

CITY OF NORTH MIAMI CITY COUNCIL REGULAR COUNCIL MEETING PACKET AUGUST 27, 2019 07:00 PM

<u>City Council:</u> Mayor Philippe Bien-Aime Vice Mayor Carol Keys, Esq. Councilman Scott Galvin Councilwoman Mary Estimé-Irvin Councilman Alix Desulme, Ed.D.

City of North Miami 776 NE 125 Street North Miami, FL 33161 Phone 305-893-6511 www.northmiamifl.gov



776 NE 125TH Street North Miami, FL 33161

1. CALL TO ORDER / ROLL CALL

2. PLEDGE OF ALLEGIANCE

(Det. Osvald Salien, North Miami Police Department)

3. INVOCATION

(Pastor *Derek Allen*, Christ Centered Church)

4. ORDER OF BUSINESS

(Additions/Deletions/Amendments/Deferrals)

5. SPECIAL PRESENTATION(S)

6. CITY EVENT(S) - ANNOUNCEMENT

7. CITY PROJECT(S) UPDATE - NONE

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 <u>A</u> THROUGH <u>F</u> CONSTITUTE THE CONSENT AGENDA. THESE RESOLUTIONS AND ITEMS ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. THESE ITEMS WILL BE RECORDED AS INDIVIDUALLY NUMBERED RESOLUTIONS, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION: "...THAT THE CONSENT AGENDA COMPRISED OF TABS <u>A</u> THROUGH F ADOPTED..."

[TAB A]

APPROVAL OF MINUTES -- Regular Council Meeting -- July 9, 2018 Sponsored by: Vanessa Joseph, Esq., City Clerk Attachment: TAB A - 7.28.19.pdf

[TAB B]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA APPROVING THE EXECUTION OF A STATEWIDE MUTUAL AID AGREEMENT WITH THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT TO PROVIDE FOR DISASTER RESPONSE AND RECOVERY; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Angelo M. Brinson, II, Emergency Management Manager

Attachment: TAB B - 7.28.19.pdf

[TAB C]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE OF THE CITY OF NORTH MIAMI, FLORIDA,

AUTHORIZING THE CITY MANAGER TO EXECUTE A LANDSCAPE AND MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE VILLAGE OF BISCAYNE PARK, IN SUBSTANTIALLY THE ATTACHED FORM, DESIGNATING AND SETTING FORTH THE RESPONSIBILITIES OF EACH PARTY WITH REGARDS TO THE MAINTENANCE OF MEDIANS LOCATED ON NORTHEAST 121 STREET BETWEEN GRIFFING BOULEVARD AND 10 AVENUE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

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

Attachment: TAB C - 7.28.19.pdf

[TAB D]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, DECLARING SURPLUS CITY-OWNED RIGHTS-OF-WAY LOCATED ALONG I-95 AND 135TH STREET, ALSO KNOWN AS PARCEL NO. 117, AUTHORIZING THE CONVEYANCE OF SAME TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN ACCORDANCE WITH SECTION 7-145 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, FOR NO MONETARY CONSIDERATION, FOR IMPROVEMENTS ALONG THE I-95 CORRIDOR, AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE CONVEYANCE OF SAID PROPERTY INCLUDING THE EXECUTION OF DEEDS FOR SUCH PURPOSES; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Wisler Pierre-Louis, Public Works Director

Attachment: TAB D - 7.28.19.pdf

[TAB E]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MEMORANDUM OF AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, TO PROVIDE FOR THE CITY OF NORTH MIAMI'S PARTNERSHIP WITH THE HAITIAN AMERICAN COMPLETE COUNT COMMITTEE ("HACCC") TO ENSURE A COMPLETE AND ACCURATE COUNT OF SOUTH FLORIDA'S HARD TO COUNT HAITIAN COMMUNITY DURING THE 2020 CENSUS; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Larry M. Spring, Jr., City Manager

Attachment: <u>TAB E - 7.28.19.pdf</u>

[TAB F]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING A "SISTER CITY" AFFILIATION WITH THE CITY OF CROIX-DES-BOUQUETS, HAITI THROUGH THE SISTER CITIES PROGRAM; FURTHER AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE SAID "SISTER CITY" AFFILIATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: Councilwoman Mary Estimé-Irvin, District 3

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

Attachment: TAB F - 7.28.19.pdf

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

10. A. RESOLUTIONS

[TAB G]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO MATCH POINT, INC., AS THE SOLE

