



CITY OF NORTH MIAMI BEACH
Special Commission Meeting
Julius Littman Performing Arts Theater
17011 N.E. 19th Avenue
North Miami Beach, FL. 33162
Tuesday, February 8, 2022
5:00pm

Mayor Anthony F. DeFillipo
Vice Mayor Fortuna Smukler
Commissioner McKenzie Fleurimond
Commissioner Daniela Jean
Commissioner Michael Joseph
Commissioner Barbara Kramer
Commissioner Paule Villard

City Manager Arthur H. Sorey III
Interim City Attorney Hans Ottinot
Ottinot Law, P.A.
City Clerk Andrise Bernard, CMC

Special Commission Meeting Minutes

ROLL CALL OF THE CITY OFFICIALS

The Regular Commission Meeting was called to order at 5:09 p.m.

Present at the meeting in the Littman Performing Arts Theater were Mayor Anthony F. DeFillipo, Vice Mayor Fortuna Smukler, Commissioner McKenzie Fleurimond, Commissioner Daniela Jean, Commissioner Michael Joseph (present after roll call), Commissioner Barbara Kramer, and Commissioner Paule Villard. City Manager Arthur H. Sorey III, Interim City Attorney Hans Ottinot, and City Clerk Andrise Bernard were also present.

PLEDGE OF ALLEGIANCE was led by the Mayor and Commission.

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

City Clerk Bernard read the rules of public comment into the record and the following person(s) made comments on the record:

1. Joe Davis
2. Irene Pilinger
3. Ursalem Kazan
4. Marilyn Bauhmel
5. Allison Robie
6. Mubarak Kazan

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

CONSENT AGENDA

Resolution R2022-20 Title VI Implementation Plan (Judeen Johnson, Director of Public Works)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING IN SUBSTANTIAL FORM A TITLE VI PROGRAM PLAN FOR THE

CITY OF NORTH MIAMI BEACH, AND AUTHORIZING THE CITY MANAGER OR DESIGNEE, TO FINALIZE AND IMPLEMENT THE PROGRAM PLAN; PROVIDING FOR AN EFFECTIVE DATE.

Motion to approve the Consent Agenda made by Vice Mayor Smukler seconded by Commissioner Fleurimond.

Voice Vote: MOTION PASSED 7-0.

LEGISLATION

Resolution No. R2022-21 Sanitation

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AN AGREEMENT WITH COASTAL WASTE AND RECYCLING OF FLORIDA, INC., FOR SOLID WASTE AND RECYCLING SERVICES; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; PROVIDING THE CITY MANAGER AND THE CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Interim City Attorney Ottinot read the Resolution No. R2022-21 into the record.

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

City Clerk Bernard read the rules of public comment into the record and the following person(s) made comments on the record:

1. Allison Robie
2. Marilyn Bauhmel
3. Mubarak Kazan

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

City Manager Sorey III thanked the board for attending the special commission meeting and advised several documents were sent to the board with majority of the questions from the board along with the public answered.

City Manager Sorey III introduced Chief Procurement Officer Phillip Ford to the Mayor and Commission and requested him to provide his presentation on sanitation.

Chief Procurement Officer Ford gave a presentation on the Coastal Waste contract terms which included the fixed rate contract with an economic adjustment cause, the franchise fees, the performance based contract aspect, the residential equipment, the commercial equipment, the liquidation damages and the termination for cause. He presented the residential proposal rate, the commercial proposal rate, the annual benefits that will be received from the vendor, the plan to recoup the deficit, and the commercial rate comparison.

City Manager Sorey III summarized the Coastal Waste contract presentation and went over the escalators within the contract that are based on Miami-Dade tipping fees. He highlighted the city worked with Coastal Waste to provide funding for a beautification team in the amount of \$165,000 to assist with any sanitation concerns when debris is left behind.

City Manager Sorey III requested Public Works Director Judeen Johnson to give a presentation on insourcing sanitation.

Public Works Director Judeen Johnson gave a presentation on insourcing sanitation which included an overview of insourcing sanitation cost, the sanitation rate comparisons of insourcing/outourcing, the

sanitation insourcing planning/transition period, the insourcing sanitation operating costs for staffing, tipping fees, the estimated capital cost breakdown, budgeted expenses, the needs to insource sanitation, and the comparison data of other municipalities that insource/outsource sanitation services.

City Manager Sorey III summarized the insourcing sanitation presentation, provided his feedback regarding what comes with insourcing sanitation, the potential increase of sanitation rates to the residents, the hiring process, and the change in the recycling pick-up schedule.

City Manager Sorey III requested Public Works Director Judeen Johnson to give a presentation on insourcing bulk pick-up.

Public Works Director Judeen Johnson gave a presentation on the insourcing cost for bulk pick-up.

City Manager Sorey III spoke regarding the rates for Coastal Waste and how the Coastal Waste rate will cover the sanitation deficit.

Mayor and Commission began discussion on sanitation.

Vice President of Business Development for Coastal Waste and Recycling, John Casagrande, spoke regarding the recycling process, recycling drop-off and the change in the recycling pick-up schedule.

Mayor and Commission continued discussion on sanitation.

City Manager Sorey III stated he will get the next day pick-up schedule after a holiday added to the sanitation contract.

Chief Procurement Officer Phillip Ford further explained the liquidation damages process noted in the proposal sanitation contract.

