

WELCOME TO A MEETING OF THE CITY OF OPA-LOCKA CITY COMMISSION

November 08, 2017

City Commission

Mayor Myra L. Taylor
Vice Mayor Joseph L. Kelley
Commissioner Timothy Holmes
Commissioner Matthew A. Pigatt
Commissioner John Riley



Appointed Officials

Ed Brown, Interim City Manager
Vincent T. Brown, City Attorney
Joanna Flores, City Clerk

SPEAKING BEFORE THE CITY COMMISSION

NOTE: All persons speaking shall come forward and give your name and address, and the name and address of the organization you are representing.

There is a three (3) minute time limit for speaker/citizens forum and participation at all city commission meetings and public hearings. Your cooperation is appreciated in observing the three (3) minute time limit policy. If your matter requires more than three (3) minutes, please arrange a meeting or an appointment with the City Clerk prior to the commission meeting.

THANKING YOU VERY MUCH, IN ADVANCE, FOR YOUR COOPERATION

SECTION 2-58 DECORUM: Any person making impertinent or slanderous remarks or who become boisterous while addressing the commission, shall be declared to be out of order by the presiding officer, and shall be barred from further audience before the Commission by the presiding officer, unless permission to continue or again address the commission be granted by the majority vote of the commission members.

City of Opa-locka Ordinance No. 91-12 adopted September 11, 1991 requires all persons appearing in a paid or enumerated representative capacity before the city staff, boards, committees and the City Commission to register with the City Clerk before engaging in lobbying activities. A copy of said ordinance is available in the Office of the City Clerk, 780 Fisherman Street, 4th Floor, Opa-locka, Florida.

PURSUANT TO FLORIDA STATUTES, CHAPTER 285.0105: "If a person decides to appeal any decision made by the Board, Agency or Commission with respect to the proceedings, and that, for such purpose, that person 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."

***NEXT CITY COMMISSION MEETING:
NOVEMBER 22, 2017***

CITY OF OPA-LOCKA
“The Great City”

AGENDA
REGULAR COMMISSION MEETING
November 08, 2017
7:00 P.M.
Sherbondy Village Auditorium
215 Perviz Avenue
Opa-locka, FL 33054

- 1. CALL TO ORDER:**
- 2. ROLL CALL:**
- 3. INVOCATION:**
- 4. PLEDGE OF ALLEGIANCE:**
- 5. AWARDS/PROCLAMATIONS/ACKNOWLEDGMENTS:**
- 6. APPROVAL OF CONSENT AGENDA AND PULL LIST (deferrals and deletions):**
- 7. APPROVAL OF AGENDA:**
- 8. APPROVAL OF MINUTES:**

Regular Commission Meeting Minutes – May 10, 2017
Recessed Special Commission Meeting Minutes – July 11, 2017
Regular Commission Meeting Minutes – July 12, 2017
- 9. DISTRICT ONE / DISTRICT TWO - COUNTY COMMISSIONER REPORT:**
- 10. PUBLIC PRESENTATIONS:**
 - 1. Florida Department of Transportation (FDOT)**
Ref: Overview/Update on the Project Development and Environment (PD&E)
Study for the implementation of rapid transit along SR 9/SR 817/NW 27th
Avenue (referred to as the NW 27th Avenue Corridor)
- 11. CITIZENS' FORUM:**
(Opportunity for discussion of any concerns – please limit to 3 minutes)
- 12. ACTION ITEMS (items from consent agenda pull list):**
- 13. ADMINISTRATION:**

CONSENT AGENDA:

Items listed under the Consent Agenda are viewed to be routine and the recommendation will be enacted by one motion in the form listed below. If discussion is desired, the item(s) will be removed from the Consent Agenda and will be considered separately. All Consent Agenda Resolutions will be read by title.

1. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA ENDORSING AND SUPPORTING THE MIAMI-DADE TRANSPORTATION PLANNING ORGANIZATION'S STRATEGIC MIAMI AREA RAPID TRANSIT (SMART) PLAN AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE MIAMI-DADE TRANSPORTATION PLANNING ORGANIZATION FOR THE DEVELOPMENT OF AN IMPLEMENTATION PLAN IN AN AMOUNT NOT TO EXCEED \$12,600.00, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

2. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, DECLARING CERTAIN CITY-OWNED PROPERTY "SURPLUS PROPERTY"; AUTHORIZING THE CITY MANAGER TO DISPOSE OF THE PROPERTY BY SALE, DEVELOPMENT, OR JOINT VENTURE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

3. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, IN THE ABSENCE OF A QUORUM OF THE HISTORIC PRESERVATION BOARD, AUTHORIZING THE CITY MANAGER TO ISSUE A SPECIAL CERTIFICATE OF APPROPRIATENESS FOR THE STRUCTURE LOCATED AT 111 PERVIZ AVENUE IN OPA-LOCKA, FLORIDA REMOVING IT FROM THE OPA-LOCKA HISTORIC REGISTRY AND ALLOWING ITS DEMOLITION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A CONFLICT AND REPEALER CLAUSE AND RESCINDING ALL ORDINANCES IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

4. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, APPROVING THE HIRING OF 300 ENGINEERING GROUP, P.A. AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR DISASTER RECOVERY ANALYSIS IN ADDITION TO PREPARING DOCUMENTS FOR FEMA REIMBURSEMENT IN AN AMOUNT NOT TO EXCEED \$150,000.00; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

5. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, DIRECTING AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE A SETTLEMENT AGREEMENT WITH UNIVERSAL WASTE SERVICES OF FLORIDA, INC., IN CASE NUMBER 2017-1268 (UNIVERSAL WASTE SERVICES OF FLORIDA, ET AL., VS. CITY OF OPA-LOCKA, FL), WHICH WILL BE PRESENTED TO THE CITY COMMISSION FOR APPROVAL; PROVIDING FOR

INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.
Sponsored by Mayor Taylor

6. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE BROWN LAW GROUP, LLC, TO REPRESENT THE CITY OF OPA-LOCKA IN KENNETH BYRON WILLIAMS VS CITY OF OPA-LOCKA, CASE NUMBER 2017-000067-AP-01; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.
Sponsored by City Attorney

7. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING RESOLUTION 17-9415, AUTHORIZING THE CITY MANAGER TO PAY THE BROWN LAW GROUP, LLC FOR OUTSIDE LITIGATION SERVICES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Attorney*

8. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE A SETTLEMENT AGREEMENT WITH ATTORNEY BENEDICT KUEHNE IN HIS CLAIM FOR LEGAL FEES IN CONNECTION WITH THE REPRESENTATION OF COMMISSIONER TERENCE PINDER (DECEASED) IN (CRIMINAL) CASE NUMBERS F06-39719 AND F08-19352, AND TO PRESENT THE SETTLEMENT AGREEMENT TO THE CITY COMMISSION FOR APPROVAL; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Attorney*

14. NEW ITEMS:

15. PLANNING & ZONING:

A. HEARINGS:

B. APPEALS:

16. ORDINANCES/RESOLUTIONS/PUBLIC HEARING:

A. FIRST READING ORDINANCE(S)/PUBLIC HEARING:

1. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING CHAPTER 3 OF THE CODE OF THE CITY OF OPA-LOCKA, ENTITLED "ADVERTISING", BY AMENDING ARTICLE II, ENTITLED "SIGNS", BY AMENDING SECTION 3-24 ENTITLED "MAXIMUM SIZE" TO INCLUDE POLE SIGNS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR ADOPTION OF ARTICLE; PROVIDING FOR AUTHORITY; PROVIDING FOR CODIFICATION; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR CONFLICT; PROVIDING FOR LIBERAL CONSTRUCTION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
Sponsored by Commissioner Riley

2. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING ORDINANCE 15-31; ESTABLISHING PERMITTED USES AND DEVELOPMENT STANDARDS FOR COMMUNITY GARDENS, URBAN GARDENS AND URBAN FARMS; CREATING DEFINITIONS AND ESTABLISHING A PERMIT AND APPLICATION PROCESS FOR THESE USES; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE. *Sponsored by Commissioner Holmes*

3. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING CHAPTER 13 OF THE CITY CODE OF ORDINANCES AND CREATE ARTICLE XV, "TEMPORARY USES AND OCCUPANCIES", ESTABLISHING A PERMIT APPLICATION PROCESS AND HEARING NOTICE STANDARDS FOR TEMPORARY USES AND OCCUPANCIES IN WHICH A PERMIT IS REQUIRED; AMENDING ORDINANCE 15-31, CHAPTER IV, ENTITLED "TEMPORARY USES AND OCCUPANCIES" TO ESTABLISH THE ZONING DISTRICTS TEMPORARY USES AND OCCUPANCIES WILL BE PERMITTED; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE. *Sponsored by Commissioner Holmes*

4. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING CHAPTER 15, ARTICLE X SIGNALIZED INTERSECTIONS SAFETY SECTION, SEC. 15-136 IMPLEMENTATION OF GENERAL LAW AND DESIGNATION OF LOCAL HEARING OFFICER OF THE CITY OF OPA-LOCKA CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Attorney*

5. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING CHAPTER 2, ARTICLE XI, DIVISION 10, SEC. 2-570.28 SPECIAL MASTER SELECTION OF THE CITY OF OPA-LOCKA CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Attorney*

B. SECOND READING ORDINANCE(S)/PUBLIC HEARING:

C. RESOLUTIONS:

17. CITY MANAGER'S REPORT:

- A. Financial Emergency Board Update**
- B. Glorietta Apartments**
- C. Cultural Arts Center**
- D. Historic City Hall**

18. OFFICIAL BOARD REPORTS:

19. MAYOR/COMMISSION REPORT:

20. OFFICIAL BOARD APPOINTMENTS:

Community Relations, Recreation & Activities Advisory Board

1 Individual appointment (Mayor Taylor)

2 At-large appointments

Civil Service Board

1 Individual appointment (Mayor Taylor)

1 Individual appointment (Commissioner Holmes)

1 Individual appointment (Commissioner Pigatt)

1 Individual appointment (Commissioner Riley)

Fair Housing & Nuisance Abatement Board

1 Individual appointment (Commissioner Holmes)

1 Individual appointment (Commissioner Pigatt)

Historic Environmental Preservation Board

8 At-Large Appointments

21. ADJOURNMENT:

SCHEDULE OF FUTURE WORKSHOPS/OFFICIAL ACTIVITIES

- A. **Commissioner Pigatt on the Block, Monday, November 06, 2017 @ 6:30 p.m. – 8:00 p.m., Power Supermarket, 13210 14566 NW 22nd Avenue, Opa-locka, Florida. Come out and present your ideas, voice your concerns, and let's improve our city together. Hosted by Commissioner Matthew A. Pigatt**
- B. **Join Vice Mayor Joseph L. Kelley for Meet Me Monday on Monday, November 13, 2017 @ 6:00 p.m., at a location to be determined. Hosted by Vice Mayor Joseph L. Kelley**
- C. **The City of Opa-locka Mayor and Commission in partnership with Feeding South Florida Food Distribution on the 3rd Friday of each month (November 17, 2017) at 10:00 a.m. - while supplies last - at Segal Park, 2331 NW 143rd Street, Opa-locka, Florida. Hosted by Vice Mayor Joseph L. Kelley**

For further information, please call the Office of the City Clerk at 305.953.2800/2801 or visit us at www.opalockafl.gov