



**CITY OF NORTH MIAMI BEACH**  
City Hall, Commission Chambers, 2<sup>nd</sup> Floor  
17011 N.E. 19th Avenue  
North Miami Beach, FL. 33162  
**Tuesday, May 20, 2025**

Mayor Michael Joseph  
Vice Mayor Jay Chernoff  
Commissioner McKenzie Fleurimond  
Commissioner Daniela Jean  
Commissioner Phyllis S. Smith  
Commissioner Fortuna Smukler  
Commissioner Lynn Su

City Manager Mario A. Diaz  
City Attorney Greenspoon Marder  
City Clerk Andrise Bernard, MMC

**City Commission Meeting Minutes**

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**ROLL CALL OF THE CITY OFFICIALS**

The Regular Commission Meeting was called to order at 6:58pm.

Present at the meeting were Mayor Michael Joseph, Vice Mayor Jay Chernoff, Commissioner McKenzie Fleurimond, Commissioner Daniela Jean (arrived after roll call), Commissioner Phyllis Smith, Commissioner Fortuna Smukler, and Commissioner Lynn Su.

**INVOCATION** by Pastor Abraham Rivera of La Puerta Life Center.

**PLEDGE OF ALLEGIANCE** was led by the Mayor and Commission.

**REQUESTS FOR WITHDRAWALS, DEFERMENTS, AND ADDITIONS TO THE AGENDA**

City Clerk Andrise Bernard announced the following:

- Per the request of Commissioner Jean, Resolution 2025-51 regarding a Memorandum of Understanding between the City of North Miami Beach and Florida Memorial University will be deferred.
- A discussion regarding Traffic Calming Projects will be heard after the Quasi-Judicial items.
- Per the request of Commissioner Jean, Resolution 2025-64 will be moved from Legislation to the Consent Agenda.
- A presentation by the Miami-Dade Beacon Council will be added.

Vice Mayor Chernoff requested to withdraw Resolution 2025-66 regarding the separation agreement between the City of North Miami Beach and City Manager Mario Diaz.

Commissioner Su requested to move Resolution 2025-56 and Resolution 2025-59 from the Consent Agenda to Legislation.

**Motion to approve** the agenda made by Vice Mayor Chernoff, seconded by Commissioner Fleurimond.

Voice Vote: **MOTION PASSED 6-0** with Commissioner Jean absent.

### **PRESENTATIONS/DISCUSSIONS**

Rodrck Miller of the Miami-Dade Beacon Council discussed the mission and vision of the economic development organization and focused on regional integration, messaging and marketing, business attraction and retention, enhanced visibility, strategic framework, return on investment, and engagement opportunities.

Major Sandy Rodriguez and Retired Sergeant Laura Gonzalez of the North Miami Beach Police Department presented the city's hurricane preparedness efforts and initiatives and the Emergency Operations Center (EOC).

**Motion to move** Resolution R2025-64 to this point in the meeting made by Commissioner Fleurimond, seconded by Commissioner Smukler.

Voice Vote: **MOTION PASSED 6-0** with Commissioner Jean absent.

### **Resolution No. R2025-64 Approving an Agreement with Miami-Dade Beacon Council for Enhanced Economic Development Services (Commissioner Daniela Jean)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING THE ENHANCED ECONOMIC DEVELOPMENT SERVICES AGREEMENT BETWEEN THE CITY OF NORTH MIAMI BEACH, FLORIDA AND THE MIAMI-DADE BEACON COUNCIL, INC.; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Motion to approve** Resolution R2025-64 made by Commissioner Smith, seconded by Commissioner Smukler.

Voice Vote: **MOTION PASSED 6-0** with Commissioner Jean absent.

Chief Financial Officer Tarik Rahmani provided the second quarter report for fiscal year 2024-2025 including revenues and expenditures.

### **PUBLIC COMMENT**

City Clerk Andrise Bernard read the rules of public comment and the pledge of civility.

