



CITY OF NORTH MIAMI BEACH
City Hall, Commission Chambers, 2nd Floor
17011 N.E. 19th Avenue
North Miami Beach, FL. 33162
Tuesday, July 14, 2026

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

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

Special Commission Meeting Minutes

ROLL CALL OF THE CITY OFFICIALS

The Special Commission Meeting was called to order at 6:05pm.

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

PLEDGE OF ALLEGIANCE was led by the Mayor and Commission.

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

Assistant City Clerk Elisabeth Pierre read the rules of public comment and the pledge of civility.

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

1. Whitney Padote
2. Gerri Lazarre
3. Ruth Ogen
4. Janice Coakley
5. Barbara Kramer
6. Mubarak Kazan

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

The City Commission thanked and recognized the members of the Charter Review Committee including Mubarak Kazan, Barbara Kramer, Bruce Kusens, Geraldine Lazarre, Whitney Padote, and David Templer.

City Attorney Joseph Geller discussed the process of considering the proposed recommendations of the Charter Review Committee.

David Templer, City Attorney Joseph Geller, and the City Commission discussed revisions to Section 1.4 (Powers), Section 2.1 (Mayor and Vice Mayor), and Section 2.2 (City Commission) of the City Charter.

Motion to approve to review each recommendation individually and vote by section within the City Charter (pages 10-14, pages 16-19, pages 21-23) made by Commissioner Jean, seconded by Commissioner Smukler.

Voice Vote: **MOTION PASSED 4-2** with Vice Mayor Fleurimond and Commissioner Smith opposed and Mayor Joseph off the dais.

David Templer, City Attorney Joseph Geller, and the City Commission discussed revisions to Section 2.3 (Compensation), Section 2.4 (Meetings), Section 2.5 (Quorum and Attendance of the City Commission), Section 2.9 (Prohibitions of the City Commission), and Section 3.1.1 (Powers and Duties of the City Manager) of the City Charter.

Motion to approve passing the recommendations of the Charter Review Committee made by Commissioner Chernoff, seconded by Mayor Joseph.

Voice Vote: **MOTION FAILED 2-5** with Vice Mayor Fleurimond, Commissioner Jean, Commissioner Smith, Commissioner Smukler, and Commissioner Su opposed.

Motion to approve the recommended revision for Section 1.4 (Powers) made by Commissioner Su, seconded by Commissioner Smukler.

Voice Vote: **MOTION FAILED 3-4** with Mayor Joseph, Vice Mayor Fleurimond, Commissioner Chernoff, and Commissioner Jean opposed.

Motion to amend the recommended revision for Section 2.1 (Mayor and Vice Mayor) to add a reference to the Mayor as the titular head made by Commissioner Smith, seconded by Commissioner Smukler.

Voice Vote: **MOTION FAILED 3-4** with Mayor Joseph, Vice Mayor Fleurimond, Commissioner Chernoff, Commissioner Jean, and Commissioner Su opposed.

Motion to approve the recommended revision for Section 2.1 (Mayor and Vice Mayor) regarding electing a Vice Mayor on a rotation basis every four months made by Commissioner Smith, seconded by Commissioner Smukler.

Voice Vote: **MOTION FAILED 2-5** with Mayor Joseph, Vice Mayor Fleurimond, Commissioner Chernoff Jean, Commissioner Jean, and Commissioner Su opposed.

Motion to approve the recommended revision for Section 2.3 (Compensation) and include adding a CPI and replacing the word ‘may’ with ‘shall’ regarding Commissioners being offered the

opportunity to remain in the City's insurance plan(s) at their own expense after their term of service made by Commissioner Su, seconded by Commissioner Smukler.

Voice Vote: **MOTION FAILED**

Motion to approve the recommended revision for Section 2.3 (Compensation) and include adding a COLA on the entire remuneration package and replacing the word 'may' with 'shall' regarding Commissioners being offered the opportunity to remain in the City's insurance plan(s) at their own expense after their term of service made by Commissioner Smith, seconded by Commissioner Smukler.

Voice Vote: **MOTION PASSED**

Motion to reconsider the previous vote made by Commissioner Chernoff, seconded by Vice Mayor Fleurimond.

