



**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, July 15, 2025**

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

Interim City Manager Andrew Plotkin

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 7:01pm.

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

**INVOCATION** by Pastor Ariel Vasquez of 3<sup>rd</sup> Day Church.

**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:

- A presentation recognizing Mario Diaz will be deferred to a future meeting.
- At the request of the City Manager, Resolution No. R2025-101 regarding Approving a Change Order to the Contract with Sprypoint Services, Inc. for Billing and Customer Service Modernization Services will be withdrawn.
- At the request of Commissioner Smukler, a discussion item regarding the health insurance renewal will be moved and heard before the Consent Agenda.
- At the request of Commissioner Smith, Resolution No. R2025-73 regarding Approving Contract with Multiple Vendors for the Purchase and Installation of Office Furniture will be pulled.
- A resolution regarding TPS will be added to Legislation.
- At the request of the City Manager, a discussion item a budget update will be withdrawn.

- Commissioner Su requested to move the Regular Commission Meeting Minutes of June 17, 2025 from the Consent Agenda for discussion.
- Commissioner Su requested to move Resolution No. R2025-97 regarding Authorizing Public Works to Address Urgent Traffic Concerns by Implementing Certain Traffic Calming Measures from the Consent Agenda to Legislation.
- Commissioner Su requested to move Resolution No. R2025-107 regarding Expressing Opposition to the Proposed Miami Dade County 159th Street Expansion Project from the Consent Agenda to Legislation.
- Commissioner Jean requested to move Resolution No. R2025-95 regarding Establishing a Merchant/Business Association Program from the Consent Agenda to Legislation.

**Motion to approve** the Commission Meeting agenda as amended made by Vice Mayor Chernoff, seconded by Commissioner Smith.

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

### **PRESENTATIONS/DISCUSSIONS**

Sarah Perry discussed the Aden Perry Hero Life Ring initiative and foundation.

Chief of Police Juan Pinillos presented a video regarding hurricane preparedness.

### **PUBLIC COMMENT**

The Commission Meeting was opened for public comment and City Clerk Andrise Bernard stated the rules of public comment and the pledge of civility.

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

1. Whitney Padote
2. Daniel Pierre
3. Bruce Lamberto
4. Leslie Sardinia
5. Ruth Ogen
6. Mara Hauck
7. Tricia Harris
8. Ketley Joachim
9. Barbara Kramer
10. Mubarak Kazan

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

### **ANNOUNCEMENTS**

Jasmine Joseph of the Communications Department presented a video that announced the upcoming National Parks and Recreation Month, Farm Share food distribution, DMV and Tax Collector mobile on-site, senior luncheon, Peruvian cultural festival, UMC mobile health clinic, after school program

registration, National Night Out event, Zumba exercise class, school supplies giveaway and health fair, 151<sup>st</sup> Street station community workshop, and Budget Workshops and Hearings.

### **CITY COMMISSION REPORTS**

Commissioner Fleurimond thanked everyone for providing public comment and discussed the importance of moving the city forward and improving signage and beautification.

Commissioner Jean discussed sponsorship and funding for the city centennial, the recent hurricane preparedness event, outreach concerning development near the library, a comprehensive ARPA plan, praised the Procurement and Public Works Departments regarding the roundabout project, commended city management for moving the city forward and challenged staff to work close together and create synergy, and talked about opportunities to receive grants.

Commissioner Smith discussed the importance of teaching children to swim, sections of the city that are very divided with Miami-Dade County and North Miami, installing benches, and expressed the need to focus on priorities.

Commissioner Smukler announced an upcoming event with Miami-Dade Tax Collector Dariel Fernandez and the school supplies giveaway, expressed condolences to David Lawrence Jr. and his family, wished everyone a safe summer, and discussed the importance of teaching children to swim.

Commissioner Su discussed a recent meeting with the mayor and administration of another city and issues regarding the City Attorney.

Vice Mayor Chernoff discussed the status of the tennis center, the city centennial celebration, issues regarding the consent agenda, having two meetings a month, announced an upcoming Farm Share food distribution event, and praised staff for drafting the resolution regarding TPS.

Mayor Joseph discussed pending legislation to facilitate commission meetings.

