

CITY OF HOMESTEAD

COUNCIL MEETING



City Council

Steven D. Losner, Mayor
Sean L. Fletcher, Vice Mayor
Erica G. Ávila, Councilwoman
Jenifer N. Bailey, Councilwoman
Clemente Canabal, Councilman
Thomas B. Davis, Councilman
Larry Roth, Councilman

Nzeribe (Zerry) Ihekwa, PhD, PE, City Manager
Elizabeth Sewell, MPA, MMC, City Clerk
Weiss Serota Helfman Cole & Bierman, P.L., City Attorney

Wednesday, December 18, 2024
The Meeting will Start @ 6:00 PM



**CITY OF HOMESTEAD
CITY COUNCIL MEETING
AGENDA**

****PLEASE TURN OFF ALL ELECTRONIC DEVICES PRIOR TO ENTERING COUNCIL CHAMBERS. ****

WEDNESDAY, DECEMBER 18, 2024
THE MEETING WILL START AT 6:00 PM
CITY HALL COUNCIL CHAMBERS
100 CIVIC COURT, HOMESTEAD, FL 33030
WWW.HOMESTEADFL.GOV

The City will hold a Hybrid Council meeting. The public may participate in-person at City Hall or virtually utilizing video conference via WebEx Events or the toll-free conference call number. Please go to www.homesteadfl.gov/calendar for specific details and instructions on participation utilizing video and telephonic conferencing. The meeting can also be viewed live on the City access channel or City web site at www.homesteadfl.gov.

Public comments can be made in-person at the meeting or virtually utilizing WebEx Events.

DECORUM POLICY:

No individual shall make slanderous or unduly repetitive remarks, or engage in any other form of behavior that disrupts or impedes the orderly conduct of the meeting, as determined by the Mayor and/or Sergeant at Arms. No clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be permitted. No signs or placards shall be permitted in the Council Chambers. Individuals addressing the Mayor and Council must first be recognized by the Mayor and must do so utilizing the designated podium in the Council Chamber. No more than one person may address the Council at a time unless specifically permitted by the Mayor. No person may stand in or on the aisles, the well or the dais. Individuals waiting to be recognized shall wait in an area designated by the City. Persons exiting the council chambers shall do so quietly. Any individuals determined to have violated the Rules of Decorum, as determined by the Mayor or Sergeant at Arms may be required to leave the Council Chambers.

1. **CALL TO ORDER/INVOCATION/PLEDGE OF ALLEGIANCE**

- (a) INVOCATION BY DEACON ALPHA FLEURIMOND FROM SACRED HEART CATHOLIC CHURCH
- (b) PLEDGE OF ALLEGIANCE BY COUNCILMAN ROTH

2. **ROLL CALL**

3. **PUBLIC COMMENTS**

4. **ADDITIONS, DELETIONS, DEFERRALS**

5. **CONSENT AGENDA**

- i. (a) NOVEMBER 12, 2024 COUNCIL WORKSHOP MINUTES **TAB 1**
(b) NOVEMBER 20, 2024 COUNCIL PRESENTATION CEREMONY MINUTES
(c) NOVEMBER 20, 2024 COUNCIL MINUTES

- ii. CAR #4464 – AWARD ITB #202438 CITY HALL GENERATOR PROJECT RE-BID **TAB 2**
- iii. CAR #4303 – CITY OF HOMESTEAD SURPLUS PROPERTY **TAB 3**
- iv. CAR #4465 – HARRIS FIELD PARK GYMNASIUM LIGHTING UPGRADE **TAB 4**
- v. CAR #4451 – FLORIDA DEPARTMENT OF LAW ENFORCEMENT C-6N196 FY23 COMMUNITY POLICING AND ENGAGEMENT **TAB 5**
- vi. CAR #4453 – MIAMI-DADE COUNTY SIGNATORY LAW ENFORCEMENT AGENCIES **TAB 6**
- vii. CAR #4443 – MICCOSUKEE TRIBE OF INDIANS POLICE DEPARTMENT MUTUAL AID **TAB 7**
- viii. CAR #4480 – OFFICE OF THE ATTORNEY GENERAL VOCA GRANT **TAB 8**
- ix. CAR #4445 – STATE OF FLORIDA EMERGENCY MANAGEMENT **TAB 9**
- x. CAR #4461 – FLORIDA DEPARTMENT OF TRANSPORTATION – PUBLIC TRANSPORTATION GRANT AGREEMENT **TAB 10**
- xi. CAR #4471 – FLORIDA DEPARTMENT OF TRANSPORTATION OCCUPANT PROTECTION GRANT AWARD **TAB 11**

