



CITY OF NORTH MIAMI BEACH
City Hall, Commission Chambers, 2nd Floor
17011 N.E. 19th Avenue
North Miami Beach, FL. 33162
Tuesday, February 17, 2026

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

City Manager Darvin Williams
City Attorney Greenspoon Marder
City Clerk Andrise Bernard, MMC

City Commission Meeting Minutes

ROLL CALL OF THE CITY OFFICIALS

The Regular Commission Meeting was called to order at 6:12pm.

Present at the meeting were Mayor Michael Joseph (arrived at 7:55pm), Vice Mayor Fortuna Smukler, Commissioner Jay Chernoff, Commissioner McKenzie Fleurimond, Commissioner Daniela Jean, Commissioner Phyllis Smith, and Commissioner Lynn Su.

INVOCATION by Pastor Dwayne S. Fudge of St. Mary Missionary Baptist 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:

At the request of Commissioner Smith, Resolution No. R2026-23, Resolution No. R2026-25, Resolution No. R2026-26, and Resolution No. R2026-27 will be pulled from the Consent Agenda and moved to Legislation.

Per the City Attorney's Office, an item regarding the Urban Development Boundary will be added to the Consent Agenda as Resolution No. R2026-30.

At the request of Vice Mayor Smukler, drainage and flooding updates in Eastern Shores and Highland Village will be added as a discussion item.

At the request of Commissioner Su, Resolution No. R2026-23 and Resolution No. R2026-24 will be deferred to a future meeting.

Commissioner Su requested to defer Resolution No. R2026-14, Resolution No. R2026-15, Resolution No. R2026-16, and Resolution No. R2026-17 to a future meeting and City Manager Darvin Williams stated that the discrepancies will be corrected and the items can remain on the agenda.

Commissioner Su requested to add an item regarding the continuation of the investigation to Legislation as Resolution No. R2026-31.

Commissioner Su requested to add a discussion item regarding a performance review of the City Manager.

Commissioner Jean requested Resolution No. R2026-27 to be deferred to a future meeting.

Motion to approve the agenda as amended excluding the item regarding the continuation of the investigation made by Commissioner Chernoff, seconded by Commissioner Fleurimond.
Voice Vote: **MOTION PASSED 6-0** with Mayor Joseph absent.

Motion to approve to add a resolution regarding the continuation of the investigation made by Commissioner Su, seconded by Commissioner Chernoff.
Voice Vote: **MOTION PASSED 4-2** with Commissioner Fleurimond and Commissioner Jean opposed and Mayor Joseph absent.

PRESENTATIONS/DISCUSSIONS

The Vice Mayor and Commission presented a certificate of appreciation to Willy Prophete.

Commissioner Fleurimond discussed the legacy of Jesse Jackson and led a moment of silence.

Senior Management Analyst Frandley DeFilie provided a legislative update including bills impacting North Miami Beach and federal and state appropriations requests.

Mayor Joseph opened the meeting for **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. Karen Harrold
2. Hugo Vega
3. Francisco Ortiz
4. Eileen Damaso
5. Trish Miller
6. Lorie Hackman
7. Dianne Doolity
8. Barbara Kramer
9. Mara Hauck
10. Irene Pilinger

11. Linda Joseph Noel
12. Bernadette Emmanuel
13. Libby Giostra
14. Livins Jean
15. Leslie Sardinia
16. Janice Coakley
17. Ketley Joachim
18. James Tirado
19. Mubarak Kazan

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

Motion to approve to bring back Resolution No. R2026-23 made by Commissioner Smith, seconded by Vice Mayor Smukler.

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

ANNOUNCEMENTS

Interim Communications Manager Jasmine Joseph presented a video that featured the warm clothing donations, the 151st Street station planning workshop, Farm Share food distribution, Mishcon Park renaming ceremony, Black History Month event at the library, Heart Health Walk, Senior Luncheon, ComicCon event, web development online course, UMC mobile health clinics, nursing assistant scholarship program, Jazz Academy, and home rehabilitation program.

