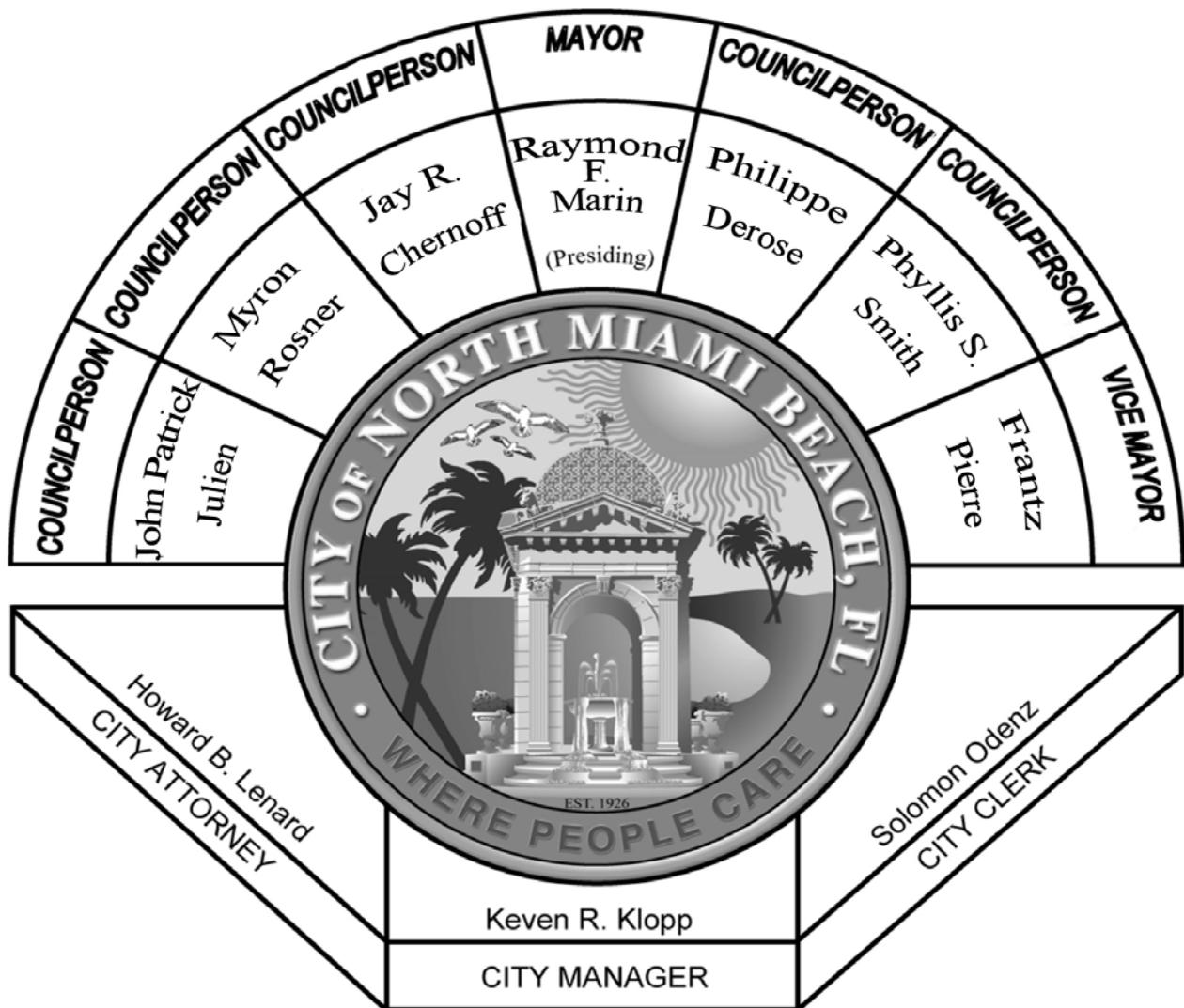


*Welcome  
To A Meeting of the  
City of North Miami Beach City Council  
Your City Officials*



## AGENDA

### REGULAR MEETING OF THE CITY COUNCIL CITY OF NORTH MIAMI BEACH, FLORIDA

DATE and TIME: TUESDAY, MAY 6, 2008, 7:30 PM

LOCATION: CITY HALL, 17011 NE 19<sup>th</sup> AVENUE  
2<sup>ND</sup> FLOOR, COUNCIL CHAMBERS

**NEXT CITY COUNCIL MEETING: TUESDAY, MAY 20, 2008**

# AGENDA ITEMS

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

2. **INVOCATION:**

JONAS GEORGES, SENIOR MINISTER,  
ALL NATIONS PRESBYTERIAN CHURCH.