### **DISCUSSION**

Interim Director of Human Resources Jacob Newman and Eric Brewer of Corporate Synergies/Foundation Risk Partners provided a presentation regarding the health insurance renewal. The Mayor and Commission recommended Option D consisting of an additional \$5.00 employee contribution per weekly paycheck (48 pay periods).

### **CONSENT AGENDA**

**Commission Conference Minutes of June 17, 2025**

**Special Commission Meeting Minutes of June 26, 2025**

#### **Resolution No. R2025-89 Approving a Grant Award for the FY 2022 Edward Byrne Memorial Justice Award for NMB Police Department (Juan Pinillos, Chief of Police)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE POSTING OF THE FY 2022 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, BY THE UNITED STATES BUREAU OF

JUSTICE ASSISTANCE, IN THE AMOUNT OF \$25,652.00 FOR THE GRANT PERIOD OF OCTOBER 1, 2022 THROUGH SEPTEMBER 30, 2025; 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.

**Resolution No. R2025-90 Authorizing the City Manager to Execute a Grant Agreement with FEMA and FDEM for the Acquisition of a Standby Generator for the Norwood Water Treatment Plant (Hamid Nikvan, NMB Water Director)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND FLORIDA DIVISION OF EMERGENCY MANAGEMENT (FDEM) FOR THE ACQUISITION OF A STANDBY GENERATOR FOR THE SOUTH HIGH SERVICE PUMPS AT THE NORWOOD WATER TREATMENT PLANT, UNDER GRANT AGREEMENT #4673-208-R (FEMA PROJECT 677); AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT FUNDING AND TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-91 Approving a Budget Amendment to Allocate Matching Funds for the FEMA Hazard Mitigation Grant Project for the Norwood Water Treatment Plant (Tarik Rahmani, Interim Deputy City Manager)**

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 TO ALLOCATE MATCHING FUNDS FOR THE FEMA HAZARD MITIGATION GRANT PROJECT FOR THE NORWOOD WATER TREATMENT PLANT GENERATOR PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-92 Approving a Purchase Order with Eaton Corporation for the Purchase of Two Electrical Transfer Switchgear Systems (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 EATON CORPORATION FOR THE SOLE SOURCE PURCHASE OF TWO ELECTRICAL TRANSFER SWITCHGEAR SYSTEMS IN AN ESTIMATED BUDGETED AMOUNT OF \$233,070.00, 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 No. R2025-93 Approve a Purchase Order for SCADA Software Configuration and Integration Services with Trihedral Inc. (Hamid Nikvan, NMB Water Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE SINGLE QUALIFIED RESPONSIVE AND RESPONSIBLE RESPONDENT TO REQUEST FOR PROPOSALS RFP-2025-018 ENGINEERING CONSULTING SERVICES FOR SCADA SOFTWARE CONFIGURATION AND INTEGRATION SERVICES; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN

AGREEMENT WITH CTS ENGINEERING, INC., AND, IF NEGOTIATIONS ARE UNSUCCESSFUL, TO RESOLICIT THE PROJECT.

**Resolution No. R2025-94 Authorizing a Purchase Order for Meters and Registers with Core & Main (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 CORE & MAIN FOR THE SOLE SOURCE PURCHASE OF METERS AND REGISTERS IN A BUDGETED AMOUNT NOT TO EXCEED \$67,703.00, 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 No. R2025-96 Approving Revisions to the Traffic Calming Manual Policy (Kerlyne McHenry, Interim Public Works Director)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, TO APPROVE REVISION OF THE CITY OF NORTH MIAMI BEACH TRAFFIC CALMING MEASURES MANUAL TO UPDATE CERTAIN POLICIES AND PROCEDURES REGARDING RESIDENT BALLOTING AND CRITERIA FOR BYPASS OF RESIDENT APPROVAL MEASURES; PROVIDING FOR SCRIVENER ERRORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-98 Directing Staff to Research for Claiming Uncollected Community Development Block Grant Funds from Miami Dade County (Commissioner Lynn Su)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DIRECTING CITY STAFF TO RESEARCH AND IDENTIFY ANY UNCLAIMED COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FROM MIAMI-DADE COUNTY; AND DIRECTING THE INTERIM CITY MANAGER TO COORDINATE RESEARCH AND COLLECTION EFFORTS; AND PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-99 Approving and Authorizing an Agreement with Miami Dade County to Provide Water Safety Education and Instruction Services Under the Zero Drownings Miami Dade Program (Ian Fors, Interim Parks and Recreation Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF NORTH MIAMI BEACH TO PROVIDE WATER SAFETY EDUCATION AND INSTRUCTION SERVICES UNDER THE ZERO DROWNINGS MIAMI-DADE PROGRAM; 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 THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-100 Authorization for the Interim City Manager to Negotiate a Memorandum of Understanding with the State Attorney's Office (Commissioner Lynn Su)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING PARTNERSHIP WITH THE MIAMI-DADE

COUNTY STATE ATTORNEY'S OFFICE; 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.