CITY COMMISSION REPORTS

Commissioner Chernoff recognized Black History Month and the Chinese New Year, announced the upcoming Farm Share food distribution and community engagement meetings, and talked about a recent investigation report.

Commissioner Smith recognized Black History Month and Ramadan, welcomed the City Manager, announced the unveiling of the photo of the first mayor of the city, praised the Valentine's Day event, talked about recycling, discussed the culture of the city and supporting changes, and announced the renaming of Mishcon Park.

Commissioner Fleurimond thanked everyone for participating and communicating at the meeting and welcomed the City Manager.

Commissioner Jean recognized Black History Month, announced the upcoming Heart Health Walk, discussed the legacy of Jesse Jackson, talked about TPS, encouraged moving the city forward, expressed beautification improvements needed for the centennial anniversary, and thanked everyone for attending the meeting.

Commissioner Su welcomed the City Manager, recognized Black History Month and the Lunar New Year, talked about the Valentine's Day event and President's Day, recognized Ramadan, announced the upcoming UMC free clinic, thanked Miami-Dade County Commissioner Micky Steinberg for funding grants regarding CIP projects and directed the City Manager to apply, talked

about the unveiling of the photo of the first mayor of the city, and announced that NMB Water will receive an award at the Smart Cities Connect conference.

Vice Mayor Smukler recognized the Lunar New Year, Ramadan, Ash Wednesday, Purim, and St. Patrick's Day, wished a happy birthday to Mubarak Kazan, city employee Savannah, and Tricia Harris, talked about the upcoming Black History Month event, unveiling of the photo of the first mayor of the city, and Heart Health Walk, and stated that she would sign the contract of the City Manager.

Mayor Joseph thanked everyone for attending the meeting and welcomed the City Manager.

CONSENT AGENDA

Commission Conference Minutes of January 20, 2026

Regular Commission Meeting Minutes of January 20, 2026

Special Commission Meeting Minutes of February 2, 2026

Resolution No. R2026-14 Authorizing the City Manager to Apply for Grant Assistance Under the Environmental Protection Agency Clean Water State Revolving Fund for Highland Village Drainage Improvements (Frandlely Defilie, Senior Management Analyst)

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 ENVIRONMENTAL PROTECTION AGENCY CLEAN WATER STATE REVOLVING FUND; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-15 Authorizing the City Manager to Apply for Grant Assistance Under the Miami-Dade County Community Development Block Grant for Washington Park Swimming Pool (Frandlely Defilie, Senior Management Analyst)

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 MIAMI DADE COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-16 Authorizing the City Manager to Apply for Grant Assistance Under the Miami-Dade County Rescue Plan Act for Washington Park Community/Recreation Center (Frandlely Defilie, Senior Management Analyst)

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 MIAMI DADE COUNTY RESCUE PLAN ACT; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-17 Authorizing the City Manager to Apply for Grant Assistance Under the US Department of Housing and Urban Development for Washington Park Site Development (Frandlely Defilie, Senior Management Analyst)

