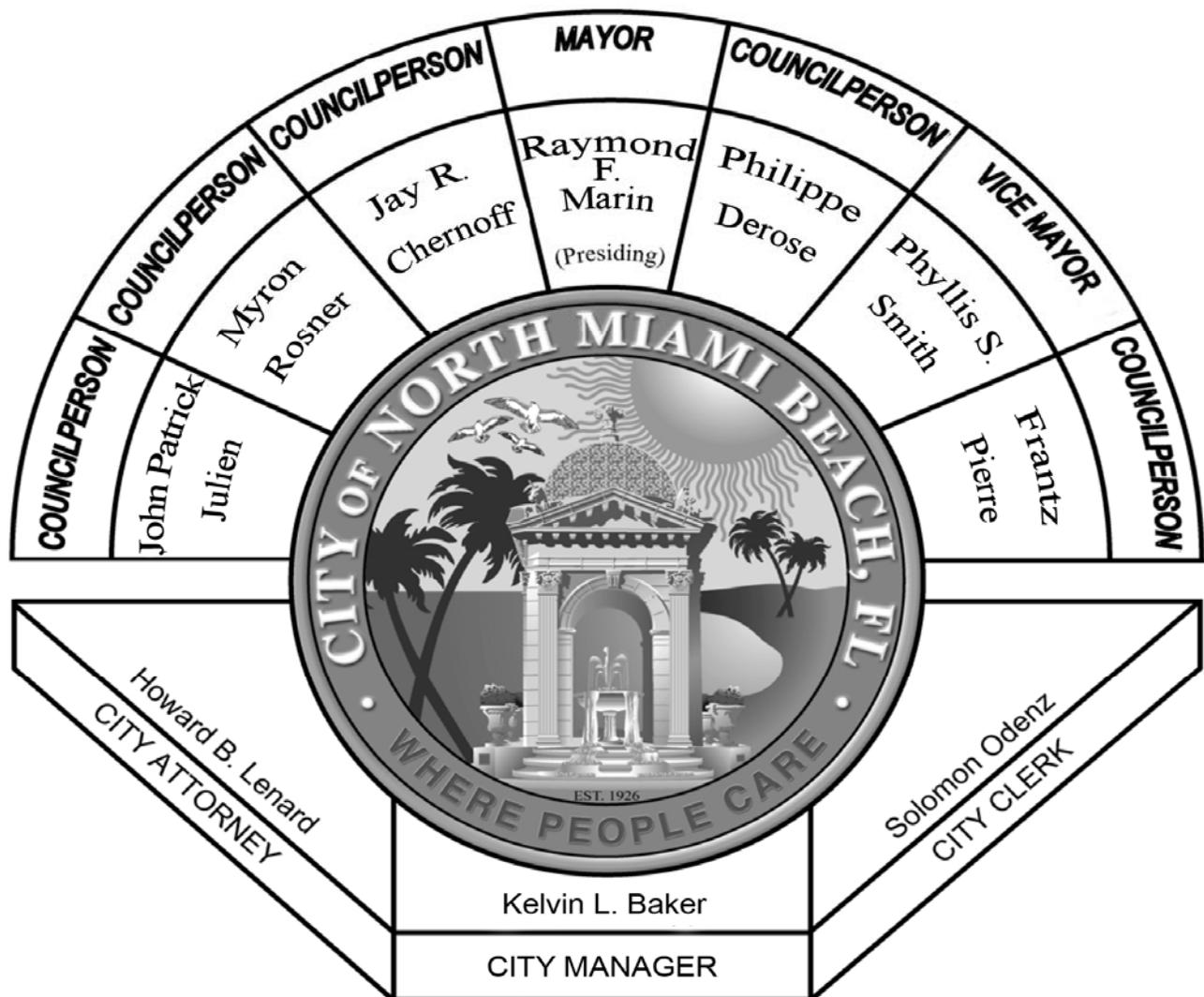


*Welcome
To A Meeting of the
City of North Miami Beach City Council
Your City Officials*



AGENDA

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

DATE and TIME: TUESDAY, DECEMBER 2, 2008, 7:30 PM

LOCATION: CITY HALL, 17011 NE 19th AVENUE
2ND FLOOR, COUNCIL CHAMBERS

NEXT CITY COUNCIL MEETING: TUESDAY, DECEMBER 16, 2008

AGENDA ITEMS

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

2. **INVOCATION:**

REVEREND MARTA BURKE,
FULFORD UNITED METHODIST CHURCH.

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

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

5. **APPOINTMENTS/PRESENTATIONS:**

A. **APPOINTMENTS:**

1. MARY MUÑIZ-PELLICER – COMMISSION ON THE STATUS OF WOMEN.
2. AARON MARBIN – YOUR ADVISORY BOARD.
3. JOSEPH TOLEDO – YOUTH ADVISORY BOARD.

