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M I N U T E S

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1. ROLL CALL OF THE CITY OFFICIALS:

MAYOR	MYRON ROSNER, PRESIDING
VICE MAYOR	JOHN PATRICK JULIEN
COUNCILMAN	FRANTZ PIERRE
COUNCILMAN	PHILIPPE DEROSE
COUNCILWOMAN	PHYLLIS S. SMITH
COUNCILWOMAN	BETH SPIEGEL
COUNCILWOMAN	BARBARA KRAMER

CITY MANAGER	KELVIN L. BAKER
CITY ATTORNEY	DARCEE S. SIEGEL
CITY CLERK	SUSAN A. OWENS

2. INVOCATION: REVEREND MARTA BURKE
FULFORD METHODIST UNITED CHURCH

3. SALUTE TO THE AMERICAN FLAG.

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

NONE

5. APPOINTMENTS/PRESENTATIONS:

A. APPOINTMENTS:

NONE

B. PRESENTATIONS:

1. RECOGNITION, BY RAFAEL P. HERNANDEZ, CHIEF OF POLICE, OF THE *EMPLOYEE OF THE MONTH TO PCO TONYA HOLIMON* FOR JANUARY AND APRIL 2009

PRESENTATION WAS MADE BY CHIEF RAFAEL P. HERNANDEZ.

2. PRESENTATION BY JANE BETHEL AND ANITA HILL ON THE CITY OF NORTH MIAMI BEACH/POLICE DEPARTMENT NEIGHBORHOOD FOOTBALL LEAGUE

PRESENTATION WAS MADE JANEL BETHEL AND ANITA HILL.

3. PRESENTATION OF THE *APRIL C.A.R.E. SUGGESTION AWARD* BY COUNCILWOMAN SMITH AND KELVIN L. BAKER, CITY MANAGER, TO *BEN SUPRASKI* FOR HIS SUGGESTION TO UTILIZE CITY OFFICE AND FIELD STAFF TO ASSIST POLICE IN REPORTING SUSPICIOUS ACTIVITY

PRESENTATION WAS MADE BY COUNCILWOMAN SMITH AND CITY MANAGER KELVIN BAKER TO BEN SUPRASKI.

6. APPROVAL OF MINUTES.

MOTION by VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE, to APPROVE THE MINUTES OF APRIL 21, 2009. MOTION WITHDRAWN.

MOTION by COUNCILWOMAN SMITH, seconded by COUNCILMAN DEROSE, to AMEND THE MINUTES OF APRIL 21, 2009 BY CHANGING THE REFERENCE ON PAGE 9, RESOLUTION R2009-29, FROM "SEE PAGE 3" TO "SEE PAGE 4", AND TO APPROVE AS AMENDED THE MINUTES OF APRIL 21, 2009. MOTION CARRIED,
WITH COUNCIL MEMBERS KRAMER AND SPIEGEL ABSTAINING SINCE THEY WERE NOT YET ON THE COUNCIL AT THE TIME OF THE MEETING.

MOTION by COUNCILWOMAN SMITH, seconded by VICE MAYOR JULIEN, to APPROVE THE MINUTES OF MAY 26, 2009. MOTION CARRIED.

MOTION by COUNCILWOMAN SMITH, seconded by COUNCILMAN DEROSE, to APPROVE THE MINUTES OF JUNE 2, 2009. MOTION CARRIED.
WITH VICE MAYOR JULIEN AND COUNCIL MEMBER SPIEGEL ABSTAINING SINCE THEY WERE NOT PRESENT AT THE MEETING.

7. **CITY MANAGER'S REPORT - KELVIN L. BAKER:**

- A. HURRICANE PREPARATION PLAN (DIRECTOR OF POLICE SERVICES TOM CARNEY).

PRESENTATION WAS MADE BY DIRECTOR OF POLICE SERVICES TOM CARNEY.