SOURCE DISTRIBUTOR OF LEAK DETECTION EQUIPMENT AND SOFTWARE, IN ACCORDANCE WITH SECTION 7-143 OF THE CITY CODE OF ORDINANCES, AT A COST NOT TO EXCEED THIRTY THOUSAND EIGHT HUNDRED NINETY-FIVE DOLLARS (\$30,895.00); PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Alberto Destrade, Purchasing Director

Attachment: TAB G - 7.28.19.pdf

[TAB H]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SELECTION OF V ENGINEERING & CONSULTING CORP., AS THE LOWEST, RESPONSIVE AND RESPONSIBLE CONTRACTOR TO PERFORM THE 125 STREET BEAUTIFICATION PROJECT, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN INVITATION FOR BID NO. 41-18-19, FURTHER RATIFYING THE EXECUTION OF AN AGREEMENT WITH V ENGINEERING & CONSULTING CORP., FOR THE PROVISION OF SERVICES IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY THOUSAND FIVE HUNDRED DOLLARS (\$120,500.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Alberto Destrade, Purchasing Director

Attachment: TAB H - 7.28.19.pdf

[TAB I]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND CRAVEN THOMPSON & ASSOCIATES, INC., TO INCLUDE CONSTRUCTION ADMINISTRATION SERVICES, AT A COST NOT TO EXCEED ONE HUNDRED FIFTY-NINE THOUSAND THREE HUNDRED EIGHTY-FIVE DOLLARS (\$159,385.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Alberto Destrade, Purchasing Director Attachment: TAB I - 7.28.19.pdf

[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 NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND TETRA TECH, INC., FOR SURVEYING, GEOTECHNICAL, UTILITY VERIFICATION, SUBSURFACE UTILITY EXPLORATION, DESIGN PERMITTING AND BID ASSISTANCE AND CONSTRUCTION ADMINISTRATION SERVICES FOR A FORCE MAIN REPLACEMENT PROJECT, IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FORTY-FIVE THOUSAND ONE HUNDRED TWENTY-EIGHT DOLLARS (\$345,128.00), PURSUANT TO REQUEST FOR QUALIFICATIONS #08-17-18 CONTINUING PROFESSIONAL ARCHITECTURAL & ENGINEERING SERVICES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Alberto Destrade, Purchasing Director

Attachment: <u>TAB J - 7.28.19.pdf</u>

[TAB K]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ESTABLISHING A PREQUALIFIED LIST OF CONTRACTORS FOR THE PROVISION OF HOME REPAIR SERVICES FOR THE CITY OF NORTH MIAMI RESIDENTIAL REHABILITATION PROGRAM, AT A COST NOT TO EXCEED TWO MILLION DOLLARS (\$2,000,000.00) ANNUALLY, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN REQUEST FOR QUALIFICATION NO. 32-17-18; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AGREEMENTS FOR THE PROVISION OF STATED SERVICES WITH THE SELECTED FIRMS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Alberto Destrade, Purchasing Director

Attachment: TAB K - 7.28.19.pdf

[TAB L]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE CITY ADMINISTRATION'S COMPETITIVE SELECTION OF SHORELINE FOUNDATION, INC., AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER TO PROVIDE THE INSTALLATION OF TREATED PILES AND WATERWAY CHANNEL MARKERS, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN INVITATION FOR BID NO. 50-18-19; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH SHORELINE FOUNDATION, INC., FOR THE PROVISION OF SERVICES, IN AN AMOUNT NOT TO EXCEED SIXTY-FOUR THOUSAND FIVE HUNDRED DOLLARS (\$64,500.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration Responsible Staff Person: Alberto Destrade, Purchasing Director

Attachment: TAB L - 7.28.19.pdf

10. B. LEGISLATIVE MATTER(S)

10. B. i ORDINANCES -- SECOND READING

10. B. ii ORDINANCES -- FIRST READING

[TAB M]

PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING AMENDMENTS TO VOLUME 1: GOALS, OBJECTIVES AND POLICIES OF THE CITY OF NORTH MIAMI 2016 COMPREHENSIVE PLAN, IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 163.3184(3), FLORIDA STATUTES (2018), AND CHAPTER 29, ARTICLE 3, DIVISION 11, SECTION 3-1102(A) & SECTIONS, 3-1105 THROUGH 3-1110 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES; SPECIFICALLY BY AMENDING THE FUTURE LAND USE ELEMENT TO: 1) CREATE A NEW NORTH MIAMI TRANSIT STATION OVERLAY DISTRICT WITH RELATED GOALS, OBJECTIVES AND POLICIES, AND 2) AT POLICY 1.2.1 TO ESTABLISH MAXIMUM DENSITY AND HEIGHT FOR THE NEW OVERLAY DISTRICT; AND AMENDING THE FUTURE LAND USE MAP TO REFLECT THE BOUNDARY OF THE NEW OVERLAY DISTRICT; PROVIDING FOR AN ADOPTION HEARING AND SUBSEQUENT TRANSMITTAL OF THE PROPOSED AMENDMENTS AND SUPPORTING DATA AND ANALYSES TO THE STATE LAND PLANNING AGENCY FOR A DETERMINATION OF COMPLETENESS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

Sponsored by: City Administration

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

Attachment: TAB M - 7.28.19.pdf

[TAB N]

PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, PROVIDING FOR TEXT AMENDMENTS TO CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES ENTITLED "LAND DEVELOPMENT REGULATIONS" BY AMENDING ARTICLE 4, "ZONING DISTRICTS" AND THE OFFICIAL ZONING MAP TO ESTABLISH THE NORTH MIAMI TRANSIT STATION OVERLAY DISTRICT; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND FOR AN EFFECTIVE DATE.

Sponsored by: City Administration

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

Attachment: <u>TAB N - 7.28.19.pdf</u>

[TAB O]

PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, PROVIDING FOR TEXT AMENDMENTS TO CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES ENTITLED "LAND DEVELOPMENT REGULATIONS" BY AMENDING ARTICLE 4, "ZONING DISTRICTS" AND THE OFFICIAL ZONING MAP TO ESTABLISH THE SPECIAL DEVELOPMENT AND TRANSIT-ORIENTED DEVELOPMENT OVERLAY DISTRICT; CLARIFYING THE BONUS DENSITY ALLOCATION PROVISIONS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND FOR AN EFFECTIVE DATE.

Sponsored by: City Administration

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

Attachment: TAB O - 7.28.19.pdf

[TAB P]

PROPOSED ORDINANCE (FIRST READING) ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, PROVIDING FOR TEXT AMENDMENTS TO CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES ENTITLED "LAND DEVELOPMENT REGULATIONS" BY AMENDING ARTICLE 5, "DEVELOPMENT STANDARDS", SPECIFICALLY AT SECTION 5-1405 TO REVISE THE STANDARDS FOR PARKING AND/OR STORAGE OF RECREATIONAL VEHICLES, BOATS/TRAILERS AND PERSONAL WATERCRAFT; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND FOR AN EFFECTIVE DATE.

Sponsored by: Vice Mayor Carol Keys, Esq. and Councilman Scott Galvin Responsible Staff Person: Tanya Wilson, Planning, Zoning, and Development Director

Attachment: TAB P - 7.28.19.pdf

10. C. QUASI-JUDICIAL ITEM(S)

[TAB Q]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ACTING AS THE ZONING APPEALS BOARD PURSUANT TO SECTION 2-501 OF THE LAND DEVELOPMENT REGULATIONS, CONSIDERING AN APPEAL OF A DENIAL OF AN APPLICATION FOR A SPECIAL EXCEPTION PERMIT PURSUANT TO ARTICLE 5, DIVISION 1, SECTION 5-101(E) OF THE LAND DEVELOPMENT REGULATIONS (LDRS) TO ALLOW A PROPOSED DRIVE-THROUGH IN CONNECTION WITH A WENDY'S RESTAURANT AT THE PROPERTY LOCATED AT 13400 N.E. 3 COURT IN THE C-1 DISTRICT; SAID SPECIAL EXCEPTION TO BE REVIEWED UNDER THE CRITERIA SET FORTH IN ARTICLE 3, DIVISION 5, SECTION 3-504 OF THE LDRS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson, Planning, Zoning, and Development Director Attachment: TAB Q - 7.28.19.pdf

11.REQUESTS-PETITIONS-COMMUNICATIONS

12.CITIZENS' FORUM

13.COUNCIL REPORTS

Mayor Philippe Bien-Aime

Vice Mayor Carol Keys, Esq. Councilman Alix Desulme, Ed.D. Councilwoman Mary Estimé-Irvin Councilman Scott Galvin

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 THIS PROCEEDING SHOULD CONTACT THE OFFICE OF THE CITY CLERK NO LATER THAN 4 DAYS PRIOR TO THE PROCEEDING. TELEPHONE NUMBER (305) 893-6511, EXT. 13000, FOR ASSISTANCE; IF HEARING IMPAIRED, TELEPHONE THE 711 OR YOU 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. 13000. THE ENTIRE AGENDA PACKET CAN ALSO BE FOUND ON THE CITY'S WEBSITE AT <u>WWW.NORTHMIAMIFL.GOV</u>.

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.

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 ESTATE 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