**Resolution No. R2025-102 Approving a Change Order to the Purchase Order with Caballero, Fierman, Llerena, & Garcia, LLP. for Extended Financial Reporting Assistance (Tarik Rahmani, Interim Deputy City Manager)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING A CHANGE ORDER TO THE PURCHASE ORDER CABALLERO, FIERMAN, LLENENA & GARCIA, LLP INCREASING THE TOTAL BUDGETED EXPENDITURE BY \$100,000.00 FOR THE EXTENDED FINANCIAL REPORTING ASSISTANCE; 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 THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-103 Approving a Budget Amendment to Increase the Purchase Order with Caballero, Fierman, Llerena, & Garcia, LLP. for Fiscal Year 2024 Audit Support (Tarik Rahmani, Interim Deputy City Manager)**

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 TO INCREASE THE PURCHASE ORDER WITH CABALLERO FIERMAN LLERENA & GARCIA, LLP FOR FISCAL YEAR 2024 AUDIT SUPPORT; FOR THE ANNUAL AUDIT; AND PROVIDING AN EFFECTIVE DATE.

**Resolution No. R2025-104 Approving a Contract Amendment with CBIZ CPA's P.C. for External Auditing Services (Tarik Rahmani, Interim Deputy City Manager)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH CBIZ CPAS P.C. INCREASING THE ESTIMATED ANNUAL EXPENDITURE BY \$60,000.00 FOR THE PURCHASE OF EXTERNAL AUDITING SERVICES; 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 THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-105 Approving Task Order No. 2 to Develop a 20 Year Capital Improvement Plan for the City's Water and Wastewater Systems with Kimley-Horn (Hamid Nikvan, NMB Water Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A TASK ORDER FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEVELOPMENT OF A 20-YEAR CAPITAL IMPROVEMENT PLAN FOR THE CITY'S WATER AND WASTEWATER SYSTEMS IN AN AMOUNT NOT TO EXCEED \$143,350.00 WITH KIMLEY-HORN & ASSOCIATES, INC. UNDER THE "CONTINUING SERVICES AGREEMENT" FOR PROFESSIONAL CONSULTING SERVICES; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS

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

**Resolution No. R2025-106 Approving a Contract with Andrew Plotkin as Interim City Manager (Andrew Plotkin, Interim City Manager)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING AND APPROVING A CONTRACT FOR THE INTERIM CITY MANAGER; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-108 Expressing the City's Intent to Utilize Miami-Dade County's Certified Small Business Enterprise (SBE) Program (Commissioner Lynn Su)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, EXPRESSING ITS INTENTION TO UTILIZE MIAMI-DADE COUNTY'S CERTIFIED SMALL BUSINESS ENTERPRISE (SBE) PROGRAM TO ENCOURAGE AND SOLICIT SMALL BUSINESS PARTICIPATION IN CITY PROCUREMENT; DIRECTING THE CITY'S PROCUREMENT MANAGEMENT DEPARTMENT TO COORDINATE SUCH EFFORTS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

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

**QUASI-JUDICIAL**

**Motion to approve** to hear both Resolution No. R2025-109 and Resolution No. R2025-110 at the same time made by Commissioner Su, seconded by Commissioner Fleurimond.

Voice Vote: **MOTION PASSED 5-0** with Mayor Joseph and Commissioner Jean off the dais.