- B. THE CITY MANAGER STATED THAT THE VICTORY POOL SLIDE IS OFFICIALLY OPEN AND FUNCTIONING. THE CITY MANAGER THANKED THE CITY ATTORNEY THAT WORKED VERY CLOSELY HELPING. THE CITY MANAGER INDICATED THAT THEY WOULD LIKE TO GIVE EACH OF THE COUNCIL MEMBERS AN OPPORTUNITY TO GO DOWN THE SLIDE.

THE CITY MANAGER THEN INFORMED THE COUNCIL AND RESIDENTS THAT THE CITY HAS A VERY UNIQUE OPPORTUNITY TO APPLY FOR A NEIGHBORHOOD STABILIZATION GRANT THAT WILL PROVIDES US WITH A MINIMUM OF \$5 MILLION DOLLARS TO GO INTO AREAS OF OUR CITY WHERE PROPERTY IS FORECLOSED OR ABANDONED AND WITH THOSE DOLLARS YOU CAN PURCHASE THE HOME AND DO THE NECESSARY REPAIRS AND THEN PUT IT BACK ON THE MARKET. THE CITY MANAGER THEN INVITED COMMUNITY DEVELOPMENT DIRECTOR BOB NIX UP TO PROVIDE A BRIEF OVERVIEW OF THE PROJECT FOR THE COUNCIL. MR. NIX STATED THAT WE HAVE TO SHOW HUD THAT WE CAN PUT 100 LOW AND MODERATE INCOME PEOPLE INTO HOMES FOR THE AMOUNT OF MONEY WE ARE REQUESTING. THERE ARE EXPERIENCE REQUIREMENTS FOR THE GRANT THAT THE CITY DOES NOT MEET; SO, WE ARE FORMING A CONSORTIUM WITH AN ORGANIZATION THAT DOES MEET THE REQUIREMENTS. IF WE DON'T QUALIFY, WE MAY BE ABLE TO PARTNER WITH COMMUNITY DEVELOPMENT CORPORATIONS TO BE INCLUDED IN THEIR GEOGRAPHICALLY TARGETED AREAS.

COUNCILWOMAN SMITH ASKED FOR THE CITY MANAGER TO PROVIDE AN UPDATED ON THE CVS DISCOUNT CARDS. THE CITY MANAGER INDICATED THAT THEY HAVE BEEN DISTRIBUTED OUR COMMUNITY CENTERS,

INFORMATION IS ON THE WEBSITE, AND ON CHANNEL 77. THE CARDS ARE
AVAILABLE TO THE PUBLIC.

(CNMB-CC MINUTES TAPE #421)

8. CITY ATTORNEY'S REPORT – DARCEE S. SIEGEL:

A. THE CITY ATTORNEY STATED THAT AT THE LAST MEETING THERE WAS A
QUESTION ABOUT FORFEITURE OF BID BONDS. THE ATTORNEY EXPRESSED
THAT THE CITY CANNOT FORFEIT THEM UNLESS THERE IS A CONTRACT.
THE ATTORNEY THEN STATED THAT THERE IS NEW SIGN ORDINANCE
PREPARED AND IT WILL BE COMING BEFORE THIS COUNCIL FOR FIRST
READING ON JULY THE 7TH. THE CITY ATTORNEY INDICATED THAT IT WILL
GO BEFORE THE PLANNING AND ZONING BOARD AT A SPECIAL MEETING
THAT WILL BE HELD ON JUNE 29TH.

(CNMB-CC MINUTES TAPE #421)

9. PUBLIC COMMENT:

AT THIS TIME MAYOR ROSNER TOOK A MOMENT TO RECOGNIZE DR. KARP OF THE
MIAMI-DADE COUNTY SCHOOL BOARD WHO WAS IN ATTENDANCE.

A. SALLY ALAYON,
PRINCIPAL OF THE NEW STATE SCHOOL QQQ1

RE: OPENING IN AUGUST OF NEW HIGH SCHOOL QQQ1 AND A BRIEF
PRESENTATION OF ALL OF THE PROGRAMS THEY WILL BE OFFERING.

B. CHARLES LOEB
16800 N.E. 15 AVENUE
NORTH MIAMI BEACH, FL.

RE: CENSUS AND NEW HIGH SPEED RAIL.

