

**CITY OF MIAMI GARDENS
REGULAR CITY COUNCIL MINUTES
MAY 14, 2014**

(A) CALL TO ORDER/ROLL CALL

The City Council for the City of Miami Gardens, Florida, met in regular session, Wednesday, May 14, 2014, 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 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 Gilbert

(C) PLEDGE OF ALLEGIANCE

Recited in unison

(D) APPROVAL OF MINUTES

Regular City Council Minutes – April 23, 2014

Due to technical difficulties related to the move to the new city hall complex the City Clerk asked for a deferral on the approval of the minutes.

Motion offered by Councilman Ighodaro, seconded by Vice Mayor Davis to defer approval until the next regular City Council meeting.

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

The Agenda was amended to include the following item as Item K-12 “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, SUPPORTING MOTHER’S DAY AND FATHER’S DAY LUNCHEON FOR MEMBERS OF THE GOLDEN GARDENS SENIOR CLUB; AUTHORIZING A SPONSORSHIP FOR THESE EVENTS, IN THE AMOUNT OF TWO THOUSAND DOLLARS (\$2000.00); PROVIDING FOR NUNC PRO TUNC EFFECT; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.” (SPONSORED BY COUNCILWOMAN ROBINSON)

Councilman Ighodaro withdrew Item K-4 from the official agenda.

Vice Mayor Davis pulled Item K-9 from the Consent agenda.

Motion offered by Councilman Williams, seconded by Councilman Ighodaro to approve the official agenda, with the necessary additions/deletions. There being no discussion, this motion passed and carried by a unanimous vote.

(F) SPECIAL PRESENTATIONS (5 minutes each)

F-1) Vice Mayor Lisa C. Davis – Mother’s Day Presentation

Vice Mayor Davis bestowed Mother’s Day honors upon: Flora Johnson, Hortense McGillevery, Pastor Mary McCoy, Rita Pierre and Margaret Hall. Gift baskets as well as gift cards were also given as door prizes, to the audience.

~~F-2) Proclamation National Public Works Week~~

(G) PUBLIC COMMENTS

Amy Coleman, 2841 NW 212 Street, Miami Gardens, Florida, and shared that she is a former graduate of the Miami Gardens Citizens Academy. She stated that she is representing the North County Citizens Civic Association and has several questions for the Council relating to the 60 Million Dollar Bond:

Mayor Gilbert invited Ms. Coleman to read the questions and afterwards to provide to the City Manager for answers at a later date.

Ms. Coleman asked: 1) When will the oversight committee be established; 2) how will the committee members be selected; 3) will the community have any say in who sits on the committee; 4) when will the Council publish the guidelines; 5) will the committee really have any power to get answers so that there is transparency as to how the \$60 million is being spent; 6) if you are not able to answer these questions now at least tell me how can I get each one of these questions answered.

Harold Lawton, 1860 NW 170th Street, Miami Gardens, Florida, appeared before the City Council to commend the administration for not doing a national recruitment to secure a new police chief.

Iliia Ferrah, 3001 NW. 167 Terrace, Miami Gardens, Florida, appeared before the Council to ask for consideration in the co-designation of 167th Street, from 29th Ave. to 32nd Avenue after her church. She stated the church was founded 39 years ago our pastor been pastoring this charge for 39 years. The church provides many services to the community including substance abuse as well as the homeless.

Ms. Wilson appeared before the Council on behalf of Ms. Cassandra Jiles, 16485 NW 42nd Avenue, Miami Gardens, Florida. She shared that she is a parishioner at St. Monica Catholic Church and wanted to speak before the Council about crime in our area. She stated that her mother is 83 years old and lives alone. She said she is very concerned right now about

community relates between police department and the community.

Mayor Gilbert invited Ms. Morris to speak with Chief Johnson about her concerns.

H. ORDINANCE(S) FOR FIRST READING:

H-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING CHAPTER 34 SECTION 34-312 OF THE LAND DEVELOPMENT REGULATIONS TO ADD SECTION 13 RELATING TO MOBILE CAR WASH/WAX SERVICE; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT)

Before explaining his rationale for sponsoring this item, Mayor Gilbert passed the gavel to Vice Mayor Davis. The item would permit mobile carwash/wax service providers to operate within the City. This ordinance is being proposed in order to comply with Miami-Dade County and City of Miami Gardens regulations relating to stormwater protections. No property owner may permit mobile carwash vendors to operate on their property for no longer than four hours per day, or operate on site more than two times per week.