Voice Vote: **MOTION PASSED**

Motion to approve to revise the compensation of the Mayor and Commission by ordinance and replace the word 'may' with 'shall' regarding Commissioners being offered the opportunity to remain in the City's insurance plan(s) at their own expense after their term of service made by Commissioner Smuler, seconded by Mayor Joseph.

A vote was not taken.

Motion to amend the language in Section 2.3 (Compensation) to state that the City Commission can not vote to increase their own salary made by Commissioner Su, seconded by Commissioner Smukler.

A vote was not taken.

Motion to amend the language in Section 2.3 (Compensation) to state that the compensation of members of the City Commission may be increased by the affirmative vote of not less than six members made by Vice Mayor Fleurimond, seconded by Commissioner Smith.

Voice Vote: **MOTION PASSED**

Motion to amend the recommended revision for Section 2.4 (Meetings) to state that there will be a mandatory second Commission meeting within fifteen days if the first meeting of the month was not finished made by Commissioner Smith, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED**

Motion to approve the recommended revision for Section 2.4 (Meetings) regarding Special Meetings made by Commissioner Smukler, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED**

Motion to approve the recommended revision for Section 2.5 (Quorum and Attendance of the City Commission) made by Commissioner Chernoff, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED**

Motion to approve the recommended revision for Section 2.9 (Prohibitions of the City Commission) made by Commissioner Smukler, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED**

Motion to approve the recommended revision for Section 3.1.1 (Powers and Duties of the City Manager) made by Commissioner Smukler, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED**

David Templer, City Attorney Joseph Geller, and the City Commission discussed the recommended revision to Section 3.5.3 (Variances) of the City Charter and no vote was taken.

David Templer, City Attorney Joseph Geller, and the City Commission discussed the recommendation of adding Section 3.6 (Director of Water and Sewer Utilities as a Charter Officer) to the City Charter.

Motion to approve the recommended addition of Section 3.6 (Director of Water and Sewer Utilities as a Charter Officer) made by Commissioner Smith, seconded by Commissioner Su.

City Manager Darvin Williams discussed the recommendation of adding Section 3.6 (Director of Water and Sewer Utilities as a Charter Officer).

There was no vote taken regarding the recommended addition of Section 3.6 (Director of Water and Sewer Utilities as a Charter Officer).

City Attorney Joseph Geller, David Templer, and the City Commission discussed revisions to Section 4.1 (General/Runoff Elections) of the City Charter.

Motion to approve the recommended revision for Section 4.1 (General/Runoff Elections) regarding changing the date of the election and adding an additional provision to provide early voting for not less than three days and no more than five days to be prescribed by ordinance made by Commissioner Chernoff, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED**

Motion to approve the recommended revision for Section 4.1 (General/Runoff Elections) regarding eliminating runoff elections made by Commissioner Su, seconded by Commissioner Smith.

Roll Call Vote:

Chernoff - No

Jean - No

Smith - No

Smukler - No

Su - Yes

Fleurimond - No

Joseph - No

MOTION FAILED.

City Attorney Joseph Geller stated that runoff elections will be held four weeks after the general election instead of two weeks.

Motion to approve the recommended revision for Section 4.2 (Election and Term of Commission Members) of the City Charter made by Commissioner Chernoff, seconded by Commissioner Su.
Voice Vote: **MOTION PASSED**

Motion to approve the recommended revision for Section 4.3 (Qualification of Commission Members) of the City Charter made by Commissioner Su, seconded by Commissioner Smukler.
Voice Vote: **MOTION PASSED**

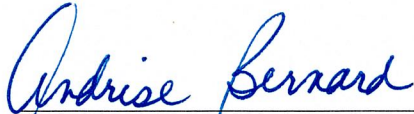
Motion to approve the recommended revision for Section 4.4 (Conduct of Elections; Canvass of Returns; Commencement of Terms) of the City Charter made by Mayor Joseph, seconded by Commissioner Smukler.
Voice Vote: **MOTION PASSED**

David Templer and City Attorney Joseph Geller discussed revisions to Section 7.1 (Civil Service), Section 7.2 (Classified Service), Section 7.3 (Civil Service Board), Section 7.4 (Composition of Board), and Section 7.5 (Appeals) of the City Charter and no vote was taken.

ADJOURNMENT

The Special Commission Meeting was adjourned at 11:27pm.

ATTEST:



Andrise Bernard, MMC, City Clerk

(SEAL)