The following person(s) made comments on the record:

1. Collis Stoner Williams
2. Rose Coriolan
3. Reynaldo Mesa
4. Lily Beaumont
5. Louise Harkness
6. Patricia Miller
7. Mimose Louis
8. Irene Pilinger
9. Emilio Petit

10. Ketley Joachim
11. Marc Lewin
12. Marguerite Swartz
13. Karen Harrold
14. Josh Gemmi
15. Miranda Sherman
16. Dorothy Innerarity
17. Dianne Doolity
18. Daniel Pierre
19. Jeb Handwerker
20. Bruce Lamberto
21. Barbara Kramer
22. David Zapen
23. Mubarak Kazan

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

### **ANNOUNCEMENTS**

Communications Manager Jennifer Torna announced the upcoming Farm Share food distribution, college financial literacy workshop, Jewish American Heritage Month event, senior luncheon, Memorial Day ceremony, community tea party, Crestview Towers outreach event, and Juneteenth events.

### **CITY COMMISSION REPORTS**

Commissioner Fleurimond recognized Haitian American Heritage Month, Jewish American Heritage Month, Asian American, Native Hawaiian, and Pacific Islander Heritage Month, and Mental Health Awareness Month.

Commissioner Jean discussed tree trimming, painting, and the scholarship program; thanked the library for hosting cultural events; and talked about the Mayor and Commission retreat, upcoming budget season, and bus shelters.

Commissioner Smith discussed her recent trip to Europe and the Mayor and Commission retreat; recognized Haitian American Heritage Month, Jewish American Heritage Month, Pacific Islander and Asian American Heritage Month; talked about services offered at the library; and thanked City Manager Mario Diaz.

Commissioner Smukler thanked the Office of the Property Appraiser of Miami-Dade County; recognized Memorial Day; talked about the summer reading program at the library and meeting for residents of Crestview Towers; recognized Father's Day; thanked City Manager Mario Diaz; recognized Haitian American Heritage Month, Jewish American Heritage Month, and Asian American, Native Hawaiian, and Pacific Islander Heritage Month; and discussed the gun mount on 19<sup>th</sup> Avenue.

Commissioner Su recognized Asian American, Native Hawaiian, and Pacific Islander Heritage Month, Haitian American Heritage Month, Jewish American Heritage Month, Memorial Day, and Father's Day; discussed attending meetings to stimulate the economy and encourage investing in the City and with Alina Hudak of the FIFA World Cup Miami Host Committee; talked about the Mayor and Commission retreat; announced an upcoming neighborhood voices community meeting and the UMC free clinic; and discussed dental care services and a proposed resolution regarding 159<sup>th</sup> Street project.

Vice Mayor Chernoff discussed the Mayor and Commission retreat; thanked City Manager Mario Diaz; recognized Commissioner Smukler regarding her status with the Florida League of Cities; talked about the

Office of the Property Appraiser of Miami-Dade County, synthetic grass, and the tennis center; announced the upcoming Farm Share food distribution and community meeting; and expressed the importance of learning to swim.

Mayor Joseph congratulated Commissioner Smukler regarding her status with the Florida League of Cities and recognized Asian American, Native Hawaiian, and Pacific Islander Heritage Month, Haitian American Heritage Month, and Jewish American Heritage Month.

City Attorney Joseph Geller requested to defer Resolution R2025-52 to the next Commission Meeting.

## **CONSENT AGENDA**

### **Commission Conference Minutes of April 15, 2025**

### **Regular Commission Meeting Minutes of April 15, 2025**

#### **Resolution R2025-51 Approval of Memorandum of Understanding Between the City of North Miami Beach and Florida Memorial University**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NORTH MIAMI BEACH AND FLORIDA MEMORIAL UNIVERSITY FOR THE IMPLEMENTATION OF AN INTERNSHIP PROGRAM; AUTHORIZING THE CITY MANAGER TO EXECUTE THE MEMORANDUM OF UNDERSTANDING; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2025-51 was deferred.