**Resolution No. R2025-109 Approving the Vacation of Portions of a Public Right-of-Way (Zafar Ahmed, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE VACATION OF PORTIONS OF AN ORIGINALLY DEDICATED PUBLIC RIGHT-OF-WAY CONSISTING OF A 10 FOOT WIDE UNIMPROVED ALLEY, 0.153+/- ACRES, SITUATED IN THE STATE OF FLORIDA, COUNTY OF MIAMI-DADE, LYING IN SECTION 21 TOWNSHIP 52 SOUTH, RANGE 42 EAST, BEING PART OF ARCH CREEK HIGHLANDS, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 15, PAGE 3 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA AND BEING FURTHER BOUNDED AND DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN, PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

**Resolution No. R2025-110 Consideration to Approve a Site Plan Application, Conditions and One Variance for the Construction of Two Ten Story Multi-Family Buildings Between N.E. 140<sup>th</sup> Street and North Highland Drive (Zafar Ahmed, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING OF A DEVELOPMENT SITE PLAN APPLICATION

WITH CONDITIONS, AND ONE VARIANCE FOR THE CONSTRUCTION OF TWO TEN STORY MULTI-FAMILY BUILDINGS WITH A TOTAL OF NO MORE THAN 293 RESIDENTIAL DWELLING UNITS, ONE NINE LEVEL PARKING STRUCTURE WITH 419 SPACES, AND ASSOCIATED AMENITIES, GENERALLY LOCATED EAST OF N.E. 20<sup>th</sup> PLACE BETWEEN N.E. 140<sup>th</sup> STREET AND NORTH OF HIGHLAND DRIVE AND A VARIANCE FROM SECTION 24-58.4 (J) TO ALLOW A MAXIMUM BUILDING HEIGHT OF 121 FEET 8 INCHES (10 STORIES) FOR BOTH THE NORTHERN AND SOUTHERN BUILDINGS; 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 Vice Mayor Chernoff, Commissioner Jean, Commissioner Smith, Commissioner Smukler, and Commissioner Su.

Commissioner Fleurimond disclosed the names of the individuals that he communicated with regarding the item and confirmed that he 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 provided an explanation regarding the alley vacation request. Vanessa Madrid appeared before the Mayor and Commission and discussed the request for the alley vacation, site plan approval, non-use variance, and impact fees. Jose Guerra provided images/renderings of the proposed development project.

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

1. Mubarak Kazan
2. Tricia Harris

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

Mayor Joseph disclosed the names of the individuals that he communicated with regarding the item and confirmed that he can make a decision based on the information presented at the meeting.

The Mayor and Commission discussed the proposed development project and public art at the property site, affordability, traffic, parking, impact fees, and open space.

Adrian Dabkowski provided traffic concurrency and capacity analysis.

**Motion to approve** Resolution No. R2025-110 made by Vice Mayor Chernoff, seconded by Commissioner Smith.

Roll Call Vote:

Fleurimond - **Yes**

Jean - **Yes**

Smith - **Yes**

Smukler - **No**



Su - Yes  
Chernoff - Yes  
Joseph - Yes

**MOTION PASSED 6-1** with Commissioner Smukler opposed.

**Motion to approve** Resolution No. R2025-109 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.**

Commissioner Jean asked for an update regarding resurfacing and speed bumps in Highland Village and Commissioner Smith asked for an overview of Highland Village including regulations for construction trucks.

**LEGISLATION**

**Ordinance No. 2025-02 (Second Reading) Code Amendment to Allow for Only Property Owners to Open Water and Sewer Accounts and Establish Recurring Minimum Charges (Hamid Nikvan, NMB Water Director)**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, AMENDING CHAPTER XIX, ENTITLED "WATER AND SEWERS" OF THE CITY CODE OF ORDINANCES, SPECIFICALLY AMENDING SECTION 19-4 ENTITLED "WATER AND SEWER DEPOSITS", SECTION 19-9 ENTITLED "DEFINITIONS", SECTION 19-10.1 ENTITLED "APPLICATION, TERM; CHANGE OF OWNERSHIP; TURN-ON REQUESTS", SECTION 19-11.3 ENTITLED "CONSUMER RATES-METERED", SECTION 19-16 ENTITLED "TURN-ON AND SHUT-OFF; CURB COCK TO BE USED BY CITY", SECTION 19-17 ENTITLED "LEAKS AND WASTE", SECTION 19-20 ENTITLED "MISCELLANEOUS PROVISIONS", SECTION 19-31 ENTITLED "RATES AND CHARGES"; PROVIDING FOR PROPERTY OWNER WATER ACCOUNTS AND BILLING CONTINUITY; PROVIDING FOR CONFLICTS, SEVERABILITY, AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Joseph Geller stated that Ordinance No. 2025-02 should be pulled from the agenda.