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 US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-18 Approving a Piggyback Contract and Authorizing Purchases from Amazon Business Marketplace Through Amazon Services for Citywide Purchasing (Shereece George Depusoir, Chief Procurement Officer)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A PIGGYBACK CONTRACT AND AUTHORIZING PURCHASES FROM THE AMAZON BUSINESS MARKETPLACE, THROUGH AMAZON SERVICES, LLC, D/B/A AMAZON BUSINESS, FOR CITYWIDE PURCHASING OF ADMINISTRATIVE AND OPERATIONAL MATERIAL AND SUPPLY NEEDS IN AN ANNUAL AMOUNT NOT TO EXCEED \$250,000.00; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-19 Approving a Task Order for Professional Engineering Services for the Corona Del Mar Phase 3 Sewer Improvements (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 CORONA DEL MAR PHASE 3 SEWER IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$180,300.00 WITH CHEN MOORE & ASSOCIATES, INC. UNDER THE "CONTINUING SERVICES AGREEMENT" FOR PROFESSIONAL CONSULTING SERVICES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; AND SUBJECT TO THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-20 Approving Purchase Order for the Purchase and Installation of Workstations Through a Piggyback Contract with Your Office, Inc. (Hamid Nikvan, NMB Water Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A PURCHASE ORDER FOR THE PURCHASE AND INSTALLATION OF WORKSTATIONS THROUGH A PIGGYBACK CONTRACT WITH YOUR OFFICE, INC. IN A BUDGETED AMOUNT NOT TO EXCEED \$90,000.00; 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. R2026-21 Approving and Authorizing a Purchase Order with Caballero & Fierman Llerena & Garcia, LLP for Financial Administration Support and Staff Augmentation Services (Tarik Rahmani, Chief Financial Officer)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING A PURCHASE ORDER CABALLERO, FIERMAN, LLENERA & GARCIA, LLP., IN A BUGETED AMOUNT NOT TO EXCEED \$100,000.00 FOR FINANCIAL ADMINISTRATION SUPPORT & STAFF AUGMENTATION 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. R2026-22 Approving a Budget Amendment to Appropriate Prior Year General Fund Balance for Certain FY 2024-2025 Appropriations (Tarik Rahmani, 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 FISCAL YEAR OCTOBER 1, 2025 THROUGH SEPTEMBER 30, 2026 ANNUAL BUDGET TO APPROPRIATE PRIOR YEAR GENERAL FUND BALANCE FOR CERTAIN FY 2024-2025 CONTINUING APPROPRIATIONS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-23 Authorizing and Reallocation of Capital Improvement Projects Funds for East Drive Pavement, Restriping, and Sidewalk Repairs and City Parking Lot Restoration (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE REALLOCATION OF FUNDS PREVIOUSLY APPROVED FOR THE 168th STREET AND N.E. 20th AVENUE MINI ROUNDABOUT PROJECT TO FUND EAST DRIVE REPAVEMENT, RESTRIPING, AND SIDEWALK REPAIRS; CITY-OWNED PARKING LOT RESTORATION AND ADA IMPROVEMENTS; AND CIP CONTINGENCY; PROVIDING SCRIVENER'S ERRORS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-23 was pulled from the Consent Agenda and moved to Legislation.

Resolution No. R2026-24 Authorizing a Budget Transfer Within the Public Works Department to Support Staff Augmentation Services (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING A BUDGET TRANSFER WITHIN THE ANNUAL BUDGET FOR FISCAL YEAR OCTOBER 1, 2025 TO SEPTEMBER 30, 2026 IN THE AMOUNT OF \$200,000.00 FROM SALARIES AND RELATED BENEFITS ACCOUNTS TO PROFESSIONAL SERVICES ACCOUNT WITHIN THE PUBLIC WORKS DEPARTMENT TO SUPPORT STAFF AUGMENTATION SERVICES; ACKNOWLEDGING

THAT \$100,000.00 HAS PREVIOUSLY BEEN TRANSFERRED UNDER THE CITY MANAGER'S BUDGET CONTROL AUTHORITY FOR THE SAME SERVICES FOR A TOTAL TRANSFER OF \$300,000.00; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SCRIVENER'S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-24 was deferred.

Resolution No. R2026-25 Authorizing the Public Works Department to Move Forward to Implement a Traffic Signal Light Utility Box Wrapping Program (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO MOVE FORWARD AND DO ALL THINGS NECESSARY TO IMPLEMENT A TRAFFIC SIGNAL LIGHT UTILITY BOX WRAPPING PROGRAM; URGING MIAMI-DADE COUNTY TO APPROVE AND GRANT PERMISSION TO WRAP TRAFFIC SIGNAL LIGHT UTILITY BOXES WITHIN THE CITY OF NORTH MIAMI BEACH'S JURISDICTION; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SCRIVENER'S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-25 was pulled from the Consent Agenda and moved to Legislation.

