril**	**Here**
Vice Mayor	**Bien-Aime**	**Here**

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

Councilwoman Keys requested that [TAB E] to be removed from the consent agenda for discussion.

SPECIAL PRESENTATION(s)

Friends of the North Miami Public Library were recognized by Mayor and Council for their dedication to the North Miami Public Library. Then, Amigo's for Kids was recognized by Mayor and Council for their contribution in the field of Child Abuse.

CITY EVENTS – ANNOUNCEMENT

Ms. Pam Solomon announced upcoming events for the City of North Miami and advised all City events can be found on the City's website at: **www.northmiamifl.gov/celebrate**

CITY PROJECTS 2014 UPDATE – [NONE]

CITIZENS' FORUM

At the opening of the Citizen's Forum, residents came to the microphone and spoke on items of interest.

CONSENT AGENDA

Councilman Galvin made a motion to approve the consent agenda. The motion was seconded by Mayor Tondreau and passed by a 5-0 vote.

"...THAT THE CONSENT AGENDA COMPRISED OF TABS _A_ THROUGH _D_ WERE ADOPTED..."

[TAB A] Approved

APPROVAL OF MINUTES – Regular Council Meeting – April 8, 2014

[TAB B] Approved

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, URGING THE FLORIDA LEGISLATURE TO PASS DURING THE 2014 SESSION A STATEWIDE WAGE THEFT LAW MODELED AFTER THE MIAMI-DADE, BROWARD, AND ALACHUA COUNTY WAGE THEFT ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

[TAB C] Approved

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING 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 UNITED STATES DEPARTMENT OF JUSTICE FOR GRANT FUNDS TO BE USED TOWARD THE PURCHASE OF BULLET PROOF VESTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

[TAB D] Approved

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

[TAB E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING 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 UNITED STATES DEPARTMENT OF TRANSPORTATION FOR A GRANT FROM THE TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

A motion made by Vice-Mayor Bien-Aime to approve [TAB E] was seconded by Councilman Galvin and passed by 5-0 vote.

[TAB F]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE A LOCALLY FUNDED AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE INSTALLATION OF PATTERNED-PAVEMENT CROSSWALKS AT THE INTERSECTIONS OF NORTHEAST 125TH STREET AND NORTHEAST 8TH AVENUE, NORTHEAST 9TH AVENUE, AND NORTHEAST 10TH AVENUE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

A motion made by Councilman Galvin to approve [TAB F] was seconded by Councilwoman Keys and passed by 5-0 vote.

[TAB G]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PATTERNED PAVEMENT CROSSWALKS & SIDEWALK PAVERS MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), IN SUBSTANTIALLY THE ATTACHED FORM, DESIGNATING AND SETTING FORTH

THE RESPONSIBILITIES OF EACH PARTY WITH REGARDS TO THE MAINTENANCE OF THE PATTERNED-PAVEMENT CROSSWALKS INSTALLED PURSUANT TO THE LOCALLY FUNDED AGREEMENT BETWEEN THE CITY AND FDOT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilman Galvin made a motion to approve [TAB G]. Mayor Tondreau seconded the motion, and it was approved by a 5-0 vote.

[TAB H]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE DEDICATION OF TWO (2) ADJACENT CITY OWNED PARCELS OF LAND BY FEE SIMPLE CONVEYANCE AND BY PERPETUAL EASEMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), ENCOMPASSING APPROXIMATELY TEN THOUSAND FIVE HUNDRED SIXTY-FIVE (10,565) SQUARE FEET, SITUATED ON THE NORTHBOUND LANES OF BISCAYNE BOULEVARD (A/K/A U.S. 1) AT THE INTERSECTION OF NORTHEAST 151ST STREET, TO WIDEN THE INTERSECTION FOR THE INSTALLATION OF A DEDICATED RIGHT-TURNING LANE AND TO PROVIDE MAINTENANCE OF THE DRAINAGE SLOPE; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO DO ALL THINGS NECESSARY INCLUDING THE EXECUTION OF ALL PERTINENT DOCUMENTS TO EFFECTUATE THE FEE SIMPLE CONVEYANCE AND THE PERPETUAL EASEMENT OF THE SUBJECT TWO (2) PARCELS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilman Galvin made a motion to approve [TAB H] and Mayor Tondreau seconded the motion which was approved by a 5-0 vote.