Motion offered by Mayor Gilbert, seconded by Councilman Ighodaro.

Councilman Williams asked do we have something in place so that we can police that time to prevent people from going over that time. He further asked whether research was done to see how other municipalities regulate this activity.

Mayor Gilbert in response to Councilman Williams' concern indicated that the police department as well as code enforcement would be monitoring this activity.

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

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

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

H-2) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA AUTHORIZING THE BORROWING OF SIXTY MILLION DOLLARS (\$60,000,000); AUTHORIZING THE ISSUANCE OF CITY OF MIAMI GARDENS, GENERAL OBLIGATION BONDS, SERIES 2014 NOT TO EXCEED SIXTY MILLION DOLLARS (\$60,000,000); PROVIDING FOR A SUPPLEMENTAL RESOLUTION SETTING FORTH THE DETAILS OF SAID BONDS; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Manager Benson explained this is a requirement of the GOB.

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

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

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

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

None

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

None

(K) CONSENT AGENDA:

RESOLUTION NO. 2014-76-2054

K-1) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, DIRECTING THAT THE CITY MANAGER CREATE AN EMERGENCY HOME REPAIR PROGRAM IN THE CITY OF MIAMI GARDEN; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER

GILBERT)

RESOLUTION NO. 2014-77-2055

- K-2) A RESOLUTION OF THE CITY COUNCIL THE CITY OF MIAMI GARDENS, FLORIDA, ESTABLISHING A PARTNERSHIP WITH PEOPLE ACTING FOR COMMUNITY TOGETHER (P.A.C.T) TO ESTABLISH NEIGHBORHOOD RESOURCE SITES IN THE CITY OF MIAMI GARDENS; PROVIDING FOR THE ADOPTION REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY MAYOR OLIVER GILBERT)

RESOLUTION NO. 2014-78-2056

- K-3) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXPEND THE SUM OF ONE THOUSAND DOLLARS (\$1000.00) TO SUPPORT THE "SUPER CLEAN UP" EVENT IN THE BUNCHE PARK AREA; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY COUNCILMAN IGHODARO)

- ~~K-4) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, SUPPORTING THE EDO ASSOCIATION OF FLORIDA, INC.'S "VIVA LA FOURTH" EVENT; AUTHORIZING A SPONSORSHIP, IN THE AMOUNT OF TWO THOUSAND DOLLARS (\$2000.00), FROM THE WORKING CAPITAL RESERVE FUND; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY COUNCILMAN IGHODARO)~~

RESOLUTION NO. 2014-79-2057

- K-5) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, SUPPORTING THE T2 DANCE CREW DIABETES EDUCATIONAL CAMPAIGN AT THE BETTY T. FERGUSON RECREATIONAL COMPLEX TO BE SPONSORED BY JANSSEN PHARMACEUTICALS, INC. ON JUNE 7, 2014; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY COUNCILMAN DAVID WILLIAMS JR.)

RESOLUTION NO. 2014-80-2058

- K-6) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE 2014 CALENDAR OF EVENTS FOR THE COMMISSION FOR

WOMEN; APPROVING THE EXPENDITURE OF FUNDS FOR THIS PURPOSE; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY CLERK)

RESOLUTION NO. 2014-81-2059

- K-7) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE ISSUANCE OF A CHANGE ORDER, IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000.00), TO H&R PAVING, INC., FOR THE COMPLETION OF ROAD MILLING AND RESURFACING IN THE ANDOVER NEIGHBORHOOD; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2014-82-2060

- K-8) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$182,170.83 TO SUNGARD PUBLIC SECTOR FOR OSSI SOFTWARE; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2014-83-2061

- K-10) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY THAT CERTAIN AGREEMENT WITH LOOP CAPITAL MARKETS LLC, TO SERVE AS UNDERWRITER FOR THE ISSUANCE OF THE \$60 MILLION GENERAL OBLIGATION BONDS, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR DIRECTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2014-84-2062