C. KETLEY JOACHIM
210 N.E. 170 STREET
NORTH MIAMI BEACH, FL.

RE: POLICE DEPARTMENT'S "CLUB LAW AND ORDER"- POLICE DEPARTMENT
DOING A GOOD JOB.

D. SUSIE SMITH
20803 BISCAYNE BLVD
AVENTURA, FL

RE: BOARDS, SUNSHINE LAW, AND COHESIVENESS.

E. ALLISON ROBIE
2131 N.E. 179 STREET
NORTH MIAMI BEACH, FL

RE: NEW PUBLIC COMMENT FORMAT AND CONCERNS ABOUT RECYCLING.

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

RE: NEW PUBLIC COMMENT FORMAT, SPANISH NOTICES, BROKEN WINDOWS
SYNDROME, AND HELP FOR HAITI.

G. MARISE HAYDEN
16415 N.E. 32 AVENUE
NORTH MIAMI BEACH, FL

RE: MUDSLINGING, BUILDING DEPARTMENT, CODE ENFORCEMENT, AND
SELECTIVE ENFORCEMENT.

H. NORMAN EDWARDS
1640 N.E. 174 STREET
NORTH MIAMI BEACH, FL

RE: MORE INFORMATION IS NOW AVAILABLE ON-LINE, ABILITY TO SPEAK
BEFORE COUNCIL VOTES, SURPLUS ITEMS AND KEEPING THE MONEY IN THE
CITY, AND PRIORITIZING CODE ENFORCEMENT.

I. HANS MARDY
16558 N.E. 26 AVENUE
NORTH MIAMI BEACH, FL

RE: VEHICLES FOR HAITI.

10. **MISCELLANEOUS ITEMS:**

NONE

11. **WAIVER OF FEE:**

NONE

12. **BUSINESS TAX RECEIPT MATTERS - CITY CLERK:**

A. HOLIDAY CHARITIES & PROMOTIONS, INC.
199 N.E. 167 STREET
900 N.E. 167 STREET
13885 BISCAYNE BOULEVARD
NORTH MIAMI BEACH, FL.

ROBERT GOLER, PRESIDENT

RE: REQUEST APPROVAL OF BUSINESS TAX RECEIPTS FOR THE SALE OF FIREWORKS AT: 199 N.E. 167 STREET, 900 N.E. 167 STREET AND 13885 BISCAYNE BOULEVARD FROM DECEMBER 23, 2008 THROUGH DECEMBER 31, 2008 FROM 10:00 A.M. TO 10:00 P.M. - 20% OF PROCEEDS TO STOP HUNGER, INC. (SUBJECT TO APPROVAL BY THE MIAMI-DADE COUNTY FIRE DEPT. AND PROHIBITED FROM CONDUCTING ANY SALE(S) WITHOUT PRIOR FIRE DEPT. APPROVAL AS ABOVE-DESCRIBED).

MOTION by COUNCILWOMAN SMITH, seconded by VICE MAYOR JULIEN, to APPROVE THE REQUEST FOR BUSINESS TAX RECEIPTS FOR THE SALE OF FIREWORKS. MOTION CARRIED.

B. EBONY & IVORY ENTERTAINMENT, LLC
d/b/a DIAMOND'S CABARET
337 N.W. 170 STREET
NORTH MIAMI BEACH, FL.

ROBERT DRAPER, MANAGING MEMBER
NORMAN POWELL, ATTORNEY

RE: REVOCATION OF A BUSINESS TAX RECEIPT FOR EXTENSION OF HOURS-4:00
A.M. - 6:00 A.M.

AT THIS TIME, THE CITY ATTORNEY READ INTO THE RECORD A LETTER SHE RECEIVED TODAY FROM ATTORNEY NORMAN POWELL REQUESTING THAT THIS MATTER BE TABLED.

MOTION by VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE, to SUSPEND THE BUSINESS TAX RECEIPT FOR EXTENSION OF HOURS-4:00 A.M. - 6:00 A.M. MOTION CARRIED.

MOTION by VICE MAYOR JULIEN, seconded by COUNCILMAN PIERRE to GO OUT OF THE REGULAR ORDER OF BUSINESS AND DISCUSS RESOLUTION NO. R2009-40. MOTION CARRIED.

