

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

January 10, 2018

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, 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:
JANUARY 24, 2018***

**CITY OF OPA-LOCKA
"The Great City"**

**AGENDA
REGULAR COMMISSION MEETING
January 10, 2018
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 – October 11, 2017
- 9. DISTRICT ONE / DISTRICT TWO - COUNTY COMMISSIONER REPORT:**
- 10. PUBLIC PRESENTATIONS:**
 - 1. Ygrene Energy Fund
PACE Program in Opa-locka**
- 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 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 **(deferred from 12/13/2017)**. *Sponsored by City Manager*

2. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF THE STATE ATTORNEY FOR THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA TO REIMBURSE THE STATE FOR THE COST OF STATE ATTORNEY PROSECUTION OF CERTAIN CRIMINAL VIOLATIONS OF THE CITY OF OPA-LOCKA CODE OF ORDINANCES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE **(deferred from 12/13/2017)**. *Sponsored by City Manager*

3. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, RETROACTIVELY APPROVING EARLY MEDIATION WITH MEDIATOR ELLEN LEESFIELD IN GEORGE SUAREZ ET AL VS. CITY OF OPA-LOCKA AT A COST NOT TO EXCEED \$1,000.00; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE **(deferred from 12/13/2017)**. *Sponsored by City Attorney*

4. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, APPROVING CITY MANAGER ED BROWN'S EMPLOYMENT CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Commission*

5. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, APPROVING THE PROPOSED LIEN SETTLEMENT WITH CASTLE OPA, LLC FOR THE CUYAHOGA PROPERTY SITE, LOCATED AT 1700 SERVICE ROAD, OPA-LOCKA, FLORIDA, RESULTING IN A 25% REDUCTION OF THE \$261,000.00 LIEN AMOUNT TO \$195,000.00, WITH A PAYMENT OF \$150,000.00 UPON CITY COMMISSION APPROVAL TO BE PAID BY JANUARY 15, 2018 AND THE \$45,000.00 BALANCE TO BE PAID OVER AN 18 MONTH PERIOD UNTIL JUNE 30, 2019; ANY UNPAID BALANCE AS OF JUNE 30, 2019 CAUSES THE LIEN TO REVERT TO THE ORIGINAL AMOUNT OF \$261,000.00 WITH THE REMAINING UNPAID BALANCE TO BE PAID NO LATER THAN JULY 31, 2019; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

6. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER TO SETTLE, SATISFY

AND EXECUTE LIEN RELEASES IN MITIGATION OF WATER AND SEWER LIENS ON THE PROPERTY LOCATED AT 3150 NW 135TH STREET, OPA-LOCKA, FLORIDA IN THE AMOUNT OF \$21,183,72; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

7. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER TO SETTLE, SATISFY AND EXECUTE LIEN RELEASES IN MITIGATION OF CODE ENFORCEMENT LIENS ON PROPERTY LOCATED AT 2161 WILMINGTON STREET, OPA-LOCKA, FLORIDA, IN THE AMOUNT OF \$15,327.21; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

8. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT 1 TO THE DW13020 LOAN AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION RELATING TO THE STATE REVOLVING FUND (SRF) LOAN PROGRAM FOR DRINKING WATER FACILITIES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

9. A RESOLUTON OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, AUTHORIZING THE CITY MANAGER TO PIGGYBACK ON THE CITY OF NORTH MIAMI'S BID WITH BIDERA LLC AND ENTER INTO AN AGREEMENT FOR THE DISPOSAL OF SURPLUS PROPERTY, IN A FORM THAT IS ACCEPTABLE TO THE CITY ATTORNEY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by City Manager*

10. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, DIRECTING THE CITY MANAGER TO DO ALL THAT IS NECESSARY TO REMOVE FORMER COMMISSIONER PINDER'S IMAGE FROM BUS BENCHES WITHIN THE CITY OF OPA-LOCKA; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by Mayor Taylor*

11. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, DIRECTING THE CITY MANAGER AND CITY CLERK TO DO ALL THAT IS NECESSARY TO CO-DESIGNATE PERVIZ AVENUE FROM SHARAZAD BOULEVARD TO FISHERMAN STREET AS DAVID GRANT AVENUE WITH A SIGN TO BE PAID FOR BY VICE MAYOR JOSEPH KELLEY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by Vice Mayor Kelley*

