



CITY OF MIAMI GARDENS CITY COUNCIL AFTER ACTION SUMMARY

Meeting Date: February 13, 2008
1515 NW 167th St., Bldg. 5, Suite 200
Miami Gardens, Florida 33169
Next Regular Meeting Date: February 27, 2008
Phone: (305) 622-8000 **Fax:** (305) 622-8001
Website: www.miamigardens-fl.gov
Time: 7:00 p.m.

Mayor Shirley Gibson
Vice Mayor Barbara Watson
Councilman Aaron Campbell Jr.
Councilman Oscar Braynon II
Councilman André Williams
Councilman Melvin L. Bratton
Councilwoman Sharon Pritchett
City Manager Danny O. Crew
City Attorney Sonja K. Dickens, Esq.
City Clerk Ronetta Taylor, CMC

City of Miami Gardens Ordinance No. 2007-09-115 requires all lobbyists before engaging in any lobbying activities to register with the City Clerk and pay an annual fee of \$250.00. This applies to all persons who are retained (whether paid or not) to represent a business entity or organization to influence “City” action. “City” action is broadly described to include the ranking and selection of professional consultants, and virtually all-legislative, quasi-judicial and administrative action. All not-for-profit organizations, local chamber and merchant groups, homeowner associations, or trade associations and unions must also register however an annual fee is not required.

- (A) **CALL TO ORDER/ROLL CALL** – *The meeting was called to order at 7:13pm. The following members of the City Council were present: Mayor Shirley Gibson, Vice Mayor Barbara Watson, and Council Members Aaron Campbell Jr., Andre Williams, Melvin L. Bratton and Oscar Braynon. Councilwoman Sharon Pritchett arrived at 7:37pm.*
- (B) **INVOCATION** – *Delivered by Dr. Lester Brown.*
- (C) **PLEDGE OF ALLEGIANCE** – *Recited in unison*
- (D) **APPROVAL OF MINUTES**
Regular Meeting – November 28, 2007
Action: Motion to approve pass and carried by a 6-0 voice vote. Councilwoman Pritchett was not present when the vote was taken.

Regular Meeting – January 9, 2008

Action Motion to approve was passed and carried by a 6-0 voice vote. Councilwoman Pritchett was not present when the vote was taken.

(E) ORDER OF BUSINESS (Items shall be pulled from the Consent Agenda at this time):

The following items was added to the agenda:

F-0) Special Presentation

F-6) Councilman Braynon Presentations

The following items were deferred:

Item H-2 was deferred to the February 27th Agenda.

Item I-3 was deferred.

Action: Motion to approve the agenda passed and carried by a 6-0 voice vote. Councilwoman Pritchett was not present when the vote was taken.

(F) SPECIAL PRESENTATIONS (5 minutes each)

F-1) City of Miami Gardens Police Department Monthly Report

F-2) Parks and Recreation Advisory Board Quarterly Report

F-3) Jazz in the Gardens

F-5) Impact of Tax Referendum

(G) PUBLIC COMMENTS

(H) ORDINANCE(S) FOR FIRST READING:

H-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING SECTION C OF ORDINANCE NO. 2005-27-65 RELATING TO REGULATIONS CONCERNING MOTORIZED SCOOTERS, GO-PEDS, ALL TERRAIN VEHICLES AND DIRT BIKES WITHIN THE CITY OF MIAMI GARDENS; 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 ATTORNEY)

Action: Motion to approve for first reading passed and carried by a 6-0 vote.

H-2) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, CREATING A COMMITTEE ON THE STATUS OF WOMEN; PROVIDING FOR MEMBERSHIP; PROVIDING FOR TERMS OF OFFICE; PROVIDING FOR ORGANIZATION; PROVIDING FOR DUTIES AND POWERS; 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 GIBSON)

Action: Deferred to the February 27, 2008 City Council Meeting.

H-3) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ENACTING PROVISIONS FOR OWNERS AND OPERATORS OF TOWING COMPANIES DOING BUSINESS IN THE CITY; PROVIDING FOR DEFINITIONS; PROVIDING FOR TOWING PERMITS; PROVIDING FOR TOWING RULES AND REGULATIONS; PROVIDING FOR PENALTIES; 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)

Action: Motion to approve on first reading passed and carried by a 6-0 vote.

H-4) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING THE FISCAL YEAR 2007/2008 BUDGET TO RECLASSIFY THE "STORMWATER SPECIAL REVENUE" TO AN ENTERPRISE FUND FOR ACCOUNTING PURPOSES; AUTHORIZING THE CITY MANAGER TO TRANSFER ALL OF THE AMOUNTS ORIGINALLY BUDGETED IN THE "STORMWATER SPECIAL REVENUE" FUND TO A NEW "STORMWATER ENTERPRISE" FUND, IN ACCORDANCE WITH 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 THE CITY MANAGER)

Action: Motion to approve on first reading passed and carried by a 6-0 vote.

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

ORDINANCE NO. 2008-04-140

I-1) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ADOPTING A SIGN CODE, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE; REPLACING "THE SIGN CODE OF MIAMI-DADE COUNTY, FLORIDA", ALSO KNOWN AS ARTICLE VI. SIGNS, CHAPTER 33,

CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR SIGN REGULATIONS; PROVIDING FOR DEFINITIONS; PROVIDING FOR PERMITTING REQUIREMENTS; PROVIDING FOR SIGN PLANS TO BE SUBMITTED; PROVIDING FOR NONCONFORMING SIGNS; PROVIDING FOR AN AMORTIZATION PERIOD; PROVIDING FOR DESIGN STANDARDS; PROVIDING FOR PROHIBITED SIGNS; PROVIDING FOR PENALTIES; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER) (1st Reading – January 23, 2008)

Action: Motion to adopt, with approved amendments, on second reading passed and carried by a 6-0 vote.

