



**CITY OF NORTH MIAMI BEACH**  
City Commission Special Meeting  
City Hall, Commission Chambers, 2nd Floor  
17011 N.E. 19th Avenue  
North Miami Beach, FL. 33162

**Tuesday, October 27, 2020**

Mayor Anthony F. DeFillipo  
Vice Mayor Barbara Kramer  
Commissioner McKenzie Fleurimond  
Commissioner Michael Joseph  
Commissioner Phyllis S. Smith  
Commissioner Fortuna Smukler  
Commissioner Paule Villard

City Manager Esmond K. Scott  
City Attorney Weiss Serota Helfman Cole and Bierman,  
Dan Espino  
City Clerk Andrise Bernard, CMC

**City Commission Special Meeting Minutes**

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**1. ROLL CALL OF THE CITY OFFICIALS**

The Special Commission Meeting was called to order at 4:10pm. Present at the meeting via virtual communications media technology were Commissioner McKenzie Fleurimond, Commissioner Michael Joseph, Commissioner Phyllis S. Smith, Commissioner Fortuna Smukler, and Commissioner Paule Villard. City Manager Esmond Scott, City Attorney Dan Espino, and City Clerk Andrise Bernard were also present. Mayor Anthony DeFillipo and Vice Mayor Barbara Kramer were absent.

**Motion to approve** Commissioner Smith to act as the Chair for the meeting made by Commissioner Joseph, seconded by Commissioner Fleurimond.

**MOTION PASSED 5-0** with Mayor Anthony DeFillipo and Vice Mayor Kramer absent.

**2. PLEDGE OF ALLEGIANCE** was led by the Commission.

**3. PUBLIC COMMENT**

Commissioner Smith opened the meeting for **PUBLIC COMMENT**.

City Clerk Andrise Bernard read the rules of public comment.

There were no speakers.

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

#### **4. CONSENT AGENDA**

##### **4.1. Resolution No. R2020-109 - Purchase of Eight Utility Vans - NMB Water Customer Services (Jafeth Baez, Director of NMB Water)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH ENTERPRISE FLEET MANAGEMENT FOR THE PURCHASE OF EIGHT NISSAN NV 200 UTILITY VANS AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE BUDGETED, ESTIMATED INITIAL EXPENDITURE OF \$182,293 AND TO RENEW THE FLEET MAINTENANCE OPTION ON AN ANNUAL BASIS AT AN ESTIMATED EXPENDITURE OF \$7,017 PER YEAR, SUBJECT TO APPROVED BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

##### **4.2. Resolution No. R2020-110 - Purchase of Antiscalant for Use in Water Treatment Process (Jafeth Baez, Director of NMB Water)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A PURCHASE ORDER AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH AMERICAN WATER CHEMICALS, INC. AND THE CITY OF NORTH MIAMI BEACH, FOR THE PURCHASE AND DELIVERY OF AWE A-102 PLUS ANITSCALANT; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE BUDGETED, ESTIMATED ANNUAL EXPENDITURE OF \$98,000 AND TO RENEW THE CONTRACT SUBJECT TO APPROVED BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Motion to approve** the Consent Agenda made by Commissioner Smukler, seconded by Commissioner Joseph.

**MOTION PASSED 5-0** with Mayor DeFillipo and Vice Mayor Kramer absent.

#### **5. CITY MANAGER'S REPORT**

##### **5.1 NMB Water Transition Update**

City Manager Esmond Scott introduced Juan Oquendo of the Carollo Group and an NMB Water utility transition update was presented regarding the plan framework and due diligence findings safety, process, asset, and policy issues. Commissioner Smith asked and Mr. Oquendo stated that the findings will include issues that need to be done and issues that were not taken care of by Jacobs. City Manager Esmond Scott provided an update on the hiring plan, the applications received for the various job titles, and the interviews that have been conducted and scheduled. Commissioner Smukler asked whether applicants who applied for one position can be considered for other positions and City Manager Esmond Scott stated that applicants are only considered for the positions they applied for and can apply for multiple positions. Commissioner Fleurimond inquired about the number of applicants that are currently working for Jacobs and the number of applicants that are residents of North Miami Beach and Director of Human Resources Francisco Rios discussed the hiring process. City Manager Esmond Scott announced that the water utility transition is scheduled to start on November 16, 2020.