[TAB I]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPOINTING MR. ALEEM A. GHANY, P.E., AS THE INTERIM CITY MANAGER UNTIL SUCH TIME AS A PERMANENT CITY MANAGER IS APPOINTED BY THE MAYOR AND CITY COUNCIL; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Councilwoman Steril made a motion to pay Mr. Aleem Ghany his based salary as Public Works Director Plus 10% for his salary as the Interim City Manager. Councilman Galvin made an amendment to this motion and proposed to pay Mr. Ghany $140,000.00 a year as Interim City Manager. This motion was seconded by Councilwoman Steril and passed by a 3-2 vote. Council members Bien-Aime and Keys voted No.

[TAB J]

PROPOSED ORDINANCE ***(SECOND READING)*** OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT REGULATIONS", ARTICLE 2, ENTITLED "DECISION-MAKING AND ADMINISTRATIVE BODIES", DIVISIONS 2 THROUGH 4, SPECIFICALLY AT SECTIONS 2-202, 2-302, AND 2-402, BY AMENDING TERMS OF OFFICE TO ALLOW FOR THE TERMS OF PLANNING COMMISSION, BOARD OF ADJUSTMENT, AND BUSINESS DEVELOPMENT BOARD MEMBERS TO BE COTERMINOUS WITH THE TERM OF THE APPOINTING COUNCILMEMBER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

A motion made by Councilwoman Keys to approve [TAB J] was seconded by Mayor Tondreau and approved by a 4-0 vote. Vice-Mayor Bien-Aime was away from the dais during the call. When he returned to the dais the clerk called on his vote, and he voted (yes) to make the final vote 5-0

[TAB K]

PROPOSED ORDINANCE ***(SECOND READING)*** OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AMENDING CHAPTER 16 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "PUBLIC PLACES", ARTICLE II, ENTITLED "PUBLIC LIBRARY", SPECIFICALLY AT SECTION 16-17, BY AMENDING TERMS OF OFFICE TO ALLOW FOR THE TERMS OF LIBRARY BOARD MEMBERS TO BE COTERMINOUS WITH THE TERM OF THE APPOINTING COUNCILMEMBER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

A motion made by Councilwoman Keys to approve [TAB K] was seconded by Mayor Tondreau and approved by a 4-0 vote. Vice-Mayor Bien-Aime was away from the dais during the call. When he returned to the dais the clerk called on his vote, and he voted (yes) to make the final vote 5-0

[TAB L]

PROPOSED ORDINANCE ***(SECOND READING)*** OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA AMENDING CHAPTER 15 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "PERSONNEL, PENSIONS AND RETIREMENT", ARTICLE I, ENTITLED "DEPARTMENT OF PERSONNEL", SPECIFICALLY AT SECTION 15-4, BY AMENDING THE TERMS OF OFFICE FOR PERSONNEL BOARD MEMBERS APPOINTED BY CITY COUNCILMEMBERS TO BE COTERMINOUS WITH THE TERM OF THE APPOINTING COUNCILMEMBER; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

A motion made by Councilwoman Keys to approve [TAB L] was seconded by Mayor Tondreau and approved by a 4-0 vote. Vice-Mayor Bien-Aime was away from the dais during the call. When he returned to the dais the clerk called on his vote, and he voted (yes) to make the final vote 5-0

COUNCIL REPORTS

Councilwoman Carol Keys, Esq.
Gave a report.

Councilman Scott Galvin
Gave a report.

Councilwoman Marie Erlande Steril
Gave a report.

Vice-Mayor Philippe Bien-Aime
Gave a report.

Mayor Lucie M. Tondreau
Gave a report.

CITY CLERK'S REPORT

No report

CITY ATTORNEY'S REPORT
No report

CITY MANAGER'S REPORT
Gave a report

ADJOURNMENT 8:24 PM