6. **PUBLIC HEARINGS – ORDINANCES, LAND USE ITEMS, ETC.:**

- (a) **QUASI-JUDICIAL PUBLIC HEARINGS** – PLEASE BE ADVISED THAT THE FOLLOWING ITEMS ON THE AGENDA ARE QUASI-JUDICIAL IN NATURE. IF YOU WISH TO COMMENT UPON ANY OF THESE ITEMS, PLEASE INDICATE THE ITEM NUMBER YOU WOULD LIKE TO ADDRESS WHEN THE ANNOUNCEMENT REGARDING THE QUASI-JUDICIAL ITEM IS MADE. AN OPPORTUNITY FOR PERSONS TO SPEAK ON EACH ITEM WILL BE MADE AVAILABLE AFTER THE APPLICANT AND STAFF HAVE MADE THEIR PRESENTATIONS ON EACH ITEM.

SWEARING IN. ALL TESTIMONY, INCLUDING PUBLIC TESTIMONY AND EVIDENCE, WILL BE MADE UNDER OATH OR AFFIRMATION. ADDITIONALLY, EACH PERSON WHO GIVES TESTIMONY MAY BE SUBJECT TO CROSS-EXAMINATION. IF YOU DO NOT WISH TO BE EITHER CROSS-EXAMINED OR SWORN, YOUR TESTIMONY WILL BE GIVEN ITS DUE WEIGHT. THE GENERAL PUBLIC WILL NOT BE PERMITTED TO CROSS-EXAMINE WITNESSES, BUT THE PUBLIC MAY REQUEST THE COUNCIL TO ASK QUESTIONS OF STAFF OR WITNESSES ON THEIR BEHALF. THE FULL AGENDA PACKET ON EACH ITEM IS HEREBY ENTERED INTO THE RECORD. PERSONS REPRESENTING ORGANIZATIONS MUST PRESENT EVIDENCE OF THEIR AUTHORITY TO SPEAK FOR THE ORGANIZATION. FURTHER DETAILS OF THE QUASI-JUDICIAL PROCEDURES MAY BE OBTAINED FROM THE CLERK. (IN ACCORDANCE WITH CODE SECTION 2-590, ANY LOBBYISTS MUST REGISTER BEFORE ADDRESSING THE COUNCIL ON ANY OF THE FOLLOWING ITEMS). AT THIS TIME COUNCILMEMBERS MUST DISCLOSE ANY EX-PARTE COMMUNICATIONS CONCERNING ANY ITEMS ON THE AGENDA.

AT THIS TIME THE CLERK WILL SWEAR IN ANY PERSON(S) WHO WISHES TO TESTIFY ON ANY QUASI-JUDICIAL ITEM.

- i. CAR #4467 – PH2024-45 FINAL PLAT FOR EASTGROUP PROPERTIES, LP **TAB 12**
A RESOLUTION OF THE CITY OF HOMESTEAD, FLORIDA, GRANTING FINAL PLAT APPROVAL, AS REQUESTED BY EASTGROUP PROPERTIES, L.P., FOR THE DEVELOPMENT OF AN APPROXIMATELY 398,230 SQUARE FOOT INDUSTRIAL PARK, CONSISTING OF

FOUR (4) LOGISTICS AND DISTRIBUTION WAREHOUSE BUILDINGS LOCATED ON AN APPROXIMATELY 28.0 ACRE PARCEL OF LAND WITHIN THE HOMESTEAD PARK OF COMMERCE (HPOC), GENERALLY LOCATED NORTH OF SW 336 STREET (PARK OF COMMERCE BOULEVARD) AND WEST OF SW 147 AVENUE, AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.