**Motion to defer** Ordinance No. 2025-02 to the next Commission meeting made by Commissioner Smith, seconded by Vice Mayor Chernoff.  
Voice Vote: **MOTION PASSED 7-0.**

**Ordinance No. 2025-03 (Second 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 ERROR, AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Smith and Commissioner Fleurimond provided an explanation of the ordinance.

**Motion to approve** Ordinance No. 2025-03 made by Commissioner Smith, seconded by Commissioner Fleurimond.

**Roll Call Vote:**

Smith - **Yes**

Smukler - **Yes**

Su - **Yes**

Fleurimond - **Yes**

Jean - **Yes**

Chernoff - **Yes**

Joseph - **Yes**

**MOTION PASSED 7-0** on second reading.

**Ordinance No. 2025-06 (First Reading) Amending Water and Sewer Impact Fees (Hamid Nikvan, NMB Water Director)**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, AMENDING CHAPTER XIX, ENTITLED "WATER AND SEWERS" OF THE CITY CODE OF ORDINANCES, SPECIFICALLY AMENDING SECTION 19-11.2 ENTITLED "INSTALLING, REPAIRING, READING, TESTING, FEE WHERE SEAL BROKEN", SECTION 19-12.2 ENTITLED "DELINQUENT ACCOUNTS; SHUTTING OFF WATER", SECTION 19-15.8 ENTITLED "ANNUAL INSPECTION, TEST, CHARGES", SECTION 19-16 ENTITLED "TURN-ON AND SHUT-OFF; CURB COCK TO BE USED BY CITY", SECTION 19-22 ENTITLED "ADDITIONAL CHARGE FOR EXPANSION AND UPGRADING OF CITY'S WATER FACILITIES", SECTION 19-23 ENTITLED "FIRE FLOW DEMAND CHARGE ON NEW BUILDINGS AND CONVERSIONS", AND SECTION 19-31 ENTITLED "RATES AND CHARGES" TO REVISE THE SECTION TITLE AND TO UPDATE THE MISCELLANEOUS FEES AND THE CONNECTION CHARGES FROM NEW DEVELOPMENTS DUE TO UPDATES IN NMB WATER'S CAPITAL IMPROVEMENT PLAN; PROVIDING FOR CONFLICTS, SEVERABILITY, AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Director of NMB Water Hamid Nikvan provided an explanation of the ordinance.

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

1. Mubarak Kazan

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

Commissioner Smith recommended changes to the ordinance and City staff will bring back the item with the revisions for second reading.

**Motion to approve** Ordinance No. 2025-06 made by Commissioner Smukler, seconded by Vice Mayor Chernoff.

Roll Call Vote:

Smukler - **Yes**

Su - **Yes**

Fleurimond - **Yes**

Jean - **Yes**

Smith - **No**

Chernoff - **Yes**

Joseph - **Yes**

**MOTION PASSED 6-1** on first reading with Commissioner Smith opposed.

**Ordinance No. 2025-07 (First Reading) Unsolicited Proposals Process (Shereece George-Depusoir, Chief Procurement Officer)**

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF CITY OF NORTH MIAMI BEACH, FLORIDA, ESTABLISHING A PROCEDURE FOR RECEIVING, ACCEPTING, AND EVALUATING UNSOLICITED PROPOSALS FOR QUALIFYING PROJECTS PURSUANT TO FLORIDA STATUTES 255.065; PROVIDING DEFINITIONS; ESTABLISHING REQUIREMENTS FOR REVIEW, PUBLIC INTEREST DETERMINATION, COMPETITIVE SOLICITATION, PROFESSIONAL REVIEW, AGREEMENT EXECUTION, AND CONFIDENTIALITY; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Chief Procurement Officer Shereece George-Depusoir provided an explanation of the ordinance.

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

1. Mubarak Kazan

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

Commissioner Su stated that additional language from the state statute should be incorporated in the city ordinance.

**Motion to approve** to direct the City Attorney and the City Clerk to conduct a legal and ethical review regarding recent outreach and activity by AECOM and suspend business and engagement with AECOM and affiliates until the investigation is complete and develop a policy or draft an ordinance requiring all unsolicited P3 proposals routed through the Office of the City Manager and all vendor meetings regarding procurement publicly noticed or logged made by Commissioner Su.  
There was no second to the motion.