#### **Resolution R2025-52 Approval of Mutual Aid Agreement Between North Miami Beach Police Department and Miami Dade Sheriff's Office Participation in Multi-Agency Gang Task Force (Juan Pinillos, Chief of Police)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE MULTI-AGENCY GANG TASK FORCE MUTUAL AID AGREEMENT BETWEEN THE CITY OF NORTH MIAMI BEACH AND THE MIAMI-DADE SHERIFF'S OFFICE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2025-52 was deferred.

#### **Resolution R2025-53 Directing the Ongoing Water Rate Study Incorporate Analysis of Current Operational Costs, Future Capital Improvement Projects, and Potential Revenue Loss for the Purpose of Potential Cost Savings for North Miami Beach Residents (Mayor Michael Joseph and Commissioner Fortuna Smukler)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA DIRECTING THAT THE ONGOING WATER RATE STUDY INCORPORATE ANALYSIS OF CURRENT OPERATIONAL COSTS, FUTURE CAPITAL IMPROVEMENT PROJECTS, AND ANTICIPATED REVENUE LOSSES RESULTING FROM THE CITY OF MIAMI GARDENS' ACTIONS; RECOGNIZING THE HISTORIC INFRASTRUCTURE INVESTMENTS MADE BY NMB WATER WITHIN THE CITY OF MIAMI GARDENS; DIRECTING THE CITY MANAGER TO IDENTIFY POTENTIAL COST SAVINGS FOR NORTH MIAMI BEACH RESIDENTS, INCLUDING REDUCTIONS TO GARBAGE AND RECYCLING SERVICES AND OTHER NON-WATER UTILITY

RATES OR MUNICIPAL SERVICE CHARGES; AUTHORIZING THE CITY ATTORNEY TO PROTECT THE CITY'S LEGAL INTERESTS IN CONNECTION WITH ANY STATE MANDATES RELATED TO WATER UTILITY SURCHARGES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution R2025-54 Approval of a Sole Source Purchase with CECO Industrial Solutions, Inc. (Hamid Nikvan, NMB Water Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING AND AUTHORIZING A PURCHASE ORDER WITH CECO INDUSTRIAL SOLUTIONS, INC. DBA CECO HEE-DUALL FOR THE SOLE SOURCE PURCHASE OF DEGASIFIER REPLACEMENT PARTS IN AN ESTIMATED BUDGETED AMOUNT OF \$162,500.00, AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; SUBJECT TO THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution R2025-55 Approving the Revision of the Existing Interlocal Agreement Between the North Miami Beach Community Redevelopment Agency (CRA) and the City of North Miami Beach (Marline Monestime, Chief of Staff)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING THE REVISION OF THE EXISTING INTERLOCAL AGREEMENT BETWEEN THE NORTH MIAMI BEACH COMMUNITY REDEVELOPMENT AGENCY (CRA) AND THE CITY OF NORTH MIAMI BEACH FOR ADMINISTRATIVE SUPPORT SERVICES AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME; PROVIDING FOR TRANSMITTAL TO THE CITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

**Resolution R2025-57 Authorizing the City Manager to Apply for Grant Assistance Under the Florida Department of Transportation (FDOT) Public Transit Development Program (Kerlyne McHenry, Interim Public Works Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA AUTHORIZING THE CITY MANAGER TO APPLY FOR GRANT ASSISTANCE UNDER THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) PUBLIC TRANSIT DEVELOPMENT PROGRAM TO ENHANCE OUR FREEBEE ON-DEMAND TRANSIT SERVICE AND REIMBURSEMENT OF SUCH ON-DEMAND TRANSIT SERVICES FROM THE FDOT TO THE CITY; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution R2025-58 Authorizing the City Manager to Apply for Grant Assistance Under the Florida Department of Emergency Management Watershed Planning Program (Kerlyn McHenry, Interim Public Works Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA AUTHORIZING THE CITY MANAGER TO APPLY FOR GRANT ASSISTANCE UNDER THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT WATERSHED PLANNING PROGRAM TO CREATE A STORMWATER MASTER PLAN; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution R2025-60 Approving a Task Order for Strategic Lobbying Services with Rubin Turnbull & Associates (Mario Diaz, City Manager)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A TASK ORDER FOR STRATEGIC LOBBYING SERVICES, IN AN AMOUNT NOT TO EXCEED \$75,000.00, THROUGH THE PREVIOUSLY APPROVED LOBBYIST AGREEMENT; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS

NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS, PROVIDING FOR SEVERABILITY; SUBJECT TO BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion to approve the Consent Agenda made by Vice Mayor Chernoff, seconded by Commissioner Su.  
Voice Vote: **MOTION PASSED 7-0.**

### **QUASI-JUDICIAL**

#### **Resolution R2025-46 Consideration for Site Plan Approval and Three Non-Use Variances Located at Property Address 317 N.E. 168<sup>th</sup> Street (Zafar Ahmed, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING/DENYING A VARIANCE FROM TABLE MU/IB-5, TO ALLOW FOR A REAR SETBACK OF FIVE (5) FEET, IN LIEU OF THE REQUIRED THIRTY (30) FEET; APPROVING/DENYING A VARIANCE FROM TABLE MU/IB-5, TO ALLOW FOR AN INTERIOR SIDE SETBACK OF FIVE (5) FEET IN LIEU OF THE REQUIRED THIRTY (30) FEET; APPROVING/DENYING A VARIANCE FROM TABLE MU/IB-1 TO ALLOW FOR A ONE-THOUSAND, ONE-HUNDRED AND THIRTEEN (1,113) SQUARE FOOT OPEN SPACE IN LIEU OF THE FOUR-THOUSAND AND FIFTY-TWO (4,052) SQUARE FEET REQUIRED; AND APPROVING/DENYING THE SITE PLAN APPLICATION FOR THE CONSTRUCTION OF A TWELVE (12) UNIT RESIDENTIAL DEVELOPMENT ON A THIRTEEN THOUSAND AND EIGHT (13,008) SQUARE FOOT LOT WITH TWENTY-FIVE (25) PARKING SPACES LOCATED AT 317 N.E. 168<sup>th</sup> STREET; PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Andrise Bernard announced that the subject matter of any ex-parte communication together with the identity of the person, group, or entity making the communication shall be disclosed and made part of the record on file prior to final action on the matter and stated that she received a Jennings Disclosure form from Commissioner Jean, Commissioner Smukler, and Commissioner Su.

Commissioner Fleurimond, Commissioner Smith, Vice Mayor Chernoff, and Mayor Joseph disclosed the names of the individuals (if any) that they communicated with regarding the item and confirmed that they can make a decision based on the information presented at the meeting.

City Clerk Andrise Bernard asked anyone who will be providing testimony regarding the item to raise their right hand and be sworn in.

Director of Community Development Zafar Ahmed explained the proposed site plan, presented an aerial location map of the subject property, and described the zoning district.

Ari Sklar of SKLARchitecture represented the applicant and discussed the proposed development project.

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

1. Marc Lewin

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

The Mayor and Commission discussed the proposed resolution.

**Motion to approve** Resolution R2025-46 made by Vice Mayor Chernoff, seconded by Mayor Joseph.

Roll Call Vote: Fleurimond - **Yes**, Jean - **Yes**, Smith - **Yes**, Smukler - **Yes**, Su - **No**, Chernoff - **Yes**, Joseph - **Yes**  
**MOTION PASSED 6-1** with Commissioner Su opposed.

