

**CITY OF MIAMI GARDENS
REGULAR CITY COUNCIL MINUTES
FEBRUARY 26, 2014**

(A) CALL TO ORDER/ROLL CALL

The City Council for the City of Miami Gardens, Florida, met in regular session, Wednesday, February 26, 2014, beginning at 7:07 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, Felicia Robinson, Rodney Harris, David Williams Jr., and Erhabor Ighodaro.

Also in attendance were: City Manager Cameron Benson, City Attorney Sonja K. Dickens and City Clerk Ronetta Taylor.

(B) INVOCATION

Delivered by Mayor Oliver Gilbert

(C) PLEDGE OF ALLEGIANCE

Recited in unison

(D) APPROVAL OF MINUTES

Regular City Council Minutes – February 5, 2014

Motion offered by Councilman Williams, seconded by Councilwoman Robinson to approve the minutes, with necessary corrections, if any. There being no discussion, the motion to approve passed and carried by a unanimous voice vote.

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

Items K-1; K-5; K-6 and K-9 were pulled from the Consent Agenda

(F) SPECIAL PRESENTATIONS (5 minutes each)

F-1) Councilman Erhabor Ighodaro – Black History Essay Winners

Councilman Ighodaro presented the six Black History Essay Winners with Laptop computers. He credit IT Director Ron McKenzie for this generous donation. He further acknowledged the other Black History Planning Committee members: Ronetta Taylor, City Clerk, Elsa Thompson, Assistant to the Council Masize McNaught, Proprietor of Kulture Klothes and Flora Johnson, Community Activist for their hard work on the event.

F-2) Councilman Erhabor Ighodaro – Florida Memorial President

Councilman Ighodaro presented a proclamation to Joslyn Clark Artist, JD., ED.D. newly appointed President of Florida Memorial University. Dr. Artist was welcomed by all.

F-3) Vice Mayor Lisa C. Davis – Special Presentation

F-4) Councilwoman Lillie Q. Odom – Black History Month

Councilwoman Odom recognized Mr. Charlie “Gabby” Davis for his outstanding contributions to this community as a trailblazer and leader.

F-5) Cameron Benson, City Manager – Annual Audit Report

Patricia Varney, Finance Director appeared before the City Council to present the Summary of FY 2013 Financials. A copy of which is attached hereto as Exhibit “A”.

F-6) Interim Police Chief Paul Miller – Officer of the Month

(G) PUBLIC COMMENTS

(H) ORDINANCE(S) FOR FIRST READING:

None

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

ORDINANCE NO. 2014-02-314

I-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING CHAPTER 2, ARTICLE IX OF THE CITY’S CODE OF ORDINANCES TO ADD SECTION 2-736 TO CREATE THE FIRST SOURCE HIRING REFERRAL PROGRAM; 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 G. GILBERT) (1ST Reading – February 5, 2014)

Mayor Gilbert passed the gavel to Vice Mayor Davis.

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 Councilwoman Odom to adopt this ordinance.

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

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|------------------------|-----|
| Councilman Harris: | Yes |
| Councilwoman Odom: | Yes |
| Councilman Ighodaro: | Yes |
| Councilwoman Robinson: | Yes |

DRAFT CITY COUNCIL MINUTES – FEB. 26, 2014

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| Councilman Williams: | Yes |
| Mayor Gilbert: | Yes |
| Vice Mayor Davis: | Yes |

After this vote was taken, Vice Mayor Davis relinquished the gavel to Mayor Gilbert.

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

None

(K) CONSENT AGENDA:

RESOLUTION NO. 2014-38-2016

K-2) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, SUPPORTING CVS PHARMACY'S INITIATIVE TO STOP SELLING CIGARETTES AND CIGARETTE PRODUCTS IN THEIR STORES AND TO PROMOTE HEALTHY LIVING; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY VICE MAYOR LISA C. DAVIS)

RESOLUTION NO. 2014-39-2017

K-3) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, SUPPORTING SENATE BILL 494 AND HOUSE BILL 445 TO ELIMINATE STATUTORY TIME LIMITATIONS FOR THE PROSECUTION OF LEWD OR LASCIVIOUS OFFENSES COMMITTED AGAINST CHILDREN; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY VICE MAYOR LISA C. DAVIS)