**Motion to amend** Ordinance No. 2025-07 to add language in section 2(b) regarding the application fee made by Commissioner Smith, seconded by Commissioner Su.

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

**Motion to amend** Ordinance No. 2025-07 to add language in section 3(b)(ii) regarding the public interest determination made by Commissioner Smith, seconded by Vice Mayor Chernoff.

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

**Motion to approve** Ordinance No. 2025-07 as amended made by Vice Mayor Chernoff, seconded by Commissioner Smith.

Roll Call Vote:

Su - **Yes**

Fleurimond - **Yes**

Jean - **Yes**

Smith - **Yes**

Smukler - **Yes**

Chernoff - **Yes**

Joseph - **Yes**

**MOTION PASSED 7-0** on first reading as amended.

**Motion to approve** to extend the meeting to 12:15am made by Vice Mayor Chernoff, seconded by Commissioner Smukler.

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

**Resolution No. R2025-111 Establishing the Proposed Millage Rate for the Levying of Ad Valorem Taxes for the Fiscal Year 2025-2026 (Sheron Stewart, Budget Administrator)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ESTABLISHING THE PROPOSED MILLAGE RATE FOR THE LEVYING OF AD VALOREM TAXES FOR THE CITY OF NORTH MIAMI BEACH FOR FISCAL YEAR 2025-2026 COMMENCING OCTOBER 1, 2025 AND THE CALCULATED "ROLLED-BACK" RATE AND THE DATE, TIME, AND PLACE FOR THE FIRST AND SECOND PUBLIC BUDGET HEARINGS AS REQUIRED BY LAW; DIRECTING THE CITY CLERK AND CITY MANAGER TO TRANSMIT THIS RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY PURSUANT TO THE REQUIREMENTS OF SECTION 200.065, FLORIDA STATUTES AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF REVENUE FOR THE STATE OF FLORIDA; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Budget Administrator Sheron Stewart provided an explanation of the resolution and presented taxable value history, debt service millage rates, and millage rate impact.

City Attorney Joseph Geller stated that the First Public Budget Hearing will be on September 8, 2025 at 6:00pm and the Second Public Budget Hearing will be on September 25, 2025 om 6:00pm.

**Motion to approve** Resolution No. R2025-111 made by Vice Mayor Chernoff, seconded by Commissioner Smith.

Roll Call Vote:

Fleurimond - **Yes**

Jean - Yes  
Smith - Yes  
Smukler - Yes  
Su - Yes  
Chernoff - Yes  
Joseph - Yes

**MOTION PASSED 7-0.**

**Resolution No. R2025-112 Approving the Qualified Firm for RFP-2025-018 Engineering Consulting Services for Texas U-Turn Roadway Project with CTS Engineering Inc. (Shereece George-Depusoir, Chief Procurement Officer)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE SINGLE QUALIFIED RESPONSIVE AND RESPONSIBLE RESPONDENT TO REQUEST FOR PROPOSALS RFP-2025-018 ENGINEERING CONSULTING SERVICES FOR TEXAS U-TURN ROADWAY PROJECT; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH CTS ENGINEERING, INC. AND IF NEGOTIATIONS ARE UNSUCCESSFUL TO RESOLICIT THE PROJECT.

Chief Procurement Officer Shereece George-Depusoir provided an explanation of the resolution.

City Attorney Joseph Geller stated that the resolution will authorize city staff to negotiate a contract and the contract will come back to the Mayor and Commission for approval.

**Motion to approve** Resolution No. R2025-112 made by Vice Mayor Chernoff, seconded by Commissioner Smith.

Voice Vote: **MOTION PASSED 6-1** with Commissioner Jean opposed.

The Mayor and Commission agreed to extend the meeting to 12:25am.

**Resolution No. R2025-113**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE LAUNCH OF A PILOT INITIATIVE TEMPORARY PROTECTED STATUS COMMUNITY LEGAL SUPPORT PROGRAM IN AN AMOUNT NOT TO EXCEED \$75,000.00; 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.

City Attorney Joseph Geller stated that the resolution was sponsored by the Mayor and Commission.