**Resolution R2025-61 Consideration to Vacate a Portion of Right-of-Way Abutting the Property at N.E. 167<sup>th</sup> Street and 1800 N.E. 168<sup>th</sup> Street (Zafar Ahmed, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA VACATING OF A PORTION OF THE ORIGINALLY DEDICATED PUBLIC RIGHT-OF-WAY FOR S.W. COLIGNY WAY (KNOWN AS N.E. 18<sup>th</sup> AVENUE) AND MIAMI DRIVE, ALL ADJACENT TO BLOCK 57-A AND BLOCK 58 AS SHOWN ON THE 3<sup>rd</sup> REVISED PLAT OF SECTIONS A, B, D, E, AND F AND AMENDED PLATS OF SECTIONS C, G, H, I, AND J OF FULFORD-BY-THE-SEA, DADE COUNTY, FLORIDA ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 34 AT PAGE 20 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA LYING IN SECTION 9, TOWNSHIP 52 SOUTH, RANGE 42 EAST, CITY OF NORTH MIAMI BEACH, MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Andrise Bernard announced that the subject matter of any ex-parte communication together with the identity of the person, group, or entity making the communication shall be disclosed and made part of the record on file prior to final action on the matter and stated that she received a Jennings Disclosure form from Commissioner Jean, Commissioner Smukler, and Commissioner Su.

Commissioner Fleurimond, Commissioner Smith, Vice Mayor Chernoff, and Mayor Joseph disclosed the names of the individuals (if any) that they communicated with regarding the item and confirmed that they can make a decision based on the information presented at the meeting.

City Clerk Andrise Bernard asked anyone who will be providing testimony regarding the item to raise their right hand and be sworn in.

Director of Community Development Zafar Ahmed explained the proposed vacating of property.

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

1. Mubarak Kazan
2. David Zapen

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

The Mayor and Commission discussed the proposed resolution.

**Motion to approve** Resolution R2025-61 made by Vice Mayor Chernoff, seconded by Commissioner Smith.

Roll Call Vote: Jean - **Yes**, Smith - **Yes**, Smukler - **Yes**, Su - **Yes**, Fleurimond - **Yes**, Chernoff - **Yes**, Joseph - **Yes**  
**MOTION PASSED 7-0**.

**LEGISLATION**

**Resolution R2025-56 Approving a Budget Amendment to Fiscal Year 2024-2025 Adopted Budget to Fund the Comprehensive Plan Update (Zafar Ahmed, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR 2024-2025

ADOPTED BUDGET; FOR THE COMPREHENSIVE PLAN UPDATE; AND PROVIDING AN EFFECTIVE DATE.

Director of Community Development Zafar Ahmed and Chief Financial Officer Tarik Rahmani provided an explanation of the resolution regarding a budget amendment of \$228,000.

**Motion to approve** Resolution R2025-56 made by Commissioner Su, seconded by Vice Mayor Chernoff.  
Voice Vote: **MOTION PASSED 7-0.**

**Resolution R2025-59 Appointing Andrew Plotkin to Serve as Interim City Manager Effective June 14, 2025 (Commissioner Lynn Su and Vice Mayor Jay Chernoff)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPOINTING ANDREW PLOTKIN TO SERVE AS INTERIM CITY MANAGER EFFECTIVE JUNE 14, 2025; AUTHORIZING THE CITY ATTORNEY TO NEGOTIATE A CONTRACT COMPARABLE TO THAT OF THE CURRENT CITY MANAGER; AND PROVIDING FOR AN EFFECTIVE DATE.

**Motion to amend** Resolution R2025-59 to change the date from June 14, 2025 to May 21, 2025 made by Commissioner Su, seconded by Vice Mayor Chernoff.

Roll Call Vote: Smith - **Yes**, Smukler - **No**, Su - **Yes**, Fleurimond - **No**, Jean - **No**, Chernoff - **Yes**, Joseph - **Yes**  
**MOTION PASSED 4-3** with Commissioner Fleurimond, Commissioner Jean, and Commissioner Smukler opposed.

The Mayor and Commission discussed the proposed amended resolution.

