



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

Tuesday, February 16, 2021

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

City Manager Esmond K. Scott

Interim City Attorney Hans Ottinot
Ottinot Law, P.A.

City Clerk Andrise Bernard, CMC

City Commission Meeting Minutes

ROLL CALL OF THE CITY OFFICIALS

The Regular Commission Meeting was called to order at 7:12 p.m. Present at the meeting in the Theatre were Mayor Anthony F. DeFillipo, Commissioner Fortuna Smukler, and Commissioner Paule Villard. Present at the meeting via zoom were Vice Mayor Michael Joseph, Commissioner McKenzie Fleurimond, Commissioner Daniela Jean, and Commissioner Barbara Kramer. City Manager Esmond Scott, Interim City Attorney Hans Ottinot, and City Clerk Andrise Bernard were also present.

City Attorney Hans Ottinot announced that there were meeting technical difficulties that did not allow for the meeting to be streamed and that therefore the meeting could not proceed, and that the agenda items would be deferred to the next City Commission meeting on February 25, 2021.

City Manager Esmond Scott asked that a special meeting be held prior to that date in order to receive Commission direction on the Solid Waste Update matter. City Clerk Bernard announced that a special meeting could occur on Monday, February 22, 2021.

A video presentation was shown in memory of beloved City employee Kevin Sims, Pool Manager, upon his passing.

CONSENT AGENDA

9.1. Regular Commission Meeting Minutes of January 19, 2021 (Andrise Bernard, CMC, City Clerk)

9.2. Resolution No. R2021-17 Agreement with Garland/DBS, Inc. for City Hall Roof Replacement (Frank Ruiz, Capital Improvements Manager)

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 GARLAND/DBS INC. FOR PHASE II ROOF REPLACEMENT AT CITY HALL IN AN ESTIMATED BUDGETED ANNUAL AMOUNT OF \$359,022, AS APPROVED IN THE BUDGET APPROPRIATION PROCESS.

9.3. Resolution No. R2021-18 Agreement with Universal Protection Services d/b/a Allied Universal Security Services for Citywide Security Services (William Hernandez, 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 OR DESIGNEE TO EXECUTE AN AGREEMENT WITH UNIVERSAL PROTECTION SERVICE, LLC D/B/A ALLIED UNIVERSAL SECURITY SERVICES, LLC., FOR THE PURCHASE OF SECURITY SERVICES IN AN ESTIMATED ANNUAL BUDGETED AMOUNT OF \$338,000 AND AS APPROVED IN THE BUDGET APPROPRIATION PROCESS.

9.4. Resolution No. R2021-19 Agreement with DISINFEX, Inc. for COVID-19 Sanitizing and Disinfection Services (Andrew Bejel, Risk Manager)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE AWARD OF INVITATION TO BID ITB-21-004-DR "COVID-19 SANITIZING AND DISINFECTION SERVICES" AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH DISINFEX, INC. AND EXPEND AN ESTIMATED ANNUAL BUDGETED AMOUNT NOT TO EXCEED \$120,000; AND PROVIDING FOR AN EFFECTIVE DATE.

9.5. Resolution No. R2021-20 Agreement with Computers at Work, Inc. for Managed Cyber Threat Detection Services (Gil Sosa, Senior IT Manager)

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 COMPUTERS AT WORK!, INC. FOR THE RENEWAL OF THE MANAGED CYBERSECURITY THREAT DETECTION AND RESPONSE SERVICES IN AN ESTIMATED BUDGETED ANNUAL AMOUNT OF \$86,798.25, AND AS APPROVED IN THE BUDGET APPROPRIATION PROCESS.

The Consent Agenda was deferred to the Regular City Commission Meeting on February 25, 2021.

QUASI-JUDICIAL

10.1. Resolution No. R2021-21 "Pool Equipment Setback Variance" (Horace McHugh, Assistant City Manager)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, CONSIDERING A VARIANCE FROM CHAPTER 24, ARTICLE VIII, SECTION 24-81(A)(5) OF THE CITY CODE OF ORDINANCES FOR THE PROPERTY LOCATED AT 1960 NE 180TH STREET, NORTH MIAMI BEACH, FLORIDA; PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was deferred to the Regular City Commission Meeting on February 25, 2021 or a later meeting.

LEGISLATION

11.1. Ordinance No. 2020-10 (Second and Final Reading) - Mixed Use Phase II Comprehensive Plan Amendments (Horace McHugh, Assistant City Manager)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA AMENDING THE CITY'S COMPREHENSIVE PLAN INCLUDING THE FUTURE LAND USE MAP, TEXT CHANGES TO THE FUTURE LAND USE; TO AMEND THE MIXED-USE NEIGHBORHOOD CENTER (MU/NC), TO PROVIDE FOR THE MIXED USE INTERNATIONAL BOULEVARD DISTRICT WEST (MU/IB-W), THE MIXED USE INTERNATIONAL BOULEVARD EAST DISTRICT (MU/IB-E) DISTRICTS; TO DELETE THE "MIXED USE: BUSINESS AND/OR RESIDENTIAL USE" FUTURE LAND USE CATEGORY; AMENDING THE FUTURE LAND USE MAP TO CHANGE THE FUTURE LAND USE DESIGNATION OF CERTAIN PROPERTY (AS PROVIDED FOR IN THE ATTACHED (EXHIBIT 1 AND EXHIBIT 2); AUTHORIZING TRANSMITTAL OF THESE ADOPTED AMENDMENTS TO THE AGENCIES REQUIRED UNDER CHAPTER 163, PART II, FLORIDA STATUTE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

This item was deferred to the Regular City Commission Meeting on February 25, 2021 or a later meeting.

11.2. Ordinance No. 2020-11 (Second and Final Reading) - Mixed Use Phase II Zoning Text Amendments / Rezoning (Horace McHugh, Assistant City Manager)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING THE ZONING AND LAND DEVELOPMENT CODE OF THE NORTH MIAMI BEACH CODE OF ORDINANCES, BY AMENDING CHAPTER XXIV "NORTH MIAMI BEACH ZONING AND LAND DEVELOPMENT CODE" ARTICLE V "ZONING USE DISTRICTS"; CREATING SECTION 24-58.8 TO ESTABLISH AND INCLUDE REGULATIONS FOR THE "MIXED-USE INTERNATIONAL BOULEVARD DISTRICT – WEST" AND "MIXED-USE INTERNATIONAL BOULEVARD DISTRICT – EAST"; AMENDING SECTION 24-58.3 TO EXPAND AND ESTABLISH REGULATIONS FOR "MIXED USE NEIGHBORHOOD CENTER DISTRICT (MU/NC)"; PROVIDING FOR DISTRICT REGULATIONS AND SUB AREA REGULATING PLANS, STREET NETWORK CONNECTIVITY REGULATING PLANS, DESIGNATED PUBLIC OPEN SPACES AND GREENWAY SYSTEMS REGULATING PLANS, AND BUILDING HEIGHT REGULATING PLANS FOR EACH MIXED USE DISTRICT; AMENDING THE OFFICIAL ZONING MAP, REFERENCED IN SECTION 24-31 OF THE NORTH MIAMI BEACH CODE OF ORDINANCES, TO RE-ZONE CERTAIN PROPERTY AND APPLY THE EXPANDED MIXED-USE DESIGNATIONS TO THOSE CERTAIN PROPERTIES (AS PROVIDED FOR IN THE ATTACHED EXHIBIT "A"); WHICH REPRESENTS AN AREA GREATER THAN FIVE (5%) OF THE TOTAL AREA OF THE CITY OF NORTH MIAMI BEACH; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; CODIFICATION; AND FOR AN EFFECTIVE DATE.

This item was deferred to the Regular City Commission Meeting on February 25, 2021 or a later meeting.

11.3. Resolution No. R2021-22 Condemning Hate and Extremism in North Miami Beach (Commissioner Fortuna Smukler)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, CONDEMNING HATE AND EXTREMISM, AFFIRMING ITS ONGOING COMMITMENT TO CULTIVATING AN INCLUSIVE, SAFE, AND JUST SOCIETY AND CULTURE THAT VALUES THE DIVERSITY OF OUR COMMUNITY, AND WORKS TO ENSURE EQUITABLE OPPORTUNITIES IN ALL MAJOR FACETS OF SOCIETY AND PROVIDING FOR AN EFFECTIVE DATE.

This item was deferred to the Regular City Commission Meeting on February 25, 2021 or a later meeting.

APPOINTMENTS

13.1. Appointing Marianne Napolitano to the Multi-Cultural Committee (Andrise Bernard, CMC, City Clerk)

This item was deferred to the Regular City Commission Meeting on February 25, 2021.

MISCELLANEOUS ITEMS

City Attorney's Update (Hans Ottinott, Esq.)

This item was deferred to the Special City Commission Meeting on February 22, 2021.

CITY MANAGER'S REPORT

15.1. Solid Waste Update (Esmond K. Scott, City Manager)

This item was deferred to the Special City Commission Meeting on February 22, 2021.

THE NEXT REGULAR CITY COMMISSION MEETING is Thursday, February 25, 2021 at 5:00 p.m.

ADJOURNMENT

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

MOTION to adjourn made by Commissioner Smukler, seconded by Mayor DeFillipo.

Voice Vote

MOTION PASSED 7-0.

ATTEST:

(SEAL)

Andrise Bernard, CMC, City Clerk