3. **SALUTE TO THE AMERICAN FLAG.**

4. **REQUESTS FOR WITHDRAWALS, DEFERMENTS AND ADDITIONS TO AGENDA:**

5. **APPOINTMENTS/PRESENTATIONS:**

A. **APPOINTMENTS:**

NONE

B. **PRESENTATIONS:**

1. PRESENTATION BY MAYOR RAYMOND F. MARIN TO DETECTIVE CRAIG CATLIN AS THE OUTSTANDING OFFICE FOR THE MONTH OF FEBRUARY 2008.
2. PRESENTATION BY MAYOR RAYMOND F. MARIN TO DETECTIVE GEORGE FESTA AS THE OUTSTANDING OFFICE FOR THE MONTH OF MARCH 2008.
3. PRESENTATION OF PROCLAMATION BY MAYOR RAYMOND F. MARIN PROCLAIMING MAY 5-11, 2008 AS *BUILDING SAFETY WEEK*.

6. **APPROVAL OF MINUTES:**

APRIL 15, 2008

7. **CITY MANAGER'S REPORT:**

**KEVEN R. KLOPP**

NONE

8. **CITY ATTORNEY'S REPORT:**

**HOWARD B. LENARD**

# AGENDA ITEMS

## 9. SCHEDULED CITIZENS APPEARANCE:

### TO ALL CITIZENS APPEARING UNDER SCHEDULED APPEARANCES:

THE COUNCIL HAS A RULE WHICH DOES NOT ALLOW DISCUSSION ON ANY MATTER WHICH IS BROUGHT UP UNDER CITIZENS APPEARANCES UNLESS IT IS AN EMERGENCY. WE ARE, HOWEVER, VERY HAPPY TO LISTEN TO YOU. THE REASON FOR THIS IS THAT THE COUNCIL MUST HAVE STAFF INPUT AND PRIOR KNOWLEDGE AS TO FACTS AND FIGURES SO THAT THEY CAN INTELLIGENTLY DISCUSS A MATTER. THE COUNCIL MAY WISH TO ASK QUESTIONS REGARDING THIS MATTER BUT WILL NOT BE REQUIRED TO DO SO. AT THE NEXT OR SUBSEQUENT COUNCIL MEETING YOU MAY, IF YOU SO DESIRE, HAVE ONE OF THE COUNCILPERSONS INTRODUCE YOUR MATTER AS HIS OR HER RECOMMENDATION. WE WISH TO THANK YOU FOR TAKING THE TIME TO BRING THIS MATTER TO OUR ATTENTION.

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### SPEAKING BEFORE THE CITY COUNCIL:

THERE IS A THREE (3) MINUTE TIME LIMIT FOR SPEAKERS/CITIZENS PARTICIPATION AT ALL PUBLIC HEARINGS AS WELL AS SCHEDULED/UNSCHEDULED CITIZENS APPEARANCE(S). YOUR COOPERATION IS APPRECIATED IN OBSERVING THE THREE (3) MINUTE TIME LIMIT POLICY.

IF YOU HAVE A MATTER YOU WOULD LIKE TO DISCUSS WHICH REQUIRES MORE THAN THREE (3) MINUTES, PLEASE FEEL FREE TO ARRANGE A MEETING OR AN APPOINTMENT WITH THE APPROPRIATE ADMINISTRATIVE OR ELECTED OFFICIAL.

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**NOTE:** IN THE COUNCIL CHAMBERS, CITIZEN PARTICIPANTS ARE ASKED TO COME FORWARD TO THE PODIUM, GIVE YOUR NAME AND ADDRESS, NAME AND ADDRESS OF THE ORGANIZATION YOU ARE REPRESENTING, IF ANY, AND SPEAK ONLY ON THE SUBJECT FOR DISCUSSION.

THANKING YOU VERY MUCH, IN ADVANCE, FOR YOUR COOPERATION.

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### PLEDGE OF CIVILITY

A RESOLUTION WAS ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH RECOGNIZING THE IMPORTANCE OF CIVILITY, DECENCY AND RESPECTFUL BEHAVIOR IN PROMOTING CITIZEN PARTICIPATION IN A DEMOCRATIC GOVERNMENT. THE CITY OF NORTH MIAMI BEACH CALLS UPON ALL RESIDENTS, EMPLOYEES, AND ELECTED OFFICIALS TO EXERCISE CIVILITY TOWARD EACH OTHER. (RESOLUTION NO. R2007-57, 11/06/07)

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A. BERT KEHREN  
3302 N.E. 171 STREET  
NORTH MIAMI BEACH, FL.

RE: WATER RATES.

B. MUBARAK KAZAN  
15564 N.E. 12 AVENUE  
NORTH MIAMI BEACH, FL.

RE: NORTH MIAMI BEACH COUNCIL MEETING SEARCHES DISCRIMINATE.

# AGENDA ITEMS

## 10. MISCELLANEOUS ITEMS:

NONE

## 11. WAIVER OF FEE:

NONE

## 12. BUSINESS TAX RECEIPT MATTERS: CITY CLERK

NONE

## 13A. ADMINISTRATION OF TESTIMONY OATH (CITY CLERK)

*RECENT FLORIDA SUPREME COURT RULINGS REGARDING MUNICIPAL ZONING MATTERS REQUIRE ALL CITIZENS WHO WILL BE PRESENT BEFORE THE LEGISLATIVE BODY OR CITY COUNCIL TO FOLLOW THE RULE OF TESTIMONY OATH (CITY CLERK TO ADMINISTER OATH).*

## 13B. LEGISLATION:

### RESOLUTIONS (SERIATIM NO. R2008-18):

#### RESOLUTION NO. R2008-15

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA GRANTING SITE PLAN APPROVAL, AND PRELIMINARY PLAT APPROVAL IN ORDER TO RENOVATE AND REGAIN THE LEGAL NON-CONFORMING STATUS OF AN EXISTING 4,333 SQUARE FOOT ONE-STORY VACANT BUILDING FOR USE AS A SOCIAL SERVICE AGENCY ON A 21,503 SQUARE FOOT PARCEL OF LAND, AS PROPOSED; AND

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA GRANTING A VARIANCE FROM SECTION 24-54(D)(3) OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, IN ORDER TO WAIVE TEN (10) FEET OF THE MINIMUM REQUIRED REAR YARD SETBACK OF TWENTY-FIVE (25) FEET, ON EXISTING REAR YARD SETBACK OF FIFTEEN (15) FEET, AS PROPOSED; AND

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA GRANTING CONDITIONAL USE APPROVAL IN ACCORDANCE WITH SECTION 24-52(C)(16) OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, IN ORDER TO OPERATE A SOCIAL SERVICE AGENCY, AS PROPOSED, ON PROPERTY LEGALLY DESCRIBED AS:

SEE ATTACHED EXHIBIT "A"

A/K/A  
901 N.E. 167 Street  
North Miami Beach, Florida  
(P&Z Item No. 07-431 of February 11, 2008)

# AGENDA ITEMS

## **13B. LEGISLATION (CONTINUED):**

### **RESOLUTIONS (CONTINUED):**

#### **RESOLUTION NO. R2008-16**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE CREATION OF THE SKYLAKE ROVING PATROL SECURITY GUARD SPECIAL TAXING DISTRICT IN THE SKYLAKE NEIGHBORHOOD SUBJECT TO APPROVAL OF A SPECIAL TAXING DISTRICT AND COMPLIANCE WITH APPLICABLE MIAMI-DADE COUNTY CHARTER AND CODE REQUIREMENTS; AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT.

#### **RESOLUTION NO. R2008-17**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ESTABLISHING A "SEPARATE ISSUE/SEPARATE VOTE" POLICY TO ALLOW FOR REQUIRING, WHERE NECESSARY, INDIVIDUAL ITEM VOTING FOR PROPOSED MULTIPLE VARIANCE APPLICATIONS OR PROPOSED MULTIPLE CODE AMENDMENTS.

### **ORDINANCES - FIRST READING, BY TITLE ONLY (SERIATIM NO. 2008-9):**

#### **ORDINANCE NO. R2008-8**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, CHAPTER 2, ENTITLED "STRUCTURE OF CITY GOVERNMENT", BY ADDING A SECTION PROVIDING FOR LOBBYIST REGISTRATION; PROVIDING FOR EXEMPTIONS TO LOBBYIST REGISTRATION; PROVIDING FOR LOBBYIST REPORTING REQUIREMENTS; PROVIDING FOR INVESTIGATION AND PENALTIES; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION AND AN EFFECTIVE DATE.

### **ORDINANCES - SECOND AND FINAL READING:**

NONE

## **14. UNSCHEDULED CITIZENS APPEARANCES:**

## **15. CITY COUNCIL COMMITTEE REPORTS:**

## **16. RECESS: (IF APPLICABLE - FOR CITY CLERK'S USE)**

## **17. ADJOURNMENT:**

## **18. NEXT CITY COUNCIL MEETING:**

**TUESDAY, MAY 20, 2008**