**Motion to reconsider** the previous vote made by Commissioner Smith, seconded by Vice Mayor Chernoff.  
Voice Vote: **MOTION PASSED 7-0.**

**Motion to approve** to place City Manager Mario Diaz on administrative leave as of May 21, 2025 made by Commissioner Smukler, seconded by Mayor Joseph.

The Mayor and Commission discussed the proposed motion and the motion was withdrawn.

**Motion to approve** to extend the Commission Meeting to 1:30am made by Commissioner Smith, seconded by Commissioner Smukler.

Voice Vote: **MOTION PASSED 7-0.**

**Motion to amend** Resolution R2025-59 to state that City Manager Mario Diaz will continue as an employee in a consulting capacity for 15 weeks beginning on June 14, 2025 and receive health insurance until the end of the month of that term made by Vice Mayor Chernoff, seconded by Commissioner Fleurimond.

Roll Call Vote: Smukler - **Yes**, Su - **No**, Fleurimond - **Yes**, Jean - **No**, Smith - **No**, Chernoff - **Yes**, Joseph - **Yes**  
**MOTION PASSED 4-3** with Commissioner Jean, Commissioner Smith and Commissioner Su opposed.

**Motion to reconsider** the previous vote made by Commissioner Smukler, seconded by Commissioner Jean.  
The Mayor and Commission discussed the proposed motion and the motion was withdrawn.

**Motion to approve** Resolution R2025-59 as amended.

Roll Call Vote: Fleurimond - **Yes**, Jean - **Yes**, Smith - **No**, Smukler - **Yes**, Chernoff - **Yes**, Su - **No**, Joseph - **Yes**  
**MOTION PASSED 5-2** with Commissioner Smith and Commissioner Su opposed.

The Mayor and Commission discussed the process of selecting a City Manager.

City Attorney Joseph Geller requested to have executive sessions regarding three cases and a Special Commission Meeting to approve the settlements on the same day within the next two weeks.

**Ordinance No. 2025-03 (First Reading) Amending Guidelines for Appointments of the Economic Development Commission (Commissioner McKenzie Fleurimond and Commissioner Phyllis Smith)**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA AMENDING THE CITY OF NORTH MIAMI BEACH CODE BY AMENDING SECTION 2-49.7 ENTITLED “GUIDELINES FOR APPOINTMENTS” OF THE ECONOMIC DEVELOPMENT COMMISSION OF THE CODE OF ORDINANCES; PROVIDING FOR CODIFICATION, CONFLICTS, SCRIVENER’S ERRORS, AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ordinance No. 2025-03 was deferred.

**Motion to approve** to move a discussion regarding the Black & Veatch transition plan to this point in the meeting made by Commissioner Smith, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 6-0** with Commissioner Jean off the dais.

Director of NMB Water Director Hamid Nikvan presented the recommendation to extend the contract with Black and Veatch for twelve months with a phased transition.

**Motion to approve** the recommendation made by Vice Mayor Chernoff, seconded by Commissioner Fleurimond.

Voice Vote: **MOTION PASSED 5-1** with Commissioner Smith opposed and Commissioner Jean off the dais.

The Mayor and Commission discussed traffic calming projects and Interim Director of Public Works Director Kerlyne McHenry provided additional information.

**Motion to approve** a resolution regarding a task order to Chen Moore for professional engineering design of seven traffic calming projects made by Commissioner Jean, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 6-0** with Commissioner Su off the dais.