City Manager Esmond Scott discussed adding an item to the agenda regarding a customer service electronic payment and processing software and Chief Financial Officer Janette Smith explained that the Invoice Cloud Platform will provide the ability to accept online payments in a securely hosted real-time environment and allow customers to view and print invoices and stated the estimated costs of the service.

**Motion to defer** the item regarding the Invoice Cloud Platform payment and processing software to the Special Commission Meeting on November 10, 2020 made by Commissioner Smukler, seconded by Commissioner Villard.

**MOTION PASSED 5-0** with Mayor DeFillipo and Vice Mayor Kramer absent.

Commissioner Smith gave direction to Chief Financial Officer Janette Smith to provide the Mayor and Commission information regarding the item before the Special Commission Meeting on November 10, 2020.

## **6. LEGISLATION**

### **6.1. Resolution R2020-108 - Fiscal Year 2020 Final Budget Amendment (Janette Smith, Chief Financial Officer)**

**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, 2019 TO SEPTEMBER 30, 2020, FOR VARIOUS FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

City Attorney Dan Espino and Chief Financial Officer Janette Smith provided an explanation of Resolution R2020-108 that would authorize an increase to the Self-Insurance Fund budget in the amount of \$186,000 for unexpected legal fees regarding litigation issues with the City of Miami Gardens and Canal Park.

**Motion to approve** Resolution R2020-108 made by Commissioner Joseph, seconded by Commissioner Smukler.

**MOTION PASSED 5-0** with Mayor DeFillipo and Vice Mayor Kramer absent.

Commissioner Joseph expressed appreciation that the City is moving forward with the water utility transition process in an expedient way.

Commissioner Villard thanked Commissioner Smith for chairing the meeting.

Commissioner Smukler expressed excitement that the water utility transition process will happen on time and safely.

Commissioner Fleurimond stated the importance of a smooth water utility transition process, thanked the City staff for their work, and discussed the priority of hiring residents.

Commissioner Villard encouraged residents to vote in the upcoming election on November 3, 2020.

Commissioner Smith expressed the importance of the Customer Service Department, the safety and quality of water, and the hiring process for the water utility transition.

City Manager Esmond Scott invited the Commission to attend the water utility transition event on November 16, 2020 and recognized that they were an integral part of the entire process and Commissioner Smukler stated that Commissioner Smith should be invited to all future water utility related events.

Commissioner Fleurimond asked about the use of public relations regarding the water utility transition process and City Manager Esmond Scott stated that the City will assess options and an update will be

provided. Commissioner Fleurimond expressed that efforts should be made to inform people about the water utility transition and City Manager Scott stated that a letter has been drafted to address the issue.

Juan Oquendo of the Carollo Group discussed the importance of communicating with regulatory agencies and stated that they have been made aware of the transition and Chief Financial Officer Janette Smith stated that the City was recently reviewed by Fitch Ratings and received a bond rating of AA- with a stable outlook.

Commissioner Fleurimond suggested mailing notices to residents and customers regarding the water utility transition and City Manager Esmond Scott said that correspondence could be sent along with upcoming water bills.

Chief Financial Officer Janette Smith stated that the bond rating of the City will probably be reviewed again in about six months.

Commissioner Smith explained that the contract with Jacobs was set up to provide a timeframe of six months for the transition process.

**7. ADJOURNMENT**

**Motion to adjourn** made by Commissioner Joseph, seconded by Commissioner Smukler.  
**MOTION PASSED 5-0** with Mayor DeFillipo and Vice Mayor Kramer absent.

There being no further business to come before the City Commission, the meeting was adjourned at 5:28pm.

**ATTEST:**

**(SEAL)**

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Andrise Bernard, CMC, City Clerk