City Manager Sorey III went over having Coastal Waste provide educational brochures to the residents and the need to have Coastal Waste give public service announcements regarding change of provided service.

Chief Procurement Officer Phillip Ford confirmed once the contract is approved, starting March 1st, the vendor is required to start the transition plan prior to the start of the contract on June 1st.

Vice President John Casagrande stated the company has focused on hiring within the community and has done so in the past with other municipalities.

City Manager Sorey III stated if the contract is approved he then will work with Vice President John Casagrande to schedule a Job Fair for the community.

Vice President John Casagrande stated the company has an in-house recruiter that can assist with the job fair.

City Manager Sorey III went over the history of the current sanitation rates.

Mayor DeFillipo requested the City Manager to have the release of educational brochures become continuously and to have the same information posted on each sanitation bill in English, Spanish and Creole to the City Manager.

Commissioner Fleurimond requested the City Manager to have the color of the garbage cans to remain the same or in black and requested to have the sanitation trucks wrapped with the city logo along an

environmentally friendly message. He requested the City Manager to provide education and enforcement regarding to recycling to the residents.

Vice President John Casagrande stated he would be amenable to giving up bulk pick-up in a couple years and allow the city to insource bulk pick-up. He would work with the City Manager on negotiations on the terms and conditions.

Mayor and Commission continued discussion on sanitation.

Motion to approve Resolution No. R2022-21 and amend the contract with respect to bulk pick-up (adding to the contract an option to negotiate insourcing bulk pick-up) made by Commissioner Kramer, seconded by Mayor DeFillipo.

Roll Call Vote: Fleurimond - **Yes**, Jean - **Yes**, Joseph - **Yes**, Kramer - **Yes**, Villard - **No**, Smukler - **No**, DeFillipo - **Yes**

MOTION PASSED: 5-2 with Commissioner Villard and Vice Mayor Smukler oppose.

Mayor and Commission continued discussion on sanitation.

Vice President John Casagrande gave his employment history of working in sanitation.

Mayor DeFillipo excused himself from the dais.

Motion to approve the City Manager to negotiate with Coastal Waste to maintain the same recycling service currently and to find other source of funding to maintain the same recycling service then bring the information back to the board made by Commissioner Joseph, seconded by Commissioner Fleurimond.

Roll Call Vote: Jean – **No**, Joseph – **Yes**, Kramer - **No**, Villard - **Yes**, Fleurimond – **No**, Smukler – **No**.

MOTION FAILED: 2-4 with Commissioner Jean, Commissioner Kramer, Commissioner Villard, Commissioner Fleurimond and Vice Mayor Smukler oppose.

Resolution No. R2022-22 Freebee Transportation Services (Commissioner Michael Joseph)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER OR DESIGNEE TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH BEEFREE LLC D/B/A/ FREEBEE TO PROVIDE ON-DEMAND FREE TRANSPORTATION SERVICES TO THE RESIDENTS OF NORTH MIAMI BEACH IN SUBSTANTIAL THE SAME FORM AS EXHIBIT “A” IN THE AMOUNT NOT TO EXCEED \$265,049.00; PROVIDING THE CITY MANAGER AND THE CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Interim City Attorney Ottinot read the Resolution No. R2022-22 into the record.

Vice Mayor Smukler opened the meeting for **PUBLIC COMMENT**.

No Public Comment.

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

City Manager Sorey III introduced Public Works Director Judeen Johnson and requested her to give a presentation on the Freebee pilot project proposal.

Public Works Judeen Johnson gave an overview and presentation on the Freebee pilot project proposal.
Motion to approve Resolution No. R2022-22 made by Commissioner Joseph, seconded by Commissioner Fleurimond.

Mayor and Commission began discussion on the Freebee transportation services.

Freebee President Jason Spiegel spoke regarding Freebee service hours.

Mayor and Commission continued discussion on Freebee transportation services.

City Manager Sorey III advised \$109,000 from the CRA promotional activities budget and \$155,000 from the \$250,000 budgeted for the state park will fund the Freebee pilot project.

Freebee President Jason Spiegel stated City of Miami Beach, City of Aventura, City of Key Biscayne, Florida City, Doral, City of Pinecrest, City of Palmetto Bay, City of North Bay Village, city of EL Portal and other municipalities have used the Freebee service. He advised the cost depends on the amount of vehicles used and gave an example of City of Aventura who used 2 vehicles with a cost of about \$300,000. Freebee President Jason Spiegel expressed the city can add advertisement to the vehicles, how the resident can request service from Freebee and Freebee's community focus.

Commissioner Joseph requested a press release and newsletter to promote Freebee transportation services.

City Attorney clarified the Freebee pilot program is eligible to be funded by the half penny sales tax however there is no funding from the half penny sales tax because all the funds have already been allocated.

Motion to approve Resolution No. R2022-22 made by Commissioner Joseph, seconded by Commissioner Fleurimond.

Roll Call Vote: Kramer - Yes, Villard - Yes, Fleurimond - Yes, Jean - Yes, Joseph – Yes, Smukler - Yes,
MOTION PASSED: 6-0.

City Manager Sorey III thanked his staff.

ADJOURNMENT

There being no further business to come before the City Commission, the meeting was adjourned at 8:13 p.m.

ATTEST:

(SEAL)

Andrise Bernard, MMC, City Clerk