RESOLUTION NO. 2014-40-2018

K-4) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE A NON-EXCLUSIVE TEMPORARY CONSTRUCTION ACCESS EASEMENT AGREEMENT WITH CE LAND PARTNERS, LLC TO ALLOW ACCESS TO CITY OWNED PROPERTY ABUTTING NW 187TH STREET IN SUBSTANTIAL AGREEMENT AS THAT AGREEMENT 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. 2014-41-2019

- K-7) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO APPLY FOR A GRANT FROM THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT HAZARD MITIGATION GRANT PROGRAM; AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL STEPS NECESSARY TO ACCEPT THE GRANT INCLUDING THE EXECUTION OF A GRANT APPLICATION; AUTHORIZING A TWENTY-FIVE PERCENT (25%) CITY MATCH FOR THIS PURPOSE; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2014-42-2020

- K-8) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER TO TYLER TECHNOLOGIES INC., FOR MAINTENANCE SUPPORT AND LICENSES FOR THE EDEN SOFTWARE PACKAGE IN THE AMOUNT OF NINETY-ONE THOUSAND, ONE HUNDRED SIXTEEN DOLLARS AND NINETY-FOUR CENTS (\$91,116.94); WAIVING THE COMPETITIVE BIDDING REQUIREMENTS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Motion offered by Councilman Williams and 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 vote.

(L) RESOLUTION(S):

RESOLUTION NO. 2014-43-2021

- K-1) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE 2015 JAZZ IN THE GARDENS EVENT; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE ALL CONTRACTS AND TO RETAIN CONSULTANTS AS MAY BE NECESSARY AND APPROPRIATE FOR THE PRODUCTION OF THE TENTH ANNUAL JAZZ IN THE GARDENS EVENT TO BE HELD IN MARCH 2015; PROVIDING FOR WAIVER OF BID

PROCEDURES FOR PURCHASES MADE IN CONNECTION WITH THE EVENT; AUTHORIZING THE CITY MANAGER TO EXCEED HIS PURCHASING AUTHORITY AS MAY BE NECESSARY FOR THE EVENT; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT III)

RESOLUTION NO. 2014-44-2022

- K-5) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE THAT CERTAIN AGREEMENT WITH STANTEC CONSULTING SERVICES INC., FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE ROLLING OAKS PARK PHASE 1 PROJECT, IN AN AMOUNT NOT TO EXCEED THREE HUNDRED NINETY-ONE THOUSAND DOLLARS (\$391,000.00), 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.

RESOLUTION NO. 2014-45-2023

- K-6) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ACCEPTING THE FISCAL YEAR 2012-2013 ANNUAL AUDIT REPORT PREPARED BY THE FINANCE DEPARTMENT AND AUDITED BY SHARPTON, BRUNSON, & CO., P.A.; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2014-46-2024

- 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 THE FLORIDA DEPARTMENT OF JUVENILE JUSTICE, IN THE AMOUNT OF SIXTY-ONE THOUSAND, ONE HUNDRED FIFTY-SIX DOLLARS (\$61,156.00), FOR THE SHINNING STARS AFTER SCHOOL PROGRAM, 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)

QUASI-JUDICIAL ZONING HEARINGS:

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

M-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY ANTIOCH MISSIONARY BAPTIST CHURCH OF CAROL CITY INC., FOR REZONING OF PROPERTY GENERALLY LOCATED AT NW 213 STREET AND NW 34 AVENUE, MIAMI GARDENS, FLORIDA, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A", ATTACHED HERETO, FROM R-1, SINGLE FAMILY RESIDENTIAL TO NC, NEIGHBORHOOD COMMERCIAL; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER) (Deferred from January 22, 2014)

M-2) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY HARVEST FIRE WORSHIP CENTER, INC., FOR REZONING OF PROPERTY GENERALLY LOCATED AT NW 183 STREET AND NW 23 AVENUE, MIAMI GARDENS, FLORIDA, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A", ATTACHED HERETO, FROM R-1, SINGLE FAMILY RESIDENTIAL, AND R-25, MULTI-FAMILY RESIDENTIAL TO NC, NEIGHBORHOOD COMMERCIAL; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER) (Deferred from January 22, 2014)

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

None

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

None

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

(Q) REPORTS OF MAYOR AND COUNCIL MEMBERS

(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 be duly made, this meeting adjourned at 8:57 p.m.

Attest:



Oliver Gilbert, Mayor



Ronetta Taylor, MMC, City Clerk