- K-11) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH QUILLEN PROPERTIES, INC., TO PURCHASE THAT CERTAIN CITY OWNED PROPERTY LOCATED AT THE NORTHEAST CORNER OF NORTHWEST 7TH AVE AND STATE

ROAD 826 AND FAILING THOSE NEGOTIATIONS AUTHORIZING THE CITY MANAGER TO NEGOTIATE WITH SUBSEQUENT PURCHASERS AND TO BRING ANY SUBSEQUENT CONTRACT TO THE CITY COUNCIL FOR APPROVAL; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2014-85-2063

K-12) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, SUPPORTING MOTHER'S DAY AND FATHER'S DAY LUNCHEON FOR MEMBERS OF THE GOLDEN GARDENS SENIOR CLUB; AUTHORIZING A SPONSORSHIP FOR THESE EVENTS, IN THE AMOUNT OF TWO THOUSAND DOLLARS (\$2000.00); PROVIDING FOR NUNC PRO TUNC EFFECT; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY COUNCILWOMAN ROBINSON)

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 a unanimous vote of the Council.

(L) RESOLUTION(S):

RESOLUTION NO. 2014-86-2064

K-9) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY, THAT CERTAIN INTERLOCAL AGREEMENT WITH THE COCONUT CAY COMMUNITY DEVELOPMENT DISTRICT, FOR STORMWATER DRAINAGE MAINTENANCE, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Vice Mayor Davis explained she pulled the item to get clarification.

Osdel Lara, Assistant Public Works Director appeared before the Council to clarify this Interlocal Agreement is an understanding that the City will be responsible for maintaining the roads.

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

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

QUASI-JUDICIAL ZONING HEARINGS:

Cyril Saiphoo, Zoning Administrator appeared before the Council and outlined the process used for this Quasi-Judicial Proceeding.

Clerk Taylor swore in all parties participating in this Quasi-Judicial Proceeding.

(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 UNEK DEVELOPERS, INC./FNJS DEVELOPMENT GROUP, LLC., FOR THE REZONING OF PROPERTY GENERALLY LOCATED BETWEEN N.W. 152ND TERRACE AND N.W. 154TH STREET AT N.W. 24TH AVENUE, MIAMI GARDENS, FLORIDA MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM NC, NEIGHBORHOOD COMMERCIAL TO R-1 SINGLE FAMILY RESIDENTIAL; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Mayor Gilbert opened the floor for this public hearing.

Mr. Eddie Dean, Chairman of Unek Developers, Inc., appeared before the Council to expound on this application. The application is to rezone property from NC (Neighborhood Commercial) to R1 (Single Family). Each tract shall be subdivided into 6 lots for a total of 12 lots with a minimum of 5,600 square foot per lot. He explained that 12 homes will be built on this site.

There being no other interested parties to speak on this item, the public hearing closed.

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

Councilman Williams expressed concern with the lot size for each home.

There being no further discussion, the motion to adopt on first reading passed and carried by a 5-2 vote.

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| Councilwoman Robinson: | Yes |
| Councilman Williams: | No |

CITY COUNCIL MINUTES, MAY 14, 2014

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| Vice Mayor Davis: | Yes |
| Councilman Harris: | Yes |
| Councilwoman Odom: | No |
| Councilman Ighodaro: | Yes |
| Mayor Gilbert: | Yes |

(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

Manager Benson introduced the new Assistant City Manager Craig Clay.

Assistant City Manager Craig Clay was afforded an opportunity for comments.

(Q) REPORTS OF MAYOR AND COUNCIL MEMBERS

Councilwoman Robinson reminded everyone of her monthly Meet Me on Monday Meeting held every second Monday of the Month at Carol City Park.

Mayor Gilbert announced the State of the City Address is scheduled for Tuesday, June 3, 2014, at the New City Hall Complex. The official grand opening of the new facility is also scheduled for that evening.

(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, the meeting adjourned at 7:55 p.m.

Attest:



Ronetta Taylor, M.A.C., City Clerk



Oliver Gilbert, Mayor