**Motion to approve** Resolution No. R2025-113 made by Commissioner Smukler, seconded by Commissioner Smith.

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

**APPOINTMENTS**

**Motion to approve** the appointments of Commissioner Daniela Jean as Vice Mayor effective September 1, 2025 and Juana Thomas to the Commission on Aging/Senior Citizens Advisory Board made by Commissioner Smukler, seconded by Vice Mayor Chernoff.  
Voice Vote: **MOTION PASSED 7-0.**

## **LEGISLATION**

### **Resolution No. R2025-95 Establishing a Merchant/Business Association Program (Commissioner Phyllis Smith)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, TO ESTABLISH A MERCHANT/BUSINESS ASSOCIATION CREATION PROGRAM TO ENCOURAGE AND STIMULATE ECONOMIC GROWTH IN THE CITY; AND AUTHORIZING THE INTERIM CITY MANAGER TO DESIGNATE FUNDS TO PAY FOR GRANTS TO ELIGIBLE APPLICANTS FOR FORMATION AND OPERATION OF MERCHANT AND INDUSTRY BASED ASSOCIATIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

*Resolution No. R2025-95 was moved from the Consent Agenda to Legislation.*

Commissioner Smith provided an explanation regarding the resolution.

**Motion to approve** Resolution No. R2025-95 made by Commissioner Smith, seconded by Commissioner Smukler.  
Voice Vote: **MOTION PASSED 7-0.**

### **Resolution No. R2025-97 Authorizing Public Works to Address Urgent Traffic Concerns by Implementing Certain Traffic Calming Measures (Kerlyne McHenry, Interim Public Works Director)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, TO AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO ADDRESS URGENT TRAFFIC CONCERNS BY IMPLEMENTING CERTAIN TRAFFIC CALMING MEASURES; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

*Resolution No. R2025-97 was moved from the Consent Agenda to Legislation.*

Interim Director of Public Works Kerlyne McHenry provided an explanation of the resolution.

**Motion to approve** Resolution No. R2025-97 made by Commissioner Smith, seconded by Vice Mayor Chernoff.  
Voice Vote: **MOTION PASSED 7-0.**

### **Resolution No. R2025-107 Expressing Opposition to the Proposed Miami Dade County 159<sup>th</sup> Street Expansion Project (Commissioner Phyllis Smith and Commissioner Lynn Su)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, EXPRESSING OPPOSITION TO THE PROPOSED MIAMI-DADE COUNTY ROAD WIDENING PROJECT ALONG NW 159<sup>th</sup> STREET; RAISING CONCERNS RELATED TO LAND USE, PUBLIC SAFETY, ENVIRONMENTAL IMPACT, AND

COMMUNITY PRESERVATION; URGING MIAMI-DADE COUNTY TO HALT FURTHER ACTION ON THE PROJECT UNTIL FULL COMMUNITY INPUT IS OBTAINED AND IMPACTS ARE ADEQUATELY ADDRESSED; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

*Resolution No. R2025-107 was moved from the Consent Agenda to Legislation.*

Commissioner Su announced several additions and revisions to the resolution.

**Motion to amend** Resolution No. R2025-107 made by Commissioner Su, seconded by Commissioner Smith.

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

**Motion to approve** Resolution No. R2025-107 as amended made by Commissioner Smith, seconded by Commissioner Su.

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

The following items were on the agenda but not heard at the meeting:

**DISCUSSION ITEMS**

Sustainability Initiatives  
Water Revenue Loss Analysis and Findings  
City Attorney

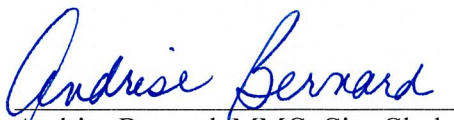
**CITY MANAGER'S REPORT**

Miami Gardens v. North Miami Beach - Weekly Settlement Claims Administration Progress Update  
NMBPD Monthly Report  
NMB Water Updates and Highlights  
Capital Improvement Program (CIP) Portfolio Dashboard  
Washinton Park Update  
Update from Centennial Committee  
Elected Officials Security Measures  
Boards and Committees Oversight

**ADJOURNMENT**

The meeting was adjourned at 12:24am.

**ATTEST:**

  
Andrise Bernard, MMC, City Clerk

(SEAL)