**Resolution R2025-63 Approval of the Issuance By the Capital Projects Finance Authority of its Educational Facilities Revenue Bonds (Lanaar Elementary School Project) (Tarik Rahmani, Chief Financial Officer)**

A RESOLUTION APPROVING THE ISSUANCE BY THE CAPITAL PROJECTS FINANCE AUTHORITY OF ITS EDUCATIONAL FACILITIES REVENUE BONDS (LANAAR ELEMENTARY SCHOOL PROJECT) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$27,000,000.00, THE PROCEEDS FROM THE SALE OF WHICH WILL BE USED PRINCIPALLY TO FINANCE AND REFINANCE THE COST OF ACQUIRING, CONSTRUCTING, AND IMPROVING CERTAIN CHARTER SCHOOL FACILITIES LOCATED WITHIN THE CITY OWNED AND OPERATED BY LANAAR ELEMENTARY SCHOOL, INC.; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERLOCAL AGREEMENT WITH THE AUTHORITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Manager Mario Diaz provided an explanation of Resolution R2025-63.

**Motion to approve** Resolution R2025-63 made by Commissioner Smith, seconded by Vice Mayor Chernoff.

Voice Vote: **MOTION PASSED 7-0.**

**Resolution R2025-62 Approving Service Changes to the NMB Line and the Transportation Operation and Maintenance Services Agreement with Prokel Mobility for Five Years (Kerlyne McHenry, Interim Public Works Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING SERVICE CHANGES TO THE NMB LINE AND APPROVING A BID WAIVER AGREEMENT PURSUANT TO THE CITY'S CODE OF ORDINANCES 3-4.5 FOR TRANSPORTATION OPERATION AND MAINTENANCE SERVICES WITH PRO TRANSPORTATION, INC. DBA PROKEL MOBILITY FOR A FIVE YEAR TERM WITH TWO ONE-YEAR RENEWAL OPTIONS IN AN ANNUAL AMOUNT NOT TO EXCEED \$1,863,960.00; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

City Attorney Joseph Geller provided an explanation and clarification of Resolution R2025-62.

The Mayor and Commission discussed the proposed resolution.

**Motion to approve** Resolution R2025-62 made by Vice Mayor Chernoff, seconded by Commissioner Smukler. Roll Call Vote: Smith - **No**, Fleurimond - **Yes**, Smukler - **Yes**, Jean - **Yes**, Su - **No**, Chernoff - **Yes**, Joseph - **Yes** **MOTION PASSED 5-2** with Commissioner Smith and Commissioner Su opposed.

**Resolution R2025-65 Approving a Budget Amendment for Fiscal Year 2025 to Amend Revenues in the Water Operations Fund to Account for Settlement Proceeds from the PFAS Settlement from 3M and Dupont (Commissioner Lynn Su)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING A BUDGET AMENDMENT TO THE ANNUAL BUDGET FOR FISCAL YEAR OCTOBER 1, 2024 TO SEPTEMBER 30, 2025 TO AMEND REVENUES IN THE WATER OPERATIONS FUND TO ACCOUNT FOR SETTLEMENT PROCEEDS FROM 3M AND DUPONT; PROVIDING FOR THE ALLOCATION OF THE NET SETTLEMENT PROCEEDS TO THE WATER OPERATIONS FUND RESERVE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

The Mayor and Commission discussed the proposed resolution.

**Motion to approve** Resolution R2025-65 made by Commissioner Su, seconded by Mayor Joseph. Voice Vote: **MOTION PASSED 7-0.**

**DISCUSSION ITEMS**

The Mayor and Commission discussed ending fluoridation from the water of the City of North Miami Beach.

**Motion to approve** to remove fluoride from the water of the City of North Miami Beach in accordance with law made by Commissioner Smith, seconded by Commissioner Su. Voice Vote: **MOTION PASSED 7-0.**

Commissioner Su and Chief of Staff Marline Monestime discussed establishing sustainability efforts and resiliency initiatives.

The Mayor and Commission discussed the N.E. 159<sup>th</sup> Street roadway widening project and will continue the subject at the next Commission Meeting.

Commissioner Jean requested a presentation from the federal lobbyists regarding selected priorities.

Commissioner Smith discussed safety issues in the Eastern Shores neighborhood.

**ADJOURNMENT**

The meeting was adjourned at 1:14am.

**ATTEST:**

(SEAL)

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Andrise Bernard, MMC, City Clerk