RESOLUTION NO. R2009-40, entitled "A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, OPPOSING THE NAMING OF THE NEW QQQ1 HIGH SCHOOL AFTER ANY PERSON, AND SUGGESTING AS AN ALTERNATIVE USING AN APPROPRIATE GEOGRAPHICAL NAME, SUCH AS THE BISCAYNE BAY HIGH SCHOOL OR THE OLETA RIVER HIGH SCHOOL; AND PROVIDING FOR AN EFFECTIVE DATE", was introduced by MOTION OF VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE. MOTION CARRIED.

MOTION by COUNCILMAN DEROSE, seconded by VICE MAYOR JULIEN, to ADOPT RESOLUTION NO. R2009-40.

MOTION by COUNCILWOMAN SMITH, seconded by COUNCILWOMAN KRAMER, to WITHDRAW RESOLUTION NO. R2009-40. MOTION CARRIED.

Name of Party (ies) Appearing:

1. Dr. Martin Karp
Miami-Dade County School Board Member

2. Allison Robie
2131 N.E. 179 Street
North Miami Beach, FL

3. Charles Loeb
16800 N.E. 15 Avenue
North Miami Beach, FL

4. Hans Mardy
16558 N.E. 26 Avenue
North Miami Beach, FL

5. Mubarak Kazan
15564 N.E. 12 Avenue
North Miami Beach, FL

6. Ms. Sally Alayon, Principal
16800 N.E. 15 Avenue
North Miami Beach, FL

MOTION by VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE TO RETURN TO THE
REGULAR ORDER OF BUSINESS. MOTION CARRIED.

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.**

13B. LEGISLATION:

RESOLUTIONS (SERIATIM NO. R2009-41):

RESOLUTION NO. R2009-35, entitled "A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, MAKING FINDINGS; AUTHORIZING A STATE REVOLVING FUND LOAN APPLICATION IN THE AMOUNT OF \$3,000,000.00, OF WHICH \$450,000.00 WILL BE REPAYABLE BY THE CITY AND \$2,550,000.00 WILL BE FORGIVEN, FOR THE VOLATILE ORGANIC CHEMICAL FACILITY; ACCEPTING THE WATER FACILITY PLAN; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO PROVIDE ASSURANCES; GRANTING AUTHORITY TO ENTER INTO A LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; RECOGNIZING STATUTORY AUTHORITY; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE", was introduced by MOTION OF VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE. MOTION CARRIED.

MOTION by COUNCILMAN DEROSE, seconded by COUNCILWOMAN SMITH, to ADOPT RESOLUTION NO. R2009-35. MOTION CARRIED.

Name of Party (ies) Appearing:

1. Mubarak Kazan
15564 N.E. 12 Avenue
North Miami Beach, FL

RESOLUTION NO. R2009-39, entitled "A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO NEGOTIATIONS WITH PASTAL ENTERPRISES CORP., AS THE FIRST RANKED FIRM, AND JAY'S B CAFÉ, AS THE SECOND RANKED FIRM, FOR THE DEVELOPMENT AND OPERATIONS OF FOOD/CAFÉ AND BEVERAGE SERVICES AT THE CITY OF NORTH MIAMI BEACH CITY HALL FACILITIES, INCLUDING THE JULIUS LITTMAN PERFORMING ARTS THEATER AND THE VICTORY PARK POOLSIDE AREA", was introduced by MOTION OF VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE. MOTION CARRIED.

MOTION by COUNCILMAN DEROSE, seconded by VICE MAYOR JULIEN, to ADOPT RESOLUTION NO. R2009-39.

MOTION by COUNCILWOMAN SMITH, seconded by COUNCILMAN PIERRE, to AMEND RESOLUTION NO. R2009-39 TO REFLECT THE CORRECT SPELLING OF "PASTAL ENTERPRISES INCORPORATED" THROUGHOUT RESOLUTION. MOTION CARRIED.