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 CITY COMMISSION OF THE CITY OF OPA-LOCKA AMENDING CHAPTER 2, ARTICLE XI, DIVISION V - CIVIL SERVICE BOARD 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 Commissioner Riley*

2. AN ORDINANCE OF THE CITY COMMISSION OF OPA-LOCKA, FLORIDA, AMENDING THE OPA LOCKA CODE OF ORDINANCES, CHAPTER 2 ADMINISTRATION; DELETING SEC. 2-445. - STATE LANDLORD-TENANT ACT ADOPTED.; 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 EFFECTIVE DATE. *Sponsored by Commissioner Riley*

B. SECOND 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 (first reading/public hearing held on December 13, 2017). *Sponsored by Commissioner Riley*

C. RESOLUTIONS:

1. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA, RESCINDING RESOLUTION NO. 16-9277 THAT AMENDED THE CITY ATTORNEY AGREEMENT WITH THE BROWN LAW GROUP, LLC EXTENDING THE TERM OF THE AGREEMENT FOR AN ADDITIONAL TWO (2) YEARS UNTIL FEBRUARY 5, 2019; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. *Sponsored by Commissioner Riley*

17. CITY MANAGER'S REPORT:

A. Financial Emergency Board Update

- B. Glorietta Apartments
- C. Update on Cultural Arts Center
- D. Water Bills
- E. Roads, Streets and Infrastructure Projects

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. **Join Vice Mayor Joseph L. Kelley for Meet Me Monday on Monday, January 08, 2018 @ 6:00 p.m., Jesus Rock Ministries, 1100 Opa-locka Boulevard, Opa-locka, Florida. Hosted by Vice Mayor Joseph L. Kelley**
- B. **Commissioner Pigatt on the Block, Monday, January 08, 2018 @ 6:30 p.m. – 8:00 p.m., 22nd Avenue Apartments, 13875 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**
- C. **City of Opa-locka Attorney/Client Session to discuss pending litigation in the following case: George Suarez et al, vs. City of Opa-locka, Case No. 2017-008285-CA-01 (43), Wednesday, January 10, 2018 at 6:00 p.m, Sherbondy Village Auditorium, 215 Perviz Avenue, Opa-locka, Florida. This Attorney/Client Session is closed to the general public.**
- D. **Join the Mayor and City Commission in conjunction with Parks & Recreation for the Annual MLK Walk, Saturday, January 13, 2018 @ 9:00 a.m., we will begin at the corner of NW 151st Street and NW 27th Avenue and proceed West to President Barack**

Obama (Perviz) Avenue then South to Sherbondy Village. Hosted by Vice Mayor Joseph Kelley

- E. The City of Opa-locka Mayor and Commission in partnership with Feeding South Florida Food Distribution on the 3rd Friday of each month (January 19, 2018) 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**
- F. City of Opa-locka Mayor and City Commission along with Florida Medical Center Group, Inc. presents a Community Health Fair, Saturday, January 20, 2018 from 9:00 a.m. – 2:00 p.m., Sherbondy Park Pavilion, 777 Sharazad Boulevard, Opa-locka, Florida. Hosted by Vice Mayor Joseph L. Kelley**
- G. Mayor Myra L. Taylor cordially invites you to the State of the City Address, Friday, January 26, 2018 @ 7:00 p.m., at a location to be determined.**
- H. Neighbors and Neighbors Association, Inc. in conjunction with the Wilkie D. Ferguson Jr. Bar Association and City of Opa-locka Vice Mayor Joseph L. Kelley invite you to attend the Opa-locka Legal Fair, Saturday, January 27, 2018 from 12:00 p.m. – 4:00 p.m., Sherbondy Village Auditorium, 215 President Barack Obama (Perviz) Avenue, Opa-locka, Florida. Free legal consultation. Volunteer lawyers will be onsite for assistance. Hosted by Vice Mayor Joseph L. Kelley**
- I. The Office of the State Attorney in conjunction with the City of Opa-locka invite you to attend the Second Chance One Stop Sealing and Expungement Program, Thursday, February 22, 2018 from 4:00 p.m. – 7:00 p.m., Sherbondy Village Auditorium, 215 President Barack Obama (Perviz) Avenue, Opa-locka, Florida. If you were charged with a crime in Miami-Dade County and the case did not result in a conviction, you may be eligible to have a single record sealed or expunged. Only cases that occurred in Miami-Dade County at State Level will be reviewed. Hosted by Mayor Myra L. Taylor**

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