



CITY OF NORTH MIAMI BEACH
City Council Meeting
City Hall, Council Chambers, 2nd Floor
17011 NE 19th Avenue
North Miami Beach, FL 33162
Tuesday, March 15, 2016
7:30 PM

Mayor George Vallejo
Vice Mayor Beth E. Spiegel
Councilman Anthony F. DeFillipo
Councilwoman Barbara Kramer
Councilwoman Marlen Martell
Councilman Frantz Pierre
Councilwoman Phyllis S. Smith

City Manager Ana M. Garcia
City Attorney Jose Smith
City Clerk Pamela L. Latimore, CMC

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City Council Regular Meeting Minutes

ROLL CALL OF THE CITY OFFICIALS

The meeting was called to order at 7:47pm. Present at the meeting were Mayor George Vallejo, Vice Mayor Beth E. Spiegel, Council Members Anthony F. DeFillipo, Barbara Kramer, Marlen Martell, Frantz Pierre, and Phyllis S. Smith. City Manager Ana M. Garcia, City Attorney Jose Smith, and City Clerk Pamela L. Latimore were also present.

INVOCATION by City Clerk Pamela L. Latimore.

PLEDGE OF ALLEGIANCE was led by Mayor and Council.

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND ADDITIONS TO AGENDA

There were no requests for withdrawals, deferments, or additions to the agenda.

PRESENTATIONS/DISCUSSIONS

Mayor Vallejo and the Council recognized the Scheck Hillel soccer team for winning a state championship.

Vice Mayor Spiegel, along with the Mayor and Council, recognized Macken Realty, SDG/Boca Soccer, and Academica, AFIN for being sponsors of the Heart Walk. The contributions of Ron Book and Duffy's was also acknowledged.

Chief of Police William Hernandez performed the swearing-in of Shaunetta Durham, Alicia Polega, Kendrick Aladin, and Maria Acevedo as North Miami Beach police officers.

Mayor Vallejo opened the meeting for **PUBLIC COMMENT**.

City Clerk Latimore read the rules of public comment into the record. The following person(s) made comments on the record:

1. Terrance Camenzuli - 17151 N.E. 17th Ave., North Miami Beach, FL.
2. Mubarak Kazan – 15564 N.E. 12th Ave., North Miami Beach, FL.

The meeting was closed for **PUBLIC COMMENT**.

APPOINTMENTS

There were no appointments on the agenda.

CONSENT AGENDA

Regular Meeting Minutes of February 16, 2016 (Pamela L. Latimore, City Clerk)

Regular Meeting Minutes of March 1, 2016 (Pamela L. Latimore, City Clerk)

Motion to approve the Consent Agenda made by Councilwoman Martell, seconded by Councilwoman Kramer.
MOTION PASSED 7-0.

CITY MANAGER'S REPORT

Assistant City Manager Mac Serda announced that the city is piggybacking a Request for Proposal (RFP) with the City of Weston for a work order and asset management software system.

Director of Parks & R.E.C. Paulette Murphy promoted NMB's Bike Ride in the 305 on March 20th, the Magical History Tour on April 3rd, 2016, the Youth Symposium on April 8th, the Relay for Life event on April 9th, and the Miami International Jazz Fest on April 30th.

CITY ATTORNEY'S REPORT

City Attorney Smith stated that the city recently closed two forfeiture cases in the approximate amounts of \$26,000 and \$63,000 and filed a new forfeiture case in the approximate amount of \$52,000 and a vehicle.

Vice Mayor Spiegel asked for a personal point of privilege to suggest the Mayor and Council consider naming a stretch of road between 161st St. and 162nd St. on 17th Ave. in honor of Jack Ross. There was a consensus by the council to move forward with the proposal

LEGISLATION

Resolution R2016-17 (Richard Lorber, Director of Community Development)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, GRANTING SITE PLAN APPROVAL, TO CONSTRUCT A TWELVE (12) UNIT, FOUR-STORY, CONDOMINIUM ON TWO VACANT LOTS WITH A COMBINED AREA OF 27,098 SQUARE FEET, AS PROPOSED; AND GRANTING A VARIANCE FROM SECTION 24-47 (D)(4) OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH TO WAIVE FIFTEEN FEET (15') OF THE MINIMUM REQUIRED REAR YARD SETBACK OF TWENTY-FIVE FEET (25'), WHERE A REAR YARD SETBACK OF TEN FEET (10') IS PROPOSED AT ONE CORNER OF THE BUILDING; AND GRANTING A VARIANCE FROM SECTION 24-47 (D)(5) OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH TO INCREASE THE MAXIMUM BUILDING HEIGHT OF THREE (3) STORIES OR THIRTY-FIVE (35) FEET BY ONE (1) STORY AND FOURTEEN (14) FEET AND NINE (9) INCHES WHERE A BUILDING HEIGHT OF FOUR (4) STORIES AND FORTY-NINE (49) FEET AND NINE (9) INCHES IS PROPOSED; AND GRANTING A VARIANCE FROM SECTION 24-47 (D)(6) OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH TO ADD FIFTEEN PERCENT (15%) TO THE MAXIMUM LOT COVERAGE OF TWENTY-FIVE PERCENT (25%), WHERE LOT COVERAGE OF FORTY

