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February 11, 2004

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**CITY OF MIAMI GARDENS
CITY COUNCIL MINUTES
February 11, 2004**

1. CALL TO ORDER/ROLL CALL OF MEMBERS:

The City Council of the City of Miami Gardens, Florida, met in regular session on Wednesday, February 11, 2004, beginning at 7:26 p.m., in Suite 201 of the Administrative Offices, 17801 NW 2nd Avenue, Miami Gardens, Florida.

The following members of the City Council were present: Mayor Shirley Gibson, Vice Mayor Aaron Campbell and Council members Audrey J. King, Barbara Watson, Melvin L. Bratton, Sharon Pritchett and Oscar Braynon, II.

Also in attendance were: City Manager Danny O. Crew, Transition Coordinator William J. Green, Jr., Interim City Attorney Hans Ottinot and City Clerk Ronetta Taylor.

2. INVOCATION:

Councilwoman King delivered the Invocation.

3. PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited in unison.

4. APPROVAL OF MINUTES:

4A) Approve Minutes of City Council Meeting of:

Regular Council Meeting - January 28, 2004

Moved by Councilwoman Watson, seconded by Councilwoman King to approve the minutes with the necessary changes as discussed previously with the Clerk by Mayor Gibson and Councilwoman Pritchett. This **motion carried by a 6-0 vote**. Councilman Braynon was out of the room.

**5. AGENDA/ORDER OF BUSINESS (ADDITIONS/DELETIONS/
AMENDMENTS):**

The agenda was amended as follows: The addition of **(a) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA; RELATING TO**

MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN, AS ADOPTED BY THE CITY OF MIAMI GARDENS CHARTER; ACTING UPON SMALL-SCALE AMENDMENT APPLICATIONS FILED IN APRIL 2003 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING FOR SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE. This item is listed on the official agenda as Item No. 7D.

(b.) The deletion of Items 10G and 10G.; and the addition of (c) **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPOINTMENT OF SONJA K. KNIGHTON OF JAMES C. BRADY & ASSOCIATES, AS CITY ATTORNEY; AUTHORIZING THE MAYOR TO EXECUTE THE RETAINER AGREEMENT, ATTACHED HERETO AS EXHIBIT "A"; FURTHER AUTHORIZING THE MAYOR; PROVIDING AN EFFECTIVE DATE.** This item is listed on the official agenda as Item No. 10G.

It was moved by Vice Mayor Campbell, seconded by Councilwoman Watson to amend the official agenda. This **motion carried by a 6-0 vote.** Councilman Braynon was out of the room.

6. SPECIAL PRESENTATIONS:

a. Proclamation – Hans Ottinot, Esquire Day.

Mayor Gibson and City Council members presented outgoing Interim City Attorney Ottinot with a proclamation for providing the City of Miami Gardens with excellent legal service during his tenure.

b. Major Marshall – Miami Gardens Police Department Status Report.

Major Marshall recounted that the Miami-Dade Police Department on December 1, 2003 started providing contract policing services for the City of Miami Gardens. As a methodology for providing feedback to the City Council and the community-at-large, the City Manager's office and the Metro-Dade County Police Department decided to provide monthly reports. This report is being provided to the City Manager's office with a copy to the Mayor as well as an oral report.

Major Marshall announced that crime is down overall in the City of Miami Gardens. A comparison between December 2003 and January 2004 indicates that crime is down by 15% across the board. One of the things the COPS Program was very big on was truancy and curfew violations, this continues. In the month of December 57 truants (kids that are not going to school) were picked up. One hundred forty six kids were picked up during the month of January 2004. The Curfew provides that during the weekdays kids can be out until 11:00 p.m., and on the weekends until 12:00 midnight. For the month of December 2003, 14 curfew violators were picked up. For the month of January 2004, 19 curfew violators were picked up.

Major Marshall further related that due to some unfavorable activities the manager of the apartment complex located on 37th Avenue between 183rd and 187th Streets has contracted with the Guardian Angels as their new security service. The Miami-Dade Police Department has conveyed its commitment to working with this group.

Councilwoman King thanked Major Marshall and his department for doing an excellent job for the City of Miami Gardens. She inquired about the incident he referenced with the apartment

complex.

Major Marshall related that the incident involved a murder suicide. He further shared that the management of the complex saw the positive outgrowth the Guardian Angels Program had on New York City and thought this might be a good thing to have here.

c. Michael Wright – Possible Redevelopment Project.

Mr. Michael Wright of 1600 Pine Bluff Avenue, Orlando, Florida, appeared before the City Council to bring forth a proposal for the redevelopment of the abandoned Golden Glades Hospital property. He related that from discussions with people within the community there seems to be a need for some housing in this community that is not subsidized. He provided the Council with a housing proposal that would generate approximately 18 million dollars net taxable value, which equates to approximately \$50,000 in ad valorem taxes. He further related that there is one religious organization trying to raise enough money to purchase this piece of property. He shared that he's been working with the owners to get a contract in place to prevent the religious organization from purchasing the property. If the property was purchased by the religious organization it would be taken off the tax roll, therefore the City of Miami Gardens would not receive ad valorem taxes.

Mr. Wright shared that the property currently has a deed restriction, which prohibits the building being used as an apartment, an apartment building or an apartment hotel. He asked the City Council to consider exercising its Condemnation power to condemn the property for the purpose of redevelopment, and putting the property back into the stream of commerce. He shared that the owner is in agreement with having the property condemned. Once the condemnation process has concluded the title of the property would be turned over to the City, the City can then sell the property to an approved redeveloper.

Mr. Wright indicated that if the City started the condemnation process his company would take care of the legal fees involved with this undertaking. He reiterated that there would be no expense to the City.

Councilman Braynon asked for clarification about the City's power to initiate Condemnation and Eminent Domain proceedings.

Mr. Wright related that there are very specific requirements for granting cities Condemnation and Eminent Domain powers. The residential component is an essential element for the Condemnation Process. He further suggested that the City might want to consider forming a Community Redevelopment Corporation at a later date.

Councilman Bratton asked for clarification on the primary and secondary projects mentioned by Mr. Wright.

Mr. Wright indicated that the primary project is the residential condominiums. The secondary project would be a client controlled facility with retail on the first floor. He said however before money is invested he wanted to get some assurance from the City that either project is acceptable.

Councilwoman Pritchett asked Attorney Ottinot if he'd had an opportunity to review this item for legal sufficiency and what would be his recommendation.

Interim City Attorney Ottinot said this is the first time hearing about this project, with regard to Condemnation and Eminent Domain Powers. He related that he is currently involved with a Condemnation Claim, which is a very specialized area. Special Counsel would have to be utilized for this process. He related that the process is not cheap.

Mr. Wright indicated that the property owners have related that they would not actively oppose the Condemnation Proceeding.

Interim City Attorney Ottinot indicated that it is important to research all the issues involved to determine the financial impact this would have on the City. He said there are several issues that need to be researched in order for legal counsel to make recommendations.

Mr. Wright said that his company would indemnify and harm harmless the City for any costs and/or expenses and pay for whatever necessary security.

Interim City Attorney Ottinot recommend giving the City Manager direction for staff and Mr. Wright to work out some issues and clarify the financial entity.

Manager Crew indicated that it may not be necessary to condemn the property, only the deed restriction. That would be a much simpler process and would not involve the entire Condemnation process.

Interim City Attorney Ottinot said that he's not had an opportunity to review this deed restriction therefore it is hard for him to speak to this issue.

Councilwoman Watson commented that from Mr. Wright's presentation this property might have multiple owners. She asked how many other individuals or corporations were involved with this particular parcel.

Mr. Wright said the property as a whole is owned by the Morgan Reed Group. The Restrictive Covenant was put in place by the hospital. He related that he's talked with the hospital lawyers about clarifying the language and got a negative response from them. He said that there are two owners. He said the issue is what value this Restrictive Covenant has is in the marketplace or is it of personal value to Kenneth Health Care.

Interim City Attorney Ottinot opined that there are some issues that need to be researched. He said one of the ways to do this could be through the adoption of a Comprehensive Master Plan, where the designation could be changed. In that case the City would not be involved with a land purchase effort. He reiterated that there are legal issues to be researched with regard to this matter. He said that it would be appropriate for Mr. Wright to have his attorney research this issue and bring the information back to the Council.

Mr. Wright related that he would pay for the legal opinion. He said that he needed direction

from the City Council indicating whether the City wanted to try and prevent the property from being taken off the tax rolls. He further related that he wanted some guidance as to whether the City wanted him to look into holding the City harmless in the event the City agrees to proceed with Condemnation Proceedings, or a vote indicating that the City was not interested.

Mayor Gibson clarified that Mr. Wright is interested in this property and is willing to do all of those things mentioned (legal opinion and legal research). Mr. Wright would then bring this item back to the Council to hear his proposal, without any obligation from the City Council. She opined that Mr. Wright did not know whether the City of Miami Gardens was interested in having some upscale condominiums in its boundaries. She said that the City hasn't gotten to the point where it has established a policy. She said that she is in favor of upscale housing however she was not at the point of obligating this City, or the Council, to tell Mr. Wright to go a head and spend the funds. She said that she was not comfortable in saying how the policy was going to be. She reiterated the importance of having an upscale housing mix in the City of Miami Gardens.

Councilwoman Pritchett asked that whatever comes back before the Council be detailed information so that the Council has an opportunity to review it in order to make decisions that will be beneficial to all.

Mayor Gibson concurred with Councilwoman Pritchett's statement.

Mr. Wright said that he would have the information back to the Council in sufficient time.

At the conclusion of this discussion the City Manager was directed to meet with Mr. Wright to further expound on this project.

Mr. Anselm Smith of 721 NW 187th Drive, Miami Gardens, Florida appeared before the City Council in support of upscale housing in Miami Gardens. He asked that the property abutting NW 2nd Avenue also be considered for redevelopment.

7. ORDINANCES FOR FIRST READING:

- 7A) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ENTITLED "ALARM SYSTEMS REGISTRATION"; PROVIDING FOR A PURPOSE; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION; PROVIDING FOR REGISTRATION FEE; PROVIDING FOR ALARM SYSTEMS IN APARTMENT COMPLEXES; PROVIDING FOR PROPER ALARM SYSTEMS OPERATION AND MAINTENANCE; PROVIDING FOR INDIRECT ALARM REPORTING; PROVIDING FOR ALARM SYSTEM OPERATING INSTRUCTIONS; PROVIDING FOR FALSE ALARM NOTIFICATIONS; PROVIDING FOR APPEAL OF FEES OR PENALTIES; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND PROVIDING AN EFFECTIVE DATE.**

Manager Crew indicated there were some slight changes in the ordinance, which would be incorporated for second reading.

Moved by Councilwoman Pritchett, seconded by Vice Mayor Campbell to **approve** this item on first reading, with second reading and public hearing scheduled for February 25, 2004. Motion **passed by a 7-0 vote.**

Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Mayor Gibson:	Yes

7B) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RE- ADOPTING MIAMI-DADE COUNTY FLOOD HAZARD ORDINANCE AS A CITY ORDINANCE; PROVIDING FOR FLOOD DAMAGE PREVENTION; PROVIDING FOR THE INCORPORATION OF ALL ADMINISTRATION; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY, PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Manager Crew explained the issues involved with this item. There is an accompanying resolution relating to this item on tonight's agenda.

Moved by Councilman Bratton, seconded by Councilwoman Watson to **approve** this item on first reading, with second reading and public hearing scheduled for February 25, 2004. Motion **passed by a 7-0 vote.**

Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Mayor Gibson:	Yes

7C) AN ORDINANCE OF THE CITY OF MIAMI GARDENS, FLORIDA, ADOPTING AN OCCUPATIONAL LICENSE TAX PURSUANT TO CHAPTER 205, FLORIDA STATUTES (1999); PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Manager Crew explained the issues involved with this ordinance.

Moved by Councilman Braynon, seconded by Councilwoman Watson to **approve** this item on first reading, with second reading and public hearing scheduled for February 25, 2004. Motion **passed by a 7-0 vote**.

Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Mayor Gibson:	Yes

7D) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA; RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN, AS ADOPTED BY THE CITY OF MIAMI GARDENS CHARTER; ACTING UPON SMALL-SCALE AMENDMENT APPLICATIONS FILED IN APRIL 2003 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING FOR SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE.

Interim City Attorney explained that this ordinance is a reflection of the Council’s actions as the Local Planning Agency (LPA) earlier this evening, when it approved the two Comprehensive Development Master Plan amendments.

Moved by Councilman Bratton, seconded by Vice Mayor Campbell to **approve** this item on first reading with the necessary changes, with second reading and public hearing scheduled for February 25, 2004. Motion **passed by a 7-0 vote**.

Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Mayor Gibson:	Yes

8. ORDINANCES FOR SECOND READING (PUBLIC HEARINGS):

ORDINANCE NO. 2004-03-19

8A) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, PROVIDING FOR THE ISSUANCE OF SOLID WASTE FRANCHISE FOR COMMERCIAL AND MULTI-FAMILY RESIDENTIAL SOLID WASTE COLLECTION; PROVIDING FOR DEFINITIONS; IMPOSING A FRANCHISE FEE FOR COMMERCIAL AND MULTI-FAMILY RESIDENTIAL SOLID WASTE COLLECTION

ACTIVITIES; AWARDING FRANCHISES TO CERTAIN PERMITTED PRIVATE HAULERS; PROVIDING FOR PENALTIES, SPECIAL ASSESSMENT LIEN PRIORITY; PROVIDING FOR REPEALER AND INCLUSION IN THE CODE, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE (SPONSORED BY MAYOR GIBSON) (1st Reading – January 28, 2004)

Interim City Attorney Ottinot indicated that there were several revisions to this Ordinance as follows: page 4, line 7 the language “any be qualified for emergency debris removal in accordance to Miami-Dade County Code Section 2-8.4” should be deleted; page 5, line 5 the same language should be deleted from that section also; page 7, line 6 the language “and is an authorized hauler for emergency debris removal pursuant to section 2-8.4 of the Miami-Dade County Code of Ordinances.

Manager Crew indicated another addition to this ordinance as follows: page 10, line 33 add the language “The City shall provide one color-coded sticker for each dumpster in each account to identify the dumpster. Franchise shall inform the City as to the number of dumpsters associated with each account and shall ensure that a sticker is attached to each dumpster.

Mayor Gibson opened the floor for the public hearing.

Mr. Luciano Isla, Esquire, with a business address at 1790 West 49th Street, Suite 300, Hialeah, Florida and a registered lobbyist representing small family owned garbage and solid waste companies, appeared before the City Council to them for allowing his clients to come to this City in a free and competitive market.

After there were no other interested parties to speak on behalf of this item, the public hearing was closed.

There being no discussion from the Council, it was moved by Vice Mayor Campbell, seconded by Councilwoman Watson **to adopt** this ordinance as amended. **Motion passed by a 7-0 vote.**

Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Mayor Gibson:	Yes

ORDINANCE NO. 2004-04-20

8B) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RELATING TO ENTERING INTO A NON-EXCLUSIVE GAS FRANCHISE AGREEMENT WITH NUI UTILITIES, INC. D/B/A NUI GAS COMPANY OF FLORIDA ALLOWING FOR THE USE OF

PUBLIC RIGHTS OF WAY OF THE CITY OF MIAMI GARDENS, FLORIDA, AND PRESCRIBING THE TERMS AND CONDITIONS UNDER WHICH THE FRANCHISE MAY BE EXERCISED; MAKING FINDINGS; AND PROVIDING FOR SEVERABILITY, ORDINANCES IN CONFLICT, AND AN EFFECTIVE DATE. (SPONSORED BY MAYOR GIBSON) (1st Reading – January 28, 2004)

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

Mr. Green, the City's Transition Coordinator indicated that the contract for this franchise agreement was negotiated by the Interim City Attorney and the Attorneys for NUI.

Interim City Attorney Ottinot added that NUI has already executed this franchise agreement. NUI has been very amenable and worked well with staff.

Moved by Councilwoman Watson, seconded by Councilwoman King to **adopt** this item, motion **passed by a 7-0 vote**.

Councilman Bratton:	Yes
Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Mayor Gibson:	Yes

9) PUBLIC COMMENT – 10 MINUTES

Mr. Wendell James of 18820 NW 29th Place, Miami Gardens, Florida appeared before the City Council to express his concerns about the Alarm Fee Registration, and whether a property owner would have to pay a registration fee even though the alarm system is inoperable.

Staff advised Mr. James that if the alarm system made any kind of noise a registration fee was required. If the system was inoperable and no noise emanated from the system no registration was required.

10) RESOLUTIONS:

RESOLUTION NO. 2004-24-75

- 10A) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING AN APPLICATION FOR GRANT ASSISTANCE FROM THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM; AUTHORIZING THE CITY MANAGER TO SIGN THE APPLICATION AND TO TAKE FURTHER ACTION PURSUANT TO THE APPLICATION; PROVIDING FOR SUPPLEMENTAL FUNDS; PROVIDING**

FOR NON-DISCRIMINATION; PROVIDING FOR OPERATION; PROVIDING FOR THE NON-SUBSTITUTION OF PROJECTS; AUTHORIZING THE MAYOR TO SIGN THE RESOLUTION; PROVIDING AN EFFECTIVE DATE(SPONSORED BY THE CITY MANAGER)

Manager Crew indicated that the City had received notice of available funding for the City of Miami Gardens.

At the conclusion of this discussion, it was moved by Vice Mayor Campbell, seconded by Councilwoman Watson **to approve** this item. Motion **passed by a 7-0 vote**.

Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Mayor Gibson:	Yes

RESOLUTION NO. 2004-25-76

10B) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO SWITCH THE CITY'S PAYROLL TO BI-WEEKLY; AUTHORIZING THE MAYOR TO SIGN THE RESOLUTION; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Manager Crew shared his rationale for sponsoring this item, and conveyed the fact that it would be very difficult to calculate overtime on a twice-a-month basis.

At the conclusion of this discussion, it was moved by Councilwoman Watson, seconded by Vice Mayor Campbell **to approve** this item. Motion **passed by a 7-0 vote**.

Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Mayor Gibson:	Yes

RESOLUTION NO, 2004-26-77

10C) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI GARDENS FOR THE PROVISION OF EMPLOYEE INSURANCE BENEFITS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE

AGREEMENT AND TAKE ANY ACTION REQUIRED TO EXERCISE ANY RENEWAL AND CANCELLATION PROVISIONS THEREIN; AUTHORIZE THE MAYOR TO SIGN THE RESOLUTION; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Manager Crew related that the cost to acquire an insurance plan for the two employees currently employed by the City of Miami Gardens was astronomical. He said that the City is in a position to piggyback off of the flexible insurance coverage offered by Miami-Dade County.

At the conclusion of this discussion, it was moved by Councilwoman Watson, seconded by Councilman Bratton **to approve** this item. Motion **passed by a 7-0 vote**.

Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Mayor Gibson:	Yes

RESOLUTION NO. 2004-27-78

10D) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, PROVIDING CERTAIN ASSURANCES TO THE NATIONAL FLOOD INSURANCE PROGRAM; DIRECTING THE CITY MANAGER TO MAINTAIN RECORDS; AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY ACTIONS TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Manager Crew indicated that the adoption of this resolution authorizes the adoption of a Flood Insurance Ordinance, which was on tonight's agenda for first reading.

At the conclusion of this discussion, it was moved by Councilman Braynon, seconded by Vice Mayor Campbell **to approve** this item. Motion **passed by a 7-0 vote**.

Councilwoman Pritchett:	Yes
Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Vice Mayor Campbell:	Yes
Councilwoman King:	Yes
Mayor Gibson:	Yes

Please note that Mayor Gibson passed the gavel to Vice Mayor Campbell before leaving the dais.

RESOLUTION NO. 2004-28-79

10E) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA; URGING MIAMI DADE COUNTY TO ACQUIRE A PARCEL OF UNDEVELOPED LAND CONSISTING OF APPROXIMATELY 186 ACRES PROPERTY LOCATED ON THE SOUTHEASTERN CORNER OF THE INTERSECTION OF N.W. 47 AVENUE AND N.W. 215 STREET FOR THE ESTABLISHMENT OF A PUBLIC PARK; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Mr. Robert Holland, Esquire, a registered lobbyist with offices at 5955 NE 4th Court appeared before the City Council to explain the necessity of adopting this resolution. He related that an option is being considered to purchase this property for affordable housing. He requested that the City adopt the resolution urging Miami-Dade County to purchase the property as a Regional Park. The park would be maintained by Miami-Dade County, which is a more viable option than affordable housing.

Ms. Vanessa Wilcox of 2000 NW 186th Street, Miami Gardens, Florida appeared before the City Council to present another option for the property, which included a Multi-purpose Cultural Arts Center.

Ms. Wilcox was asked to meet with Mr. Holland for an exchange of ideas for this property.

At the conclusion of this discussion, it was moved by Councilman Bratton, seconded by Councilwoman Watson **to approve** this item. Motion **passed by a 7-0 vote**.

Councilwoman Watson:	Yes
Councilman Bratton:	Yes
Councilman Braynon:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Mayor Gibson:	Yes
Vice Mayor Campbell:	Yes

RESOLUTION NO. 2004-29-80

10F) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA ESTABLISHING A DR. MARTIN LUTHER KING, JR., HOLIDAY STEERING COMMITTEE TO ORGANIZE HOLIDAY EVENT; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY COUNCILWOMAN PRITCHETT)

Councilwoman Pritchett explained her foundation for sponsoring this item.

At the conclusion of this discussion, it was moved by Mayor Gibson, seconded by Councilwoman Watson to approve this item. Motion **passed by a 7-0 vote**.

Councilwoman Watson:	Yes
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Councilman Bratton:	Yes
Councilman Braynon:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Mayor Gibson:	Yes
Vice Mayor Campbell:	Yes

RESOLUTION NO. 2004-30-81

10G) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPOINTMENT OF SONJA K. KNIGHTON OF JAMES C. BRADY & ASSOCIATES, AS CITY ATTORNEY; AUTHORIZING THE MAYOR TO EXECUTE THE RETAINER AGREEMENT, ATTACHED HERETO AS EXHIBIT "A"; FURTHER AUTHORIZING THE MAYOR; PROVIDING AN EFFECTIVE DATE.

Mayor Gibson explained the process involved with this selection process. She related that this position was advertised twice in the Daily Business Review. She further detailed Ms. Knighton's impressive municipal career and impeccable credentials as a former Assistant City Attorney.

Councilman Braynon indicated that he's not had an opportunity to review the information provided by Mayor Gibson and would ask that the item be deferred to the next Council meeting.

Ms. Knighton was afforded an opportunity to further expound on her experience as an Assistant City Attorney.

At the conclusion of this discussion, it was moved by Mayor Gibson, seconded by Councilwoman Watson **to approve** this item. **Motion passed by a 7-0 vote.**

Councilman Bratton:	Yes
Councilman Braynon:	Yes
Councilwoman King:	Yes
Councilwoman Pritchett:	Yes
Mayor Gibson:	Yes
Councilwoman Watson:	Yes
Vice Mayor Campbell:	Yes

Please note that the items listed below were deleted from the official agenda.

~~**10G) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA; PROVIDING FOR TRANSMITTAL OF AN AMENDMENT TO THE MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN AS ADOPTED BY THE CITY OF MIAMI GARDENS CHARTER TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AND ALL OTHER REQUIRED GOVERNMENT AGENCIES OR ENTITIES FOR THEIR REVIEW; RESERVING THE**~~

~~RIGHT TO TAKE FINAL ACTION AT A LATER DATE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)~~

~~10H) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA; PROVIDING FOR TRANSMITTAL OF AN AMENDMENT TO THE MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN AS ADOPTED BY THE CITY OF MIAMI GARDENS CHARTER TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AND ALL OTHER REQUIRED GOVERNMENT AGENCIES OR ENTITIES FOR THEIR REVIEW; RESERVING THE RIGHT TO TAKE FINAL ACTION AT A LATER DATE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)~~

11. REPORTS OF CITY MANAGER

12. REPORTS OF MAYOR AND COUNCIL MEMBERS

12A) GENERAL REPORTS FROM MAYOR AND COUNCIL MEMBERS

Councilman Braynon shared that he's been working with a group of individuals spearheading a movement to get the younger generation involved with voter registration and the political process. An event is being initiated to have a concert to further this endeavor. He asked that administration draft a resolution supporting this effort.

Mr. D. Clark was afforded an opportunity to further expound on this event, which is aimed at enlightening and encouraging young adults about voter registration and getting involved in their community.

Vice Mayor Campbell mad a motion to appoint Mayor Gibson as the City's representative to the Florida League of Cities Insurance Trust Board. This motion was seconded by Councilman Braynon. This motion **carried by a 6-0 vote**. Councilwoman Pritchett was out of room.

Councilwoman Pritchett acknowledged the young people for their attendance at tonight's meeting.

13. REQUESTS, PETITIONS & OTHER COMMUNICATIONS FROM THE PUBLIC:

13A) PUBLIC COMMENTS – 20 MINUTES

14. SPECIAL PRESENTATION(S)

None

15. ADJOURNMENT:

There being no further business to come before this Body, the meeting adjourned at 10:28 p.m.


Shirley Gibson, Mayor

Attest:


Ronetta Taylor, CMC
City Clerk