B. **PRESENTATIONS:**

1. SWEARING IN OF NEW POLICE OFFICER, WILL SANDERS, JR., BY MAYOR RAYMOND F. MARIN.
2. PRESENTATION BY MR. MILTON VICKERS, DIRECTOR OF CHARLES DREW FOUNDATION, COMMUNITY BLOOD CENTERS OF SOUTH FLORIDA.

6. **APPROVAL OF MINUTES:**

NOVEMBER 18, 2008

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

KELVIN L. BAKER

A. **REQUEST APPROVAL FOR THE FOLLOWING WAIVER OF BID REQUESTS:**

BANK OF AMERICA	\$ 120,000	COVERS COSTS ASSOCIATED WITH PROCESSING PAYROLL AS WELL AS MISCELLANEOUS PURCHASES ON BANK CARDS.
HOME DEPOT	\$ 60,000	CITY-WIDE PURCHASES OF MISCELLANEOUS BUILDING MATERIALS AND TOOLS.
THE MIAMI HERALD	\$ 140,000	CITY-WIDE ADVERTISEMENT COSTS.
WEED AND SEED	\$ 80,000	COVERS COST OF SALARIES FOR THE WEED AND SEED EMPLOYEES. COSTS FUNDED BY A GRANT WHICH PASSES THROUGH THE CITY'S OPERATING BUDGET THEREFORE, SHOWN AS AN EXPENDITURE.
PANZU PROJECT	\$ 600,000	COVERS EXPENDITURES INCURRED THROUGH A GANG REDUCTION GRANT FROM THE STATE OF FLORIDA DEPARTMENT OF JUVENILE JUSTICE.

AGENDA ITEMS

**8. CITY ATTORNEY'S REPORT:
HOWARD B. LENARD**

A. RATIFICATION OF CONTRACT FOR NEW CITY ATTORNEY (DARCEE S. SIEGEL).

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.

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.

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.

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)

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

LEADERSHIP.

B. PAUL LEMAY
1870 N.E. 171 STREET
NORTH MIAMI BEACH, FL.

CHAMBER OF COMMERCE – ECONOMIC DEVELOPMENT.

AGENDA ITEMS

9. SCHEDULED CITIZENS APPEARANCE - CONTINUED:

C. GREG KOENIG

1870 N.E. 171 STREET
NORTH MIAMI BEACH, FL.

CHAMBER OF COMMERCE – ECONOMIC DEVELOPMENT.

D. RICHARD RIESS

23 N.W. 169 STREET
NORTH MIAMI BEACH, FL.

NOW MORE BROKE. NMB BOZO BUDGET SPENDING.

E. CHARLES LOEB

16800 N.E. 15 AVENUE
NORTH MIAMI BEACH, FL.

UPDATE ON THE 15TH AVENUE ROADWORK; MUNICIPAL ELECTIONS.

10. MISCELLANEOUS ITEMS:

NONE

11. WAIVER OF FEE:

NONE

12. BUSINESS TAX RECEIPT MATTERS: CITY CLERK

- A. STATUS REPORT – RE: THREE ADULT ENTERTAINMENT CLUBS AND POSSIBLE RECONSIDERATION OF THEIR LICENSE (COUNCILMAN JOHN PATRICK JULIEN).

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. R2008-55):

NONE

AGENDA ITEMS

13B. LEGISLATION - CONTINUED:

ORDINANCES - FIRST READING, BY TITLE ONLY (SERIATIM NO. 2008-23):

ORDINANCE NO. R2008-21

AN ORDINANCE OF THE MAYOR & COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING SECTION 24-172(G)(7) OF THE LAND DEVELOPMENT REGULATIONS OF THE CITY ENTITLED CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN, TO INCORPORATE THE USE OF DIGITAL SECURITY CAMERAS AS A FACTOR IN THE ANALYSIS OF AND RECOMMENDATIONS FOR ALL PROPOSED DEVELOPMENT SUBJECT TO SITE PLAN REVIEW; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE.

ORDINANCE NO. R2008-22

AN ORDINANCE AMENDING CHAPTER 24 LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA; MODIFYING LANDSCAPE REQUIREMENTS FOR TALLER BUILDINGS; MODIFYING SITE PLAN REVIEW STANDARDS AND PUBLIC NOTICE PROCEEDINGS; MODIFYING SUBDIVISION PLAT REVIEW STANDARDS; CREATING SECTION 24-181 URBAN DESIGN PLAN, TO INCORPORATE RECOMMENDATIONS OF THE GLATTING JACKSON REPORT; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE.

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, DECEMBER 16, 2008