Resolution No. R2026-26 Support of Miami-Dade County Immediate Suspension of Cuba Related Licenses (Commissioner Lynn Su)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION CITY OF NORTH MIAMI BEACH, FLORIDA, URGING PRESIDENT DONALD J. TRUMP TO DIRECT THE OFFICE OF FOREIGN ASSETS CONTROL (OFAC) AND BUREAU OF INDUSTRY AND SECURITY (BIS) TO IMMEDIATELY SUSPEND ANY APPLICABLE CUBA RELATED GENERAL LICENSES UNDER 31 C.F.R. §515.570, AUTHORIZED CARRIER SERVICES UNDER 31 C.F.R. §515.533, AND EXPORTS AUTHORIZED UNDER 15 C.F.R. §746.2, PENDING AUDITS FOR TIES TO THE CUBA RESTRICTED LIST AND FOR REVIEW OF THE NATURE AND DESTINATION OF GOODS AND SERVICES PROVIDED; URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL 1176, HOUSE BILL 1397, OR SIMILAR LEGISLATION THAT WOULD REQUIRE ANY APPLICANTS FOR A LOCAL BUSINESS TAX RECEIPT, OR RENEWAL THEREOF, THAT CONDUCT TRANSACTIONS SUBJECT TO FEDERAL SANCTIONS PROGRAMS TO EXHIBIT AN ACTIVE LICENSE OR AUTHORIZATION FROM OFAC; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE A REPORT TO THIS BOARD REGARDING THE CURRENT ENFORCEMENT STATUS OF LOCAL BUSINESS TAX FOR BUSINESSES UNLAWFULLY TRANSACTING BUSINESS WITH CUBA OR ANY PERSONS AFFILIATED WITH THE CUBAN GOVERNMENT AND STRICTER ENFORCEMENT AND PENALTIES FOR SUCH BUSINESSES.

Resolution No. R2026-26 was pulled from the Consent Agenda and moved to Legislation.

Resolution No. R2026-27 Authorizing the City Manager to Utilize Funds Allocated to Economic Development to Implement a New Business Initiative (Commissioner Lynn Su)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO UTILIZE FUNDS ALLOCATED TO THE ECONOMIC DEVELOPMENT DEPARTMENT TO IMPLEMENT A NEW BUSINESS INITIATIVE; PROVIDING FOR PROGRAM ELEMENTS INCLUDING MONTHLY SELECTION OF NEW BUSINESSES FOR PROMOTIONAL AND OPERATIONAL SUPPORT; PROVIDING FOR ADMINISTRATIVE IMPLEMENTATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-27 was deferred.

Resolution No. R2026-28 Denouncing the Termination of Temporary Protected Status "TPS" (Commissioner Daniela Jean and Commissioner Jay Chernoff)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DENOUNCING THE TERMINATION OF TEMPORARY PROTECTED STATUS (TPS) FOR HAITI AND FOR OTHER COUNTRIES AND URGING PRESIDENT DONALD TRUMP AND THE UNITED STATES CONGRESS TO REINSTATE TPS PROTECTIONS FOR HAITIANS AND FOR OTHERS PROTECTED BY TPS; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Resolution No. R2026-30 Affirming Support for the Preservation of the Miami-Dade Urban Development Boundary (UDB)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AFFIRMING SUPPORT FOR THE PRESERVATION OF THE MIAMI-DADE URBAN DEVELOPMENT BOUNDARY (UDB) AS IT CURRENTLY EXISTS TO PROTECT DOWNSTREAM WATER RESOURCES INCLUDING THE BISCAYNE AQUIFER, REGIONAL GROUNDWATER SUPPLIES, AND CONNECTED COASTAL WATERS AS WELL AS THE EVERGLADES, WETLANDS, AND AGRICULTURAL LANDS; URGING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS TO UPHOLD COUNTY MAYOR DANIELA LEVINE CAVA'S VETO OF THE PROPOSED DEVELOPMENT OUTSIDE THE UDB; URGING THE FLORIDA STATE LEGISLATURE TO OPPOSE ANY LEGISLATION THAT WOULD WEAKEN THE UDB IN THE MIAMI-DADE COUNTY CHARTER; ENCOURAGING ADVANCEMENT OF ATTAINABLE AND WORKFORCE HOUSING WITHIN THE UDB TO ADDRESS HOUSING AFFORDABILITY WITHOUT EXPANDING DEVELOPMENT INTO ENVIRONMENTALLY SENSITIVE LANDS; DESIGNATING THE PRESERVATION OF THE UDB AS A STATE LEGISLATIVE PRIORITY FOR THE CITY OF NORTH MIAMI BEACH; AND FURTHER DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE MIAMI-DADE COUNTY MAYOR, EACH MEMBER OF THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS, THE SPEAKER OF THE FLORIDA HOUSE OF REPRESENTATIVES, THE PRESIDENT OF THE FLORIDA SENATE, THE MIAMI-DADE STATE LEGISLATIVE DELEGATION, ALL OTHER MUNICIPALITIES WITHIN MIAMI-DADE COUNTY, AND THE CITY OF NORTH MIAMI BEACH'S STATE LEGISLATIVE LOBBYISTS; AUTHORIZING THE MAYOR 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 the Consent Agenda made by Vice Mayor Smukler, seconded by Commissioner Chernoff.
Voice Vote: **MOTION PASSED 7-0.**