MOTION by COUNCILWOMAN SMITH, seconded by COUNCILMAN PIERRE, to ADOPT RESOLUTION NO. R2009-39, AS AMENDED. MOTION CARRIED.

Name of Party (ies) Appearing:

1. Charles Loeb
16800 N.E. 15 Avenue
North Miami Beach, FL

2. Lisa Prolowitz, Owner of Pastal Enterprises Incorporated

RESOLUTION NO. R2009-40, entitled "A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, OPPOSING THE NAMING OF THE NEW QQQ1 HIGH SCHOOL AFTER ANY PERSON, AND SUGGESTING AS AN ALTERNATIVE USING AN APPROPRIATE GEOGRAPHICAL NAME, SUCH AS THE BISCAYNE BAY HIGH SCHOOL OR THE OLETA RIVER HIGH SCHOOL; AND PROVIDING FOR AN EFFECTIVE DATE.

SEE PAGE 7.

ORDINANCES - FIRST READING, BY TITLE ONLY:
(SERIATIM NO. 2009-15)

ORDINANCE NO. 2009-12, entitled "AN ORDINANCE AMENDING CHAPTER II STRUCTURE OF CITY GOVERNMENT, ARTICLE VII BOARDS, COMMITTEES AND COMMISSIONS OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA; DELETING IN ITS ENTIRETY SECTION 2-41 CARIBBEAN AFFAIRS COMMITTEE; DELETING IN ITS ENTIRETY SECTION 2-51 LATIN AFFAIRS COMMITTEE; AMENDING AND EXPANDING SECTION 2-48 CULTURAL COMMITTEE TO PROMOTE ALL CULTURAL GROUPS IN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE", was introduced by MOTION OF VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE ON ITS FIRST READING BY TITLE ONLY. MOTION CARRIED.

MOTION by VICE MAYOR JULIEN, seconded by COUNCILWOMAN SMITH, to ADOPT ORDINANCE NO. 2009-12 ON ITS FIRST READING BY TITLE ONLY. MOTION CARRIED. WITH COUNCILWOMAN SPIEGEL VOTING IN THE NEGATIVE.

MOTION by VICE MAYOR JULIEN, seconded by COUNCILWOMAN SMITH, to RECONSIDER ORDINANCE NO. 2009-12 ON ITS FIRST READING BY TITLE ONLY. MOTION CARRIED.

MOTION by COUNCILWOMAN SPIEGEL, seconded by COUNCILMAN DEROSE, to AMEND ORDINANCE NO. 2009-12 ON ITS FIRST READING BY TITLE ONLY, BY CHANGING THE LANGUAGE IN SECTION 4 WHICH REFRENCES SECTION 2-48.1 OF THE CODE OF ORDINANCES TO MAKE THE LANGUAGE MORE CONSISTENT WITH SECTION 2-48.2 OF THE CODE OF ORDINANCES IN ORDER TO ACCOMPLISH THE INTENTION THAT THIS COMMITTEE BE COMPOSED OF CULTURALLY DIVERSE MEMBERS WHO CAN BRING THEIR CULTURAL DIVERSITIES TO BEAR ON PROMOTING THE CULTURE WITHIN THE CITY. MOTION CARRIED.

Name of Party (ies) Appearing:

1. Mubarak Kazan
15564 N.E. 12 Avenue
North Miami Beach, FL

2. Charles Loeb
16800 N.E. 15 Avenue
North Miami Beach, FL

ORDINANCE NO. 2009-13, entitled "AN ORDINANCE AMENDING CHAPTER II STRUCTURE OF CITY GOVERNMENT, ARTICLE VII BOARDS, COMMITTEES AND COMMISSIONS OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, BY THE DELETION IN ITS ENTIRETY OF SECTION 2-49 ECONOMIC DEVELOPMENT COMMISSION; ENCOURAGING THE NORTH MIAMI BEACH CHAMBER OF COMMERCE TO ASSUME THE ROLE AND RESPONSIBILITIES DELINEATED IN THAT SECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE, PROVIDING FOR AN EFFECTIVE DATE", was introduced BY MOTION OF VICE MAYOR JULIEN, seconded by COUNCