

**CITY OF MIAMI GARDENS
REGULAR CITY COUNCIL MINUTES
MARCH 8, 2013**

(A) CALL TO ORDER/ROLL CALL

The City Council for the City of Miami Gardens, Florida, met in regular session, Wednesday, May 8, 2013, beginning at 7:00 p.m., in the City Council Chambers, 1515 NW 167th Street, Building 5, suite 200, Miami Gardens, Florida.

The following members of the City Council were present: Mayor Oliver Gilbert, Vice Mayor Lisa C. Davis and Council members: Lillie Q. Odom, Rodney Harris and Dr. Erhabor Ighodaro. Councilwoman Felicia Robinson and Councilman David Williams Jr., arrived at 7:05 p.m.

(B) INVOCATION

Delivered by Mayor Gilbert

(C) PLEDGE OF ALLEGIANCE

Recited in unison.

(D) APPROVAL OF MINUTES

Regular City Council Minutes – April 24, 2013

Motion offered by Vice Mayor Davis, seconded by Councilwoman Odom to adopt the minutes, with necessary corrections, if any.

There being no discussion, the motion passed and carried by a unanimous vote of the members present.

(E) ORDER OF BUSINESS (Items to be pulled from Consent Agenda at this time)

Motion offered by Councilman Williams, seconded by Vice Mayor Davis to approve the official agenda as presented.

There being no discussion, the motion to approve passed and carried by a unanimous voice vote.

(F) SPECIAL PRESENTATIONS (5 minutes each)

F-1) Vice Mayor Davis – Mother’s Day Presentations

Vice Mayor Davis honored dedicated mothers who have provided outstanding service to the community: Rita Pierre, Rosetta Nelson, Edwina Pace and Flora Johnson.

F-2) Mayor Gilbert – Proclamation Older American Month

Mayor Gilbert presented this Proclamation to the City's Parks and Recreation Department.

F-3) Mayor Gilbert – Public Works Week

Mayor Gilbert presented this Proclamation to the Public Works Department

F-4) City Manager Dr. Crew – Employee Recognition

City Manager Crew presented Junior Ambresena, an employee with the IT Department, with the distinguished recognition as Employee of the Month.

Deputy Chief Miller presented _____ with the distinguished recognition as Officer of the Month for April 2013.

(G) PUBLIC COMMENTS

(H) ORDINANCE(S) FOR FIRST READING:

H-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RESCINDING ORDINANCE NO. 2008-19-155, AS AMENDED, WHICH CREATED THE CITY OF MIAMI GARDENS' PROGRESSIVE YOUNG ADULTS COMMITTEE; AUTHORIZING THE DELETION AND RESERVATION OF SECTIONS 2-312 THROUGH 2-317 OF THE CODE OF ORDINANCES; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT)

Attorney Dickens explained this item as well as the next two items was the outgrowth from the Strategic Planning Session.

Motion offered by Councilman Williams, seconded by Councilman Harris to adopt this item on first reading.

There being no discussion, the motion to adopt on first reading passed and carried by a 7-0 voice vote.

Councilman Harris:	Yes
Councilman Ighodaro:	Yes
Councilwoman Odom:	Yes
Councilwoman Robinson:	Yes
Councilman Williams:	Yes

CITY COUNCIL MINUTES, MAY 8, [2013]

Mayor Gilbert: Yes
Vice Mayor Davis: Yes

H-2) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RESCINDING ORDINANCE NO. 2010-28-236 WHICH CREATED THE CITY OF MIAMI GARDENS' PEOPLE WITH DISABILITIES ADVISORY COMMITTEE; AUTHORIZING THE DELETION AND RESERVATION OF SECTIONS 2-351 THROUGH 2-366 OF THE CODE OF ORDINANCES PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT)

Motion offered by Vice Mayor Davis, seconded by Councilman Williams to adopt this item on first reading.

There being no discussion, the motion to adopt on first reading passed and carried by a 7-0 voice vote.

Councilman Ighodaro: Yes
Councilwoman Odom: Yes
Councilwoman Robinson: Yes
Councilman Williams: Yes
Councilman Harris: Yes
Vice Mayor Davis: Yes
Mayor Gilbert: Yes

H-3) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RESCINDING ORDINANCE NO. 2009-12-14 WHICH CREATED THE CITY OF MIAMI GARDENS DR. MARTIN LUTHER KING, JR. HOLIDAY STEERING COMMITTEE; AUTHORIZING THE DELETION AND RESERVATION OF SECTIONS 2-285 THROUGH 2-317 OF THE CODE OF ORDINANCES; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT)

Motion offered by Mayor Gilbert, seconded by Councilman Williams and Councilwoman Odom to adopt this item on first reading.

CITY COUNCIL MINUTES, MAY 8, [2013]

Mayor Gilbert explained there will continue to be a MLK event committee, which will be comprised of staff.

There being no discussion, the motion to adopt on first reading passed and carried by a 7-0 voice vote.

Councilwoman Odom:	Yes
Councilwoman Robinson:	Yes
Councilman Williams:	Yes
Councilman Harris:	Yes
Vice Mayor Davis:	Yes
Councilman Ighodaro:	Yes
Mayor Gilbert:	Yes

(I) ORDINANCE(S) FOR SECOND READING/PUBLIC HEARING(S)

ORDINANCE NO. 2013-08-296

- I-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA AUTHORIZING THE BORROWING OF THREE MILLION SEVEN HUNDRED DOLLARS (\$3,700,000) FOR THE PURCHASE OF VEHICLES AND EQUIPMENT; PROVIDING FOR A SUPPLEMENTAL RESOLUTION SETTING FORTH THE DETAILS OF SUCH LEASE AGREEMENT; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER) (1ST Reading – April 24, 2013)

Mayor Gilbert opened the floor for this public hearing. After there were no interested parties to speak on this item, the public hearing closed.

Motion offered by Councilman Williams, seconded by Councilwoman Odom to adopt this item.

There being no discussion, the motion to adopt passed and carried by a 7-0 vote.

Councilwoman Odom:	Yes
Councilwoman Robinson:	Yes
Councilman Williams:	Yes
Vice Mayor Davis:	Yes
Councilman Harris:	Yes
Councilman Ighodaro:	Yes
Mayor Gilbert:	Yes

ORDINANCE NO. 2013-09-297

- I-2) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING CHAPTER 4, ARTICLE II, SECTION 4-40 OF THE CODE OF ORDINANCES (“SPECIAL EVENT REGULATIONS”), RELATING TO SPECIAL REQUIREMENTS FOR TENT SALES; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER) (1st Reading – April 24, 2013)

Mayor Gilbert opened the floor for the public hearing. After there were no interested parties to speak on this item, the public hearing closed.

Motion offered by Councilman Williams, seconded by Vice Mayor Davis to adopt this item.

There being no discussion, the motion to adopt passed and carried by a 7-0 vote.

Councilwoman Robinson:	Yes
Councilman Williams:	Yes
Vice Mayor Davis:	Yes
Councilman Harris:	Yes
Councilman Ighodaro:	Yes
Councilman Williams:	Yes
Mayor Gilbert:	Yes

- (J) RESOLUTION(S)/PUBLIC HEARING(S)
None

- (K) CONSENT AGENDA:

RESOLUTION NO. 2013-127-1923-A

- K-1) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MIAMI GARDENS, THE BROWARD METROPOLITAN PLANNING ORGANIZATION (BMPO), THE FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT FOUR (4), THE SOUTH FLORIDA REGIONAL TRANSPORTATION

AUTHORITY, BROWARD COUNTY AND BROWARD COUNTY TRANSIT; ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-128-1924

- K-2) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, URGING THE FLORIDA TURNPIKE ENTERPRISE TO CONDUCT A STUDY FOR THE CREATION OF A BICYCLE AND PEDESTRIAN CONNECTION BETWEEN THE SNAKE CREEK TRAIL AND SUN LIFE STADIUM; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2013-129-1925

- K-3) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS AND THE FLORIDA DEPARTMENT OF CORRECTIONS FOR A WORK SQUAD; AUTHORIZING THE CITY MANAGER AND THE CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY THAT CERTAIN AGREEMENT, AS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2013-130-1926

- K-4) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING AN AMENDMENT TO THAT CERTAIN AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS AND THE FLORIDA DEPARTMENT OF CORRECTIONS, RELATING TO WORK SQUAD #755; AUTHORIZING THE CITY MANAGER AND THE CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY THAT CERTAIN ADDENDUM, ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2013-131-1927

- K-5) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A CHANGE ORDER IN AN AMOUNT NOT TO EXCEED THIRTY THOUSAND DOLLARS (\$30,000.00) TO THE CITY'S PURCHASE ORDER WITH SIGNAL TECHNOLOGY ENTERPRISES, INC., FOR THE RETROFITTING OF POLICE VEHICLES; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-132-1928

- K-6) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ACKNOWLEDGING COUNCILWOMAN LILLIE Q. ODOM'S APPOINTMENT OF CARLIS JACKSON TO THE CITIZENS ADVISORY COMMITTEE FOR A THREE YEAR TERM; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY COUNCILWOMAN LILLIE Q. ODOM)

RESOLUTION NO. 2013-133-1929

- K-7) A RESOLUTION OF THE CITY OF CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ACKNOWLEDGING COUNCILMAN RODNEY HARRIS' APPOINTMENT OF ELVIS AUSTIN CAINES TO THE ELDERLY AFFAIRS ADVISORY COMMITTEE FOR A THREE (3) YEAR TERM; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY COUNCILMAN RODNEY HARRIS)

RESOLUTION NO. 2013-134-1930

- K-8) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY, THAT CERTAIN AGREEMENT WITH AIP US, LLC, FOR NETWORK SECURITY SOLUTIONS AND SERVICES IN THE AMOUNT OF FIFTY-TWO THOUSAND, FIVE HUNDRED SEVENTY-THREE THOUSAND DOLLARS (\$52,573.00); A COPY OF WHICH ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-135-1931

- K-9) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA APPROVING THE FORM OF AND AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY, THAT CERTAIN MASTER LEASE AGREEMENT WITH THE BANCORP BANK D/B/A MEARS MOTOR LEASING, IN AN AMOUNT NOT TO EXCEED THREE MILLION SEVEN HUNDRED DOLLARS (\$3,700,000); PROVIDING THAT THE MASTER LEASE AGREEMENT SHALL BE PAYABLE SOLELY FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES THAT THE CITY COVENANTS TO BUDGET AND APPROPRIATE ANNUALLY; PROVIDING FOR ADOPTION OF REPRESENTATIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-136-1932

- 10) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RESCINDING RESOLUTION NO. 2013-98-1894 WHICH AWARDED A BID TO ECO-ENGINEERING AND EXAMINATIONS, LLC D/B/A BATISTA & ASSOCIATES, FOR NON-EXCLUSIVE CONTINUING CONSTRUCTION ENGINEERING SERVICES, IN THE RANGE OF \$10,000-\$50,000 PER PROJECT; AWARDED A BID TO REE CONSULTING, LLC D/B/A G. BATISTA & ASSOCIATES, FOR NON-EXCLUSIVE CONTINUING CONSTRUCTION ENGINEERING SERVICES, IN THE RANGE OF \$10,000 - \$50,000 PER PROJECT; AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTFULLY, THAT CERTAIN AGREEMENT FOR THIS PURPOSE, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Motion offered by Councilman Ighodaro, seconded by Vice Mayor Davis to adopt the Consent Agenda.

There being no discussion, the motion to adopt passed and carried by unanimous voice vote.

(L) RESOLUTION(S):

RESOLUTION NO. 2013-137-1933

- L-1) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AWARDED A BID TO KEITH

AND SCHNARS FOR THE PREPARATION OF A FINDING OF NECESSITY REPORT FOR THE ESTABLISHMENT OF A COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AND THE DEVELOPMENT OF A CRA PLAN, IF A DETERMINATION OF NECESSITY IS MADE.; AUTHORIZING THE CITY MANAGER TO NEGOTIATE A PRICE FOR THE FINDINGS OF NECESSITY AND THE PREPARATION OF THE CRA PLAN, IF NECESSARY; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT FOR THIS PURPOSE; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.. (SPONSORED BY THE CITY MANAGER)

Motion offered by Mayor Gilbert to adopt the item with the insertion of Keith and Schnars as the Consultant. This motion was seconded by Councilman Williams.

There being no further discussion, the motion to adopt passed and carried by a unanimous voice vote.

QUASI-JUDICIAL ZONING HEARINGS:

(M) ORDINANCES ON FOR FIRST READING/PUBLIC HEARING (S):

None

(N) ORDINANCES ON FOR SECOND READING/PUBLIC HEARING(S)

None

(O) REPORTS OF CITY MANAGER/CITY ATTORNEY/CITY CLERK

None

(P) REPORTS OF MAYOR AND COUNCIL MEMBERS

(Q) WRITTEN REQUESTS, PETITIONS & OTHER WRITTEN COMMUNICATIONS FROM THE PUBLIC

None

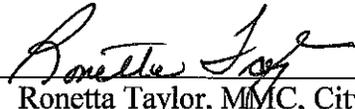
(R) ADJOURNMENT

There being no further business to come before this Body, and upon a motion being duly made, the meeting adjourned at 7:40 p.m.

Attest:



Oliver Gilbert, Mayor



Ronetta Taylor, MMC, City Clerk