- ii. CAR #4469 – PH2024-80 SITE PLAN EXTENSION REQUEST FOR RBS HOMESTEAD, LLC. **TAB 13**
A RESOLUTION OF THE CITY OF HOMESTEAD, FLORIDA, GRANTING THE REQUEST BY RBS HOMESTEAD, LLC., FOR A TWELVE (12) MONTH EXTENSION TO A PREVIOUSLY APPROVED SITE PLAN FOR THE DEVELOPMENT OF A 135,250 SQUARE FOOT SELF-STORAGE FACILITY ON AN APPROXIMATELY 2.35 ACRE PARCEL OF LAND, GENERALLY LOCATED SOUTH OF SE 8TH STREET (LUCY STREET), EAST OF SE 6TH AVENUE, AND WEST OF THE HOMESTEAD EXTENSION OF THE FLORIDA TURNPIKE, AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE.

7. LEGISLATIVE MATTERS

(a) ORDINANCES

FIRST READING

- i. CAR #4407 – CITY OF HOMESTEAD MUNICIPAL CODE AMENDMENT – CHAPTER 7 CODE ENFORCEMENT **TAB 14**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING CHAPTER 7 OF THE CITY CODE, ENTITLED "CODE ENFORCEMENT," BY AMENDING ARTICLES I, II AND III OF THE CODE, CHANGING THE TERM "CODE ENFORCEMENT" TO "CODE COMPLIANCE, CLARIFYING THE CITY'S CODE ENFORCEMENT PROCEDURES AND COURTESY NOTICES FOR CERTAIN VIOLATIONS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

FIRST READING

- ii. CAR #4425 – MUNICIPAL CERTIFICATE OF USE **TAB 15**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES BY AMENDING CHAPTER 16 "LOCAL BUSINESS TAXES AND BUSINESS REGULATIONS," CREATING ARTICLE VIII, "CERTIFICATE OF USE" PROVIDING FOR DEFINITIONS, APPLICATION PROCEDURES, FEES, REGULATION, DENIAL REVOCATION AND SUSPENSION OF CERTIFICATE OF USE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

FIRST READING

- iii. CAR #4460 – SOLID WASTE FRANCHISE ORDINANCE **TAB 16**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES BY AMENDING CHAPTER 23.5 "SOLID WASTE," ARTICLE I, "IN GENERAL" TO INCLUDE DEFINITIONS FOR FRANCHISES; CREATING ARTICLE II "REGULATION OF PERSONS ENGAGED IN COMMERCIAL WASTE COLLECTION"; AMENDING ARTICLE III "COLLECTION BY THE CITY" TO INCLUDE SPECIAL COLLECTIONS AND CHARGES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN

EFFECTIVE DATE.

SECOND READING

- iv. CAR #4431 – INSTALLATION OF TEMPORARY CONSTRUCTION FENCES WITH SCREENING **TAB 17**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES BY AMENDING CHAPTER 6 “BUILDINGS AND BUILDING REGULATIONS,” ARTICLE IV “FENCES,” TO ESTABLISH REQUIREMENTS FOR CONSTRUCTION SITES AND TEMPORARY PERIMETER FENCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

SECOND READING

- v. CAR #4452 – LOBBYIST REGISTRATION & PRINCIPAL FEES AMENDMENT **TAB 18**
AN ORDINANCE OF THE CITY OF HOMESTEAD, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES BY AMENDING CHAPTER 2 “ADMINISTRATION,” ARTICLE XIII, “LOBBYING ACTIVITIES,” TO INCREASE LOBBYIST REGISTRATION FEES AND PRINCIPAL FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

8. RESOLUTION

- i. CAR #4486 – URGING THE U.S. DEPT. OF VETERANS AFFAIRS TO LOCATE A TRICARE ADVISOR IN HOMESTEAD **TAB 19**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; URGING THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS TO LOCATE A TRICARE ADVISOR AT THE HOMESTEAD VETERAN AFFAIRS CLINIC; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR TRANSMITTAL; PROVIDING FOR AN EFFECTIVE DATE.
- ii. CAR #4449 – 2025 LEGISLATIVE PRIORITIES **TAB 20**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; ADOPTING THE CITY’S 2025 LEGISLATIVE PRIORITIES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.
- iii. CAR #4488 – AMERICAN RESCUE PLAN ACT (ARPA) FUNDING ALLOCATIONS **TAB 21**
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; AUTHORIZING THE CITY MANAGER TO OBLIGATE THE CITY’S AMERICAN RESCUE PLAN ACT (ARPA) FUNDS REMAINING BALANCE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.
- iv. CAR #4437 – STRATEGIC PLAN **TAB 22**
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, ACCEPTING THE PROPOSAL OF BERRY, DUNN, MCNEIL & PARKER, LLC (“BERRYDUNN”) THROUGH THE NATIONAL COOPERATIVE PURCHASING ALLIANCE FOR DEVELOPMENT OF A CITYWIDE STRATEGIC PLAN; AUTHORIZING THE CITY MANAGER TO ENTER INTO

AND EXECUTE AN AGREEMENT WITH BERRYDUNN; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

- v. CAR #4483 – BJA FY 24 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM **TAB 23**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, ACCEPTING A GRANT AWARD FROM THE UNITED STATES DEPARTMENT OF JUSTICE FOR LAW ENFORCEMENT WELLNESS PROGRAM; APPROVING THE GRANT AGREEMENT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT; ESTABLISHING A BUDGET IN THE AMOUNT OF \$55,433.00 FOR THE EXPENDITURE OF GRANT FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

- vi. CAR #4205 – AWARD RFQ #202328 ARCHITECTURAL & ENGINEERING SERVICES FOR WWTP BACKUP GENERATORS, CP0165 **TAB 24**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; ACCEPTING PROPOSAL PURSUANT TO RFQ #202328; APPROVING THE PROFESSIONAL SERVICES AGREEMENT WITH HAZEN AND SAWYER, P.C. FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR WASTEWATER TREATMENT BACKUP GENERATORS; AUTHORIZING THE EXECUTION OF THE AGREEMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

- vii. CAR #4481 – WATER AND SEWER LINE IMPROVEMENTS **TAB 25**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA, ACCEPTING PROPOSAL AND APPROVING WORK AUTHORIZATION FOR ENGINEERING SERVICES REQUIRED FOR THE CITY'S KROME AVENUE WATER AND SEWER MAIN PROJECT, BETWEEN THE CITY AND KIMLEY HORN , PURSUANT TO CONTINUING CONTRACT AWARDED UNDER RFQ 2013-07; PROVIDING FOR AN EFFECTIVE DATE.

- viii. CAR #4485 – FORFEITURE CASES **TAB 26**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOMESTEAD, FLORIDA; AUTHORIZING THE CITY MANAGER TO DIRECT THE CITY ATTORNEY TO COMMENCE FORFEITURE CASES ON BEHALF OF THE CITY WHEN DEEMED APPROPRIATE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

9. **NEW COUNCILMEMBER BUSINESS:**

10. **BUSINESS FROM THE CITY MANAGER:**

11. **CITY ATTORNEY'S REPORT:**

12. **REPORTS OF MAYOR AND COUNCIL:**

- (a) **COUNCILMAN ROTH**
- (b) **COUNCILMAN DAVIS**
- (c) **COUNCILWOMAN ÁVILA**
- (d) **COUNCILWOMAN BAILEY**
- (e) **COUNCILMAN CANABAL**
- (f) **VICE MAYOR FLETCHER**
- (g) **MAYOR LOSNER**

13. **ADJOURNMENT**

NOTICE TO PUBLIC

- IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS HYBRID MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, 305-224-4442 NO LATER THAN TWO DAYS PRIOR TO SUCH PROCEEDING.
- ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE CITY OF HOMESTEAD CITY COUNCIL, 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.
- ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT 305-224-4442.
- IN ACCORDANCE WITH CODE SECTION 2-590, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.
- TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT ANY MEETING LISTED.
- THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION AT CITY HALL COUNCIL CHAMBERS, 100 CIVIC COURT, HOMESTEAD, FL 33030, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.