PERCENT (40%) IS PROPOSED; IN THE RM-19 DISTRICT, LOCATED AT 4098 NE 167 STREET, NORTH MIAMI BEACH, FLORIDA.

Motion to approve Resolution 2016-17 made by Councilwoman Martell, seconded by Councilman DeFillipo.

Jennings Disclosure

Councilman DeFillipo spoke with Mr. Lasarte about the proposed project and the location.

Councilwoman Martell spoke with Mr. Lasarte about the project and the variances.

Councilwoman Kramer spoke with Mr. Lasarte about the project and looked at the proposed plans.

Mayor Vallejo spoke with Mr. Lasarte, the architect, and the owner about the size of the project and the variances.

Vice Mayor Spiegel attended the Planning and Zoning Board meeting and walked by the property.

Councilwoman Smith walked on the property and spoke with residents who opposed the project.

Councilman Pierre walked on the property and spoke with residents who had concerns about the project.

City Clerk Latimore asked anyone who will be speaking on this subject to raise their right hand and be sworn in.

Director of Community Development Richard Lorber provided a detailed explanation of the Resolution and recommended approval.

The following individuals discussed the location, design, architecture, parking, zoning, and requested variances of the proposed project:

1. Attorney Felix Lasarte of Lasarte Law Firm - 3250 N.E. 1st Ave., Miami, FL.
2. Architect Arturo Griego of Itec Design - 14850 N.W. 44th Ct., Opa Locka, FL.
3. Henry Iler of Iler Planning - 50 E. Ocean Blvd., Stuart, FL.

Mayor Vallejo opened the meeting for **PUBLIC HEARING**.

1. Mia Furst - 4000 N.E. 168th St., North Miami Beach, FL.
2. Barry Gettleman - 3923 N.E. 166th St., North Miami Beach, FL.
3. Rick Feisthammel - 3969 N.E. 167th St., North Miami Beach, FL.
4. Mohammad Besharat - 3983 N.E. 167th St., North Miami Beach, FL.

The meeting was closed for **PUBLIC HEARING**.

Dronix Suarez of Ross Engineering discussed structural and drainage issues.

Vice Mayor Spiegel inquired about the Resolution referring to a Homeowner's Association or a Condo Association and Mr. Lasarte said both would be included.

Councilwoman Smith stated that this item passed the Planning and Zoning Board with a unanimous vote of 4-0 and 3 of the members live in Eastern Shores.

Director of Community Development Lorber gave credit to the Planning and Zoning department and his former colleague Carlos Rivero for working on this proposal.

ROLL CALL VOTE: DeFillipo - **Yes**, Kramer - **Yes**, Martell - **Yes**, Pierre - **Yes**, Smith - **Yes**, Spiegel - **Yes**, Vallejo - **Yes**. **MOTION PASSED 7-0.**

CITY COUNCIL REPORTS

Councilman DeFillipo talked about the anticipation of the Bike 305 event on March 20th and thanked the Police Department for serving and protecting the community.

Councilwoman Kramer invited residents to join the Beautification Committee and thanked a new member for attending the recent Multi-Cultural Committee meeting.

Councilwoman Martell asked residents to the join the Education Committee.

Councilman Pierre said good evening and good night.

Councilwoman Smith wished for the safety of the newly hired and current North Miami Beach police officers and congratulated the Hillel soccer team. She announced the Senior Trip to the Deering Estates on March 24th and the Senior Luncheon on March 25th.

Vice Mayor Spiegel wished her Uncle Jerry a happy 90th birthday.

Mayor Vallejo said he will be at the Bike 305 event on March 20th and the Oleta River State Park Full Moon Kayak Tour on March 23rd. He welcomed the new police officers to the city and wished everyone a happy Easter holiday.

NEXT REGULAR CITY COUNCIL MEETING is Tuesday, April 5, 2016.

ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 10:43pm.

ATTEST:

(SEAL)

Pamela L. Latimore, CMC