LEGISLATION

Resolution No. R2026-23 Authorizing and Reallocation of Capital Improvement Projects Funds for East Drive Pavement, Restriping, and Sidewalk Repairs and City Parking Lot Restoration (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE REALLOCATION OF FUNDS PREVIOUSLY APPROVED FOR THE 168th STREET AND N.E. 20th AVENUE MINI ROUNDABOUT PROJECT TO FUND EAST DRIVE REPAVEMENT, RESTRIPIING, AND SIDEWALK REPAIRS; CITY-OWNED PARKING LOT RESTORATION, ADA IMPROVEMENTS, AND CIP CONTINGENCY; PROVIDING SCRIVENER'S ERRORS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-23 was pulled from the Consent Agenda and moved to Legislation.

Interim Public Works Director of Kerlyne McHenry provided an explanation of Resolution No. R2026-23.

Motion to approve Resolution No. R2026-27 made by Commissioner Smith, seconded by Vice Mayor Smukler.
Voice Vote: **MOTION PASSED 7-0.**

Resolution No. R2026-31

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DIRECTING COMPLETION OF AN INDEPENDENT INVESTIGATION AND FORMALLY REFERRING CERTAIN MATTERS TO THE OFFICE OF THE MIAMI-DADE STATE ATTORNEY, THE FLORIDA COMMISSION ON ETHICS, AND THE MIAMI-DADE COUNTY COMMISSION ON ETHICS AND PUBLIC TRUST; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Ignacio Alvarez of ALGO Law Firm appeared before the Mayor and Commission and discussed the investigation report.

The Mayor and Commission discussed the proposed resolution regarding the investigation report.

Mayor Joseph passed the gavel.

Motion to amend Resolution No. R2026-31 to remove the Miami-Dade County Commission on Ethics and Public Trust and remove Section 3 made by Mayor Joseph, seconded by Commissioner Jean.

Voice Vote: **MOTION FAILED 3-4** with Vice Mayor Smukler, Commissioner Chernoff, Commissioner Smith, and Commissioner Su opposed.

Motion to amend Resolution No. R2026-31 to remove the Miami-Dade County Commission on Ethics and Public Trust made by Commissioner Chernoff, seconded by Commissioner Smith.
Roll Call Vote: Chernoff - **Yes**, Fleurimond - **Yes**, Jean - **Yes**, Smith - **Yes**, Su - **No**, Smukler - **No**, Joseph - **Yes**

MOTION PASSED 5-2 with Vice Mayor Smukler and Commissioner Su opposed.

Motion to amend Resolution No. R2026-31 to remove Section 3 made by Commissioner Fleurimond, seconded by Mayor Joseph.
There was no vote on the motion.

Motion to amend Resolution No. R2026-31 to include the language of ‘the independent investigation shall be under the City Manager’s authorization as needed’ in Section 3 made by Commissioner Smith, seconded by Mayor Joseph.

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

City Attorney Joseph Geller stated that two amendments were made to the resolution and the Mayor and Commission can vote on the item as amended.

The Mayor and Commission approved Resolution No. R2026-31 as amended with a voice vote of 7-0.