ORDINANCE NO. 2008-05-141

I-2) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, REPEALING ORDINANCE NO. 2005-04-20 WHICH AMENDED SECTIONS 5, 6 AND 10 OF ORDINANCE NUMBER 2004-14-30 ENTITLED “CERTIFICATES OF USE”, TO PROVIDE THAT CERTIFICATES OF USE WOULD BE RENEWED BY JANUARY 1ST OF EACH YEAR INSTEAD OF OCTOBER 1ST OF EACH YEAR; 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 – January 23, 2008)

Action: Motion to adopt on second reading passed and carried by a 6-0 vote.

I-3) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ADOPTING A VEHICLE IMPOUNDMENT ORDINANCE TO PERMIT THE IMPOUNDMENT OF VEHICLES THAT POLICE OFFICERS HAVE PROBABLY CAUSE TO BELIEVE WERE INVOLVED IN THE COMMISSION OF CERTAIN CRIMES; PROVIDING FOR PRELIMINARY AND FINAL HEARINGS; PROVIDING FOR PENALTIES; PROVIDING FOR APPEALS; 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 – January 23, 2008)

Action: This item was deferred.

ORDINANCE NO. 2008-142

- I-4) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE SETTING OF SERVICE AND USER CHARGES FOR MUNICIPAL SERVICES BY RESOLUTION; 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 – January 23, 2008)**

Action: Motion to adopt on second reading passed and carried by a 6-0 vote.

(J) CONSENT AGENDA/RESOLUTION(S)

RESOLUTION NO. 2008-15-702

- J-1) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A CHANGE ORDER TO THAT CERTAIN AWARD TO BEARINGPOINT, INC., FOR MANAGEMENT AND TECHNOLOGY CONSULTING IN THE AMOUNT OF \$66,273.75; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2008-16-703

- J-2) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER TO MAROONE CHEVROLET IN THE AMOUNT OF \$52,164.00 FOR THE PURCHASE OF THREE (3) 2008 CHEVROLET MALIBUS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2008-17-704

- J-3) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A PURCHASE ORDER TO DON REID FORD IN THE AMOUNT OF \$213,269.00.00 FOR THE PURCHASE OF ONE (1) 2008 FORD F-350 CREW CAB, TWO (2) 2008 FORD E-350 CLUB WAGONS, SIX (6) 2008 FORD F-150 TRUCKS, ONE (1) 2008 FORD F-250 SUPER CAB AND ONE (1) 2008 FORD E-150 WAGON; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS;**

PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

RESOLUTION NO. 2008-18-705

- J-4) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A WORK ORDER AGREEMENT WITH URS CORPORATION, FOR THE DESIGN OF INDUSTRIAL AREA DRAINAGE IMPROVEMENTS, IN THE AMOUNT OF \$69,806.00; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2008-19-706

- J-5) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE A WORK ORDER TO ILER PLANNING GROUP, IN THE AMOUNT OF \$126,330.00 IN ORDER TO COMPLETE CITY OF MIAMI GARDENS ZONING CODE/LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2008-20-707

- J-6) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXPEND THE SUM OF \$62,874.00 FOR STAMPED CONCRETE IMPROVEMENTS ON NORTHWEST 2 AVENUE (STATE ROAD 441) AND NORTHWEST 215TH STREET INTERSECTION; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)**

RESOLUTION NO. 2008-21-708

- J-7) 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 MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"), ATTACHED HERETO AS EXHIBIT "A", FOR THE MAINTENANCE OF STAMPED CONCRETE ALONG NORTHWEST 2ND AVENUE (STATE ROAD 441); PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS;**

PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Action: Motion to approve the Consent Agenda passed and carried by a 5-1 voice vote. Councilwoman Pritchett cast the dissenting vote.

(K) RESOLUTION(S)

RESOLUTION NO. 2008-22-709

K-1) 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 SECOND ADDENDUM TO THE AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS AND BECKER & POLIAKOFF, P.A., A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A," TO EXTEND THE SAME FOR AN ADDITIONAL ONE YEAR PERIOD AND TO INCREASE THE SAME BY \$15,000.00; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Action: Motion to approve passed and carried by a 6-0 voice vote.

RESOLUTION NO. 2008-13-710

K-2) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE REVENUE AND FEE MANUAL, ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Action: Motion to approve passed and carried by a 6-0 voice vote.

RESOLUTION NO. 2008-24-711

K-3) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING A __% INCREASE TO THE CURRENT SALARY OF DR. DANNY CREW, THE CITY MANAGER; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE. (SPONSORED BY THE CITY MANAGER)

Action: Motion to approve passed and carried by a 6-0 voice vote.

(L) REPORTS OF CITY MANAGER AND CITY ATTORNEY.

(M) REPORTS OF MAYOR AND COUNCIL MEMBERS.

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

(O) ADJOURNMENT – *The meeting adjourned at 10:12pme.*

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT RONETTA TAYLOR, CITY CLERK (305) 622-8003, NOT LATER THAN 48 HOURS PRIOR TO SUCH PROCEEDING. TDD NUMBER 1-800-955-8771.

ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM MAY CONTACT RONETTA TAYLOR, CITY CLERK (305) 622-8003.

ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE CITY OF MIAMI GARDENS WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

Please turn-off all beepers and cellular telephones to avoid interrupting the council meeting.