

**CITY OF MIAMI GARDENS
REGULAR CITY COUNCIL MINUTES
JULY 24, 2013**

(A) CALL TO ORDER/ROLL CALL

The City Council for the City of Miami Gardens, Florida, met in regular session, Wednesday, July 24, 2013, beginning at 7:03 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, Felicia Robinson, David Williams Jr, and Erhabor Ighodaro.

Also in attendance were: City Manager Dr. Danny O. Crew, City Attorney Sonja K. Dickens and City Clerk Ronetta Taylor.

(B) INVOCATION

Delivered by Councilwoman Odom

(C) PLEDGE OF ALLEGIANCE

Recited in unison

(D) APPROVAL OF MINUTES

Regular City Council Minutes – July 10, 2013

Motion offered by Councilman Williams, seconded by Vice Mayor Davis to approve the minutes, with necessary corrections, if any.

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

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

Motion offered by Councilman Williams, seconded by Councilwoman Odom to approve the official agenda. There being no discussion, this motion passed and carried by a unanimous voice vote.

(F) SPECIAL PRESENTATIONS (5 minutes each)

F-1) City Manager - Employee Recognition

Manager Crew presented Five Year Service Pins to deserving employees.

F-2) Police Chief Mathew Boyd – Officer of the Month

Deputy Chief Paul Miller presented the distinguished recognition as Office of the Month to Detective Onassis Perdomo and shared his latest achievement with the Miami Gardens Police Department.

F-3) City Manager – Florida Department of Transportation

Ms Bao-Ying Wang, Project Manager for the Florida Department of Transportation, provided a summary on the NW 47th Avenue Project Development and Environmental Study. Additionally she shared there will be a Public Alternative Workshop on October 9, 2013 concerning the project at Florida Memorial University.

Bill Evans, Stanley Consultants, provided a briefing on the project status along with the types of improvement they expect the project to bring to the 47th Avenue roadway.

F-4) Skanska – City Hall Update

Nicole Heran, Project Manager for Skanska, provide a summary regarding the current progress of the New City Hall Construction Project. Additionally, she shared information on community projects and outreach Skanska will be involved in.

(G) PUBLIC COMMENTS

Sharon Frazier-Stephens, 145 NE 193rd Street, Miami, Florida, appeared before the City Council to report on School Board and PTSA issues.

Rita Pierre, 1000 NW 197th Terrace, Miami Gardens, Florida, appeared before the City Council to report on the activities of Norwood Crime Prevention. She said this group is in recess for the summer. The next meeting will take place, Monday, September 9, 2013, at Norwood Sierra Church. Lastly she gave condolences to the family of Janet Anderson.

Elvis Caines, 20172 NW 38th Avenue, Miami Gardens, Florida, appeared before the City Council to solicit support or monetary contributions for the Youths of Runners Express Track Club.

Jennifer Nijbove, 1731 NW 206th Street, Miami Gardens, Florida, appeared before the City Council on behalf of the Citizens Academy Graduation Class of 2013, to thank Mayor Gilbert, as well as the staff and volunteers for their support. Each were given a token of appreciation.

Tanya James, Chair of the Elderly Affairs Advisory Committee, 18721 NW 11th Place, Miami Gardens, Florida, appeared before the Council to solicit permission to move forward with fund raising initiatives for the committee.

By unanimous consent of the Council, permission was granted.

(H) ORDINANCE(S) FOR FIRST READING:

None

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

ORDINANCE NO. 2013-17-305

- I-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING SECTION 2-443(a) OF ARTICLE V OF THE CODE OF ORDINANCES RELATING TO QUALIFYING PERIODS; 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 CLERK) (1ST Reading – July 10, 2013)**

City Clerk Taylor explained this is a housekeeping item due to the change in the State's Election Laws.

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 Vice Mayor Davis to adopt this ordinance.

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

(J) RESOLUTION(S)/PUBLIC HEARING(S)

None

(K) CONSENT AGENDA:

RESOLUTION NO. 2013-175-1971

- K-1) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AWARDED BIDS TO FLEET TIRE TRUCK AND AUTO, AUTONATION FORD MIAMI AND LEHMAN BUICK GMC, FOR PREVENTATIVE MAINTENANCE AND REPAIRS OF THE CITY'S FLEET OF VEHICLES; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS, IN AN AMOUNT NOT TO EXCEED THE ANNUAL BUDGETED AMOUNT OF TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FOR THIS PURPOSE; PROVIDING FOR**

THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-176-1972

- K-2) 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 SECOND AMENDMENT TO THE AGREEMENT WITH THE MIAMI-DADE AFFORDABLE HOUSING FOUNDATION, INC., A COPY OF WHICH IS 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. 2013-177-1973

- K-3) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE WAIVER OF FORMAL COMPETITIVE BIDS IN ACCORDANCE WITH SECTION 2-762 OF THE CITY’S CODE OF ORDINANCES FOR BUS SHELTER REPAIR AND REPLACEMENT; AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS ON AN AS NEEDED BASIS TO GLASS 3 ENTERPRISES LTD, NOT TO EXCEED THE BUDGETED AMOUNT OF SIXTY THOUSAND DOLLARS (\$60,000.00); PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY CITY MANAGER)**

RESOLUTION NO. 2013-178-1974

- K-4) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THAT CERTAIN AMENDED DEVELOPMENT AGREEMENT AND RESTRICTED COVENANT WITH RUDG-THE COMMONS, LLC, IN SUBSTANTIAL FORM AS THAT AGREEMENT AND COVENANT ATTACHED HERETO AS EXHIBITS “A” AND “B”; 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. 2013-179-1975

- K-5) 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 EASEMENT**

AGREEMENT WITH FLORIDA POWER AND LIGHT (FPL) FOR THE CITY'S MUNICIPAL COMPLEX, A COPY OF WHICH IS 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. 2013-180-1976

- K-6) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, REQUESTING THAT THE FLORIDA DEPARTMENT OF TRANSPORTATION AMEND THE GOLDEN GLADES INTERCHANGE PROJECT DEVELOPMENT AND ENVIRONMENT STUDY "CONCEPT 4" ALTERNATIVE TO INCLUDE THE CONSTRUCTION OF TEXAS U-TURNS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT)

RESOLUTION NO. 2013-181-1977

- K-7) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A CHANGE ORDER TO WINGERTER LABORATORIES INC., IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FIFTY-EIGHT THOUSAND, FOUR HUNDRED DOLLARS (\$158,400.00) TO PROVIDE EXPANDED THRESHOLD INSPECTION SERVICES FOR GMP #2, FOR THE CITY OF MIAMI GARDENS MUNICIPAL COMPLEX; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-182-1978

- K-8) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN ADDENDUM TO THAT CERTAIN CONTRACT WITH KEITH AND SCHNARS FOR COMMUNITY REDEVELOPMENT AGENCY ("CRA") SERVICES; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-183-1979

- K-9) 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 MIAMI- DADE COUNTY PUBLIC SCHOOLS FOR THE PROJECT VICTORY PROGRAM; A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT “A”; AUTHORIZING THE CITY MANAGER TO EXECUTE SUBSTANTIALLY SIMILAR FUTURE AGREEMENTS WITHOUT FURTHER APPROVAL OF THE CITY COUNCIL; 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. 2013-184-1980

- K-10) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY D. R. HORTON, INC., TO URGE MIAMI-DADE COUNTY TO CREATE A STREET LIGHTING SPECIAL TAXING DISTRICT FOR THE WALDEN TOWNHOMES, MORE PARTICULARLY DESCRIBED ON EXHIBIT “A”, ATTACHED HERETO; APPROVING SUCH ACTION BY THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS PURSUANT TO CHAPTER 18 OF THE MIAMI-DADE COUNTY CODE OF ORDINANCES; 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. 2013-185-1981

- K-11) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY D. R. HORTON, INC., TO URGE MIAMI-DADE COUNTY TO CREATE A STREET LIGHTING SPECIAL TAXING DISTRICT FOR THE MAJORCA ESTATES, MORE PARTICULARLY DESCRIBED ON EXHIBIT “A”, ATTACHED HERETO; APPROVING SUCH ACTION BY THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS PURSUANT TO CHAPTER 18 OF THE MIAMI-DADE COUNTY CODE OF ORDINANCES; 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. 2013-186-1982

- K-12) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, SUPPORTING THE GREATER MIAMI GARDENS CHAMBER OF COMMERCE, INC., AND URGING NEIGHBORING CITIES TO ENCOURAGE THEIR

LOCAL BUSINESSES TO JOIN THE CHAMBER; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT III)

RESOLUTION NO. 2013-187-1983

- K-13) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPOINTING VINCENT BROWN AS A SPECIAL MASTER; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY ATTORNEY)

RESOLUTION NO. 2013-188-1984

- K-14) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A CHANGE ORDER TO THE FLORIDA DEPARTMENT OF TRANSPORTATION IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SIXTEEN THOUSAND, EIGHT HUNDRED FOURTEEN DOLLARS (\$116,814.00) FOR IRRIGATION SERVICES ALONG STATE ROAD 7/ NW 2ND AVENUE CORRIDOR; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-189-1985

- K-15) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO TERMINATE THAT CERTAIN AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS AND COMPLETE HEALTH AND FITNESS CONCEPTS INC., EFFECTIVE AUGUST 31, 2013, FOR FITNESS MANAGEMENT SERVICES AT THE BETTY T. FERGUSON RECREATIONAL COMPLEX; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2013-190-1986

- K-16) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING SUBSTANTIAL AMENDMENTS TO THE CITY OF MIAMI GARDENS' HOUSING POLICIES, ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Motion offered by Councilwoman Odom, seconded by Vice Mayor Davis to adopt the Consent Agenda.

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

(L) RESOLUTION(S):

RESOLUTION NO. 2013-191-1987

- L-1) A RESOLUTION OF THE CITY OF MIAMI GARDENS, FLORIDA, ESTABLISHING THE PROPOSED MILLAGE RATE FOR FISCAL YEAR 2013-2014 AT A RATE OF 6.9363; SETTING THE DATE, TIME AND PLACE OF PUBLIC HEARINGS TO CONSIDER THE PROPOSED MILLAGE RATE AND TENTATIVE BUDGET; PROVIDING FOR DIRECTIONS TO THE FINANCE DIRECTOR THROUGH THE CITY MANAGER; AND PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

Manager Crew stated this item is the tentative millage rate to be established for next year's budget. The proposed millage rate is the maximum millage the Council can levy. During the upcoming September budget meetings the Council can decide to lower the millage rate; nonetheless this is the maximum millage rate he is proposing to the Council which will include the funds for adding 10 new police officers to the City's police force.

Motion offered by Councilwoman Robinson, seconded by Vice Mayor Davis to adopt this resolution.

At the conclusion of this discussion, the motion to adopt passed and carried by a unanimous voice vote.

QUASI-JUDICIAL ZONING HEARINGS:

Cyril Saiphoo, Zoning Administrator for the City of Miami Gardens appeared before the City Council to state for the record the process used for this Quasi-Judicial Proceeding.

Clerk Taylor swore in all parties participating in the Quasi-Judicial Hearing.

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

- M-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING CHAPTER 34 OF THE CITY'S ZONING CODE RELATING TO BAR/LOUNGES;**

AMENDING SECTION 34-144-“LICENSING COMPLIANCE”;
AMENDING SECTION 34-145-“LOCATION OF PREMISES”;
AMENDING SECTION 34-147-“GENERALIZED TABLE OF SALE
OF ALCOHOLIC BEVERAGE REGULATIONS SPACING
REQUIREMENTS”; **AMENDING SECTION 34-287-“USE**
REGULATIONS, GENERALLY”; **AMENDING SECTION 34-288-**
“USES PERMITTED WITH EXTRA REQUIREMENTS”;
AMENDING SECTION 34-381-“NUMBER OF REQUIRED OFF-
STREET PARKING SPACE REQUIREMENTS FOR ALL
DISTRICTS AND USES”; **AMENDING SECTION 34-733-**
“MASTER USE LIST AND USE DEFINITIONS”; **AMENDING**
APPENDIX A, “MASTER USE LIST AND USE DEFINITIONS”;
AMENDING SECTION 6-369 OF THE CODE OF ORDINANCES
“HOURS AND DAYS OF SALE AND CONSUMPTION OF
ALCOHOLIC BEVERAGES”, ALL AS OUTLINED ON EXHIBIT
“A” ATTACHED HERETO; 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)

(Mayor Gilbert passed the gavel to Vice Mayor Davis)

Mayor Gilbert stated this item essentially creates the ability to allow for bars and lounges within the City. Currently the code does not allow for these types of entertainment venues for our residents to enjoy within the City. This item will allow for us to grow as a City, and provide these types of establishments for our residents to spend their money in our City.

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

Councilwoman Odom questioned whether bars and lounges would be able to open exclusively from 11:00 am to 2:00 am.

Mayor Gilbert responded they can be, and provided the explanation on the item. Additionally this item will reduce the current time allowed in our code under “Nightclub Use” from 3:00 am to 2:00 am.

Vice Mayor Davis asked would there be a restriction on the days.

Cyril Saiphoo, Zoning Administrator, responded there will be no restriction on the days,

just the hours of operations.

Mayor Gilbert added businesses under this Ordinance would have to work with staff to obtain certain allowances and he is fairly confident that everything would accord itself in a way that is suitable to our residents.

Cyril Saiphoo made it be known that this Ordinance does not include and will not approve night club uses.

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

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

(Vice Mayor Davis passed the gavel back to Mayor Gilbert)

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

ORDINANCE NO. 2013-18-306

N-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY CAPO AND SONS, CORP FOR THE REZONING OF PROPERTY LOCATED AT 16300 N.W. 42ND AVENUE, MIAMI GARDENS, FLORIDA, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM GP GOVERNMENT PROPERTY TO I-2, INDUSTRIAL DISTRICT-HEAVY, PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER) (1ST READING – JUNE 26, 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 Robinson to adopt this item on first reading.

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

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

(O) RESOLUTION(S)/PUBLIC HEARING(S)

RESOLUTION NO. 2013-192-1888-Z-135

- O-1) **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY SAFEGUARD PROPERTIES, III, LLC, TO ALLOW A SELF-STORAGE FACILITY IN THE PCD, PLAN CORRIDOR DEVELOPMENT DISTRICT FOR PROPERTY LOCATED AT 16701 N.W. PARK CENTRE BLVD, MORE PARTICULARLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR A PARTIAL MODIFICATION OF THAT CERTAIN COVENANT, RECORDED IN OFFICIAL RECORDS BOOK 11126, PAGE 993 AND DECLARATION OF RESTRICTIONS, RECORDED IN OFFICIAL RECORDS BOOK 16872, PAGE 4640, AS MODIFIED BY THE MODIFICATION OF DECLARATION OF RESTRICTIONS AT OFFICIAL RECORDS BOOK 20342, PAGE 1457 AND FURTHER MODIFIED BY THAT CERTAIN SECOND MODIFICATION OF DECLARATION OF RESTRICTIONS AND FIRST MODIFICATION OF COVENANT AT OFFICIAL RECORDS BOOK 22627, PAGE 3063, ALL OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY; AUTHORIZING THE CITY MANAGER TO EXECUTE THAT CERTAIN PARTIAL MODIFICATION OF COVENANT ATTACHED HERETO AS EXHIBIT “C;” PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

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

Cyril Saiphoo, Zoning Administrator, stated this application is for an expansion of a self-storage facility, which is Safe Guard located just east of 12th Avenue within the Business Park Center. This application requires a special exception approval from the Council in order for the applicant to have a self-storage business within a commercial district.

Mr. Saiphoo added the remainder of the Resolution will release the covenants which are encumbrance with the proposed property from previous plans approved by the county many years ago. Nonetheless the property will be developed in accordance to the City's Zoning Code.

Councilwoman Robinson asked will this be a standard self-storage facility.

Alan Krischer, an attorney with Holland & Knight LLP representing the applicant, appeared before the Council in response to Councilwoman Robinson's inquiry and replied, "Yes".

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

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

P-1) City Manager's Monthly Report

P-2) City of Miami Gardens Police Department Monthly Report

(Q) REPORTS OF MAYOR AND COUNCIL MEMBERS

Mayor Gilbert reported an organization would like to renovate Sharp Towers. They will be receiving tax credits to renovate Sharp Towers however it will involve a public hearing and consent from the City Council. This will require a Special Meeting of the Council in August in order to meet the deadlines.

It was the consent of the Council to have a Special Meeting on August 12, 2013 at 10:00am.

Mayor Gilbert reported the 40 acre property owned by the City located along the 27th Avenue Corridor has be release by the county from the DRI.

Mayor Gilbert acknowledged Parks Director John Rebar for his efforts within the parks department and wished him well as he leaves the City to become the parks director for the City of Miami Beach.

Councilman Ighodaro thanks Parks Director John Rebar and wished him well on his future endeavor.

Councilman Ighodaro announced he will be traveling with students from the school district to West Africa as part of the student exchange program. He thanked staff, City Council, and County Commissioner Jordan's office for their continued support for this program.

Councilwoman Robinson reported CBT College will have a "Back Pack Giveaway" on August 9, 2013 from 10:00 am to 2:00 pm. She further announced "Meet me Mondays"

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meetings continue to take place on the 2nd Monday of every month at Carol City Park from 6:00 pm to 8:00 pm.

Councilwoman Odom announced she will host a Town Hall Meeting on Monday, August 12, 2013 from 5:00 pm to 7:00 pm. This meeting will cover the general obligation bond, development/redevelopment of the western corridor, construction projects across the City, and the City's budget.

Councilman Harris thanked John Rebar, Parks and Recreations Director, and the Police Department for their continued efforts serving the residents of the City.

Vice Mayor Davis announced the Lake Lucerne have a back to school giveaway event, Saturday, August 17, 2013 from 10:00am to 4:00pm., at Bennett Lifter Park.

Mayor Gilbert shared an encouraging email he received from a City staff member. Mayor Gilbert added the City will stay the course. We know who we are and we know what we deserve; therefore we will stay the course from the Digital Gardens, to the CRA, to the Housing Authority, to Building City Hall, to trying to develop the 40 acres, to Hiring more Police Officers; we are going to stay the course not because we want to but because we deserve it.

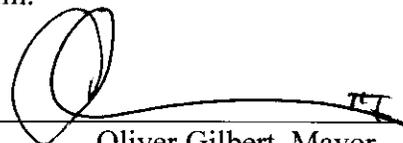
(R) WRITTEN REQUESTS, PETITIONS & OTHER WRITTEN COMMUNICATIONS FROM THE PUBLIC

None

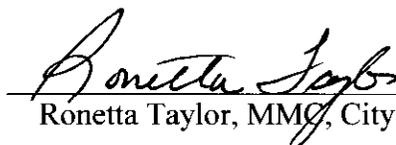
(S) ADJOURNMENT

There being no further business to come before this Body, and upon a motion being duly made and seconded the meeting adjourned at 8:05 p.m.

Attest:



Oliver Gilbert, Mayor



Ronetta Taylor, MMQ, City Clerk