Resolution No. R2026-25 Authorizing the Public Works Department to Move Forward to Implement a Traffic Signal Light Utility Box Wrapping Program (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO MOVE FORWARD AND DO ALL THINGS NECESSARY TO IMPLEMENT A TRAFFIC SIGNAL LIGHT UTILITY BOX WRAPPING PROGRAM; URGING MIAMI-DADE COUNTY TO APPROVE AND GRANT PERMISSION TO WRAP TRAFFIC SIGNAL LIGHT UTILITY BOXES WITHIN THE CITY OF NORTH MIAMI BEACH’S JURISDICTION; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SCRIVENER’S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution No. R2026-25 was pulled from the Consent Agenda and moved to Legislation.

Interim Public Works Director of Kerlyne McHenry provided an explanation of Resolution No. R2026-25.

Motion to approve Resolution No. R2026-25 made by Commissioner Chernoff, seconded by Commissioner Smith.

Voice Vote: **MOTION PASSED 6-0** with Mayor Joseph off the dais.

Commissioner Su discussed the importance of practicing and enforcing civility and decorum.

Resolution No. R2026-26 Support of Miami-Dade County Immediate Suspension of Cuba Related Licenses (Commissioner Lynn Su)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION CITY OF NORTH MIAMI BEACH, FLORIDA, URGING PRESIDENT DONALD J. TRUMP TO DIRECT THE OFFICE OF FOREIGN ASSETS CONTROL (OFAC) AND BUREAU OF INDUSTRY AND SECURITY (BIS) TO IMMEDIATELY SUSPEND ANY APPLICABLE CUBA RELATED GENERAL LICENSES UNDER 31 C.F.R. §515.570, AUTHORIZED CARRIER SERVICES UNDER 31 C.F.R. §515.533, AND EXPORTS AUTHORIZED UNDER 15 C.F.R. §746.2 PENDING AUDITS FOR TIES TO THE CUBA RESTRICTED LIST AND FOR REVIEW OF THE NATURE AND DESTINATION OF GOODS AND SERVICES PROVIDED; URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL 1176, HOUSE BILL 1397, OR SIMILAR LEGISLATION THAT WOULD REQUIRE ANY APPLICANTS FOR A LOCAL BUSINESS TAX RECEIPT OR RENEWAL THEREOF THAT CONDUCT TRANSACTIONS SUBJECT TO FEDERAL SANCTIONS PROGRAMS TO EXHIBIT AN ACTIVE LICENSE OR AUTHORIZATION FROM OFAC; DIRECTING THE CITY MANAGER OR CITY MANAGER'S DESIGNEE TO PROVIDE A REPORT TO THIS BOARD REGARDING THE CURRENT ENFORCEMENT STATUS OF LOCAL BUSINESS TAX FOR BUSINESSES UNLAWFULLY TRANSACTING BUSINESS WITH CUBA OR ANY PERSONS AFFILIATED WITH THE CUBAN GOVERNMENT AND STRICTER ENFORCEMENT AND PENALTIES FOR SUCH BUSINESSES.

Resolution No. R2026-26 was pulled from the Consent Agenda and moved to Legislation.

Commissioner Smith expressed that certain legislative items should be sponsored by the Mayor and Commission and City Attorney Joseph Geller stated that a policy will be adopted to provide each member of the Commission an opportunity to co-sponsor items that have broad universal implications.

Vice Mayor Smukler stated that Resolution No. R2026-26 is sponsored by the Mayor and Commission and there was unanimous consensus.

Motion to approve Resolution No. R2026-26 made by Commissioner Su, seconded by Vice Mayor Smukler.

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

Ordinance No. 2026-02 (First Reading) Public Notice General Amendment (Zafar Ahmed, Community Development Director)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING CHAPTER II, ENTITLED STRUCTURE OF CITY GOVERNMENT, ARTICLE III, OFFICE OF THE CITY CLERK, SECTION 2-4 CITY CLERK; ARTICLE V, DEPARTMENTS OF THE CITY GOVERNMENT, SECTION 2-9 DEPARTMENT OF PUBLIC SAFETY; AMENDING CHAPTER III., ENTITLED PURCHASING, SECTION 3-3 FORMAL CONTRACT PROCEDURES, AND SECTION 3-4 MISCELLANEOUS PROVISIONS; CHAPTER VII, ENTITLED ELECTIONS, SECTION 7-7 VACANCY IN CANDIDACY, ELECTIVE OFFICES; CHAPTER XIV, ENTITLED BUILDING AND HOUSING, SECTION 14-8 ADMINISTRATION AND ENFORCEMENT OF

BUILDING, PLANNING AND ZONING REGULATIONS; CHAPTER XVI, ENTITLED PROPERTY MAINTENANCE, SECTION 16-2 UPKEEP OF LOTS, PARCELS AND TRACTS, AND SECTION 16-3 PROCEDURES FOR SALE OF LIENS; CHAPTER XVII, ENTITLED STREETS AND SIDEWALKS, SECTION 17-7 ABANDONMENT AND VACATION OF RIGHT-OF-WAYS AND EASEMENTS; CHAPTER XIX., ENTITLED WATER AND SEWERS, ARTICLE II WATER, SECTION 19-20 MISCELLANEOUS PROVISIONS; OF THE CITY'S CODE OF ORDINANCES TO ENABLE PUBLICATION OF REQUIRED LEGAL ADVERTISEMENTS AND PUBLIC NOTICES ON THE DESIGNATED MIAMI-DADE COUNTY WEBSITE CONSISTENT WITH R2025-188 INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY AND IN COMPLIANCE WITH FLORIDA STATUTE 50.0311, PUBLICATION OF ADVERTISEMENTS AND PUBLIC NOTICES ON A PUBLICLY ACCESSIBLE WEBSITE AND GOVERNMENTAL ACCESS CHANNELS; PROVIDING FOR FINDINGS OF FACT; CODIFICATION; CONFLICTS; SCRIVENER ERRORS; SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

1. Mubarak Kazan

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

Director of Community Development Director Zafar Ahmed provided an explanation of Ordinance No. 2026-02.

Motion to approve Ordinance No. 2026-02 made by Commissioner Chernoff, seconded by Commissioner Smith.

Roll Call Vote: Fleurimond - **Yes**, Jean - **Yes**, Smith - **Yes**, Su - **Yes**, Chernoff - **Yes**, Smukler - **Yes**, Joseph - **Yes**

MOTION PASSED 7-0.

Ordinance No. 2026-03 (First Reading) Public Notice Zoning Amendment (Zafar Ahmed, Community Development Director)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING CHAPTER XXIV, ENTITLED ZONING AND LAND DEVELOPMENT, ARTICLE XV., OTHER DEVELOPMENT REVIEW PROCEDURES, SECTION 24-180 DENIALS, NOTICES, AND FEES; ARTICLE XIX., DEVELOPMENT AGREEMENTS, SECTION 24-214 DEVELOPMENT AGREEMENTS; AND APPENDIX A LAND DEVELOPMENT FEE SCHEDULE, OF THE CITY'S CODE OF ORDINANCES TO ENABLE PUBLICATION OF REQUIRED LEGAL ADVERTISEMENTS AND PUBLIC NOTICES ON THE DESIGNATED MIAMI-DADE COUNTY WEBSITE CONSISTENT WITH R2025-196 INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY AND IN COMPLIANCE WITH FLORIDA STATUTE 50.0311 PUBLICATION OF ADVERTISEMENTS AND PUBLIC NOTICES ON A PUBLICLY ACCESSIBLE WEBSITE AND GOVERNMENTAL ACCESS CHANNELS; PROVIDING FOR CODIFICATION, FINDINGS OF FACT, CONFLICTS, SCRIVENER ERRORS, AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

1. Mubarak Kazan

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

Director of Community Development Director Zafar Ahmed provided an explanation of Ordinance No. 2026-03.

Motion to approve Ordinance No. 2026-03 made by Commissioner Chernoff, seconded by Commissioner Jean.

Roll Call Vote: Jean - **Yes**, Smith - **Yes**, Su - **Yes**, Chernoff - **Yes**, Fleurimond - **Yes**, Smukler - **Yes**, Joseph - **Yes**

MOTION PASSED 7-0.

Ordinance No. 2026-04 (First Reading) Noise Ordinance (Commissioner Lynn Su)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING CHAPTER IX OF THE CITY OF NORTH MIAMI BEACH CODE OF ORDINANCES “OFFENSES AND MISCELLANEOUS PROVISIONS” SECTION 9-4 “NOISE CONTROL” TO ESTABLISH SPECIFIC NOISE REGULATIONS FOR OUTDOOR POWER TOOLS AND LANDSCAPING EQUIPMENT AT RESIDENCES AND FOR OUTDOOR EVENTS AND TO CLARIFY ENFORCEMENT; PROVIDING FOR CONFLICTS; SEVERABILITY; CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

1. Mubarak Kazan

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

Director of Community Development Director Zafar Ahmed provided an explanation of Ordinance No. 2026-04.

Motion to defer Ordinance No. 2026-04 made by Commissioner Smith, seconded by Vice Mayor Smukler.

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

Motion to approve to support Miami-Dade County Commissioner Steinberg’s noise ordinance made by Vice Mayor Smukler, seconded by Commissioner Smith.

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

Resolution No. R2026-29 Decommission of the NMB Water Task Force (Vice Mayor Fortuna Smukler)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, REPEALING THE TASK FORCE ON WATER CHARGES; AUTHORIZING THE MAYOR 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.

Commissioner Su stated that she is a co-sponsor of Resolution No. R2026-29.

Vice Mayor Smukler provided an explanation of Resolution No. R2026-29.

Motion to approve Resolution No. R2026-29 made by Vice Mayor Smukler, seconded by Commissioner Smith.

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

APPOINTMENTS

Barbara Kramer to the Charter Review Committee (nominated by Commissioner Chernoff)

Mubarak Kazan to the Charter Review Committee (nominated by Commissioner Su)

Bruce Kusens to the Charter Review Committee (nominated by Commissioner Smith)

David Templer to the Charter Review Committee (nominated by Vice Mayor Smukler)

Robert Barrabeitg to the Charter Review Committee (nominated by Mayor Joseph)

Whitney Padote to the Charter Review Committee (nominated by Commissioner Jean)

Geraldine Lazarre to the Charter Review Committee (nominated by Commissioner Fleurimond)

Dana Shiro to the Youth Advisory Board

Tamara St. Sauveur to the Youth Advisory Board

Motion to approve the appointments made by Commissioner Chernoff, seconded by Commissioner Jean.

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

DISCUSSION ITEMS

Vice Mayor Smukler discussed police detail and sergeant-at-arms for elected officials. Chief of Police Juan Pinillos stated that there is no sergeant-at-arms detail or program, a policy pertaining to sergeant-at-arms was established but not approved by the City Commission, and dignitary protection detail is available through the City Manager. Commissioner Jean discussed elected officials riding in city vehicles. The Mayor and Commission directed the City Manager with the option to establish a protocol regarding the budgeting of protection detail for elected officials.

Commissioner Jean discussed Commission vision and an in-house creation and operation of concession stands and implementation of a POS system.

Vice Mayor Smukler discussed drainage and flooding in Eastern Shores and Highland Village and Interim Public Works Director of Kerlyne McHenry provided an update.

Motion to approve to extend the Commission meeting to 12:05am made by Vice Mayor Smukler, seconded by Mayor Joseph.

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

CITY ATTORNEY'S REPORT

City Attorney Joseph Geller requested to have two separate executive sessions concerning the Raymond Gaylord Williams case and litigation against Miami-Dade County.

CITY MANAGER'S REPORT

City Manager Darvin Williams thanked the Mayor and Commission for the opportunity to serve the city and expressed gratitude to the residents that welcomed him.

ADJOURNMENT

The meeting was adjourned at 12:04am.

ATTEST:



Andrise Bernard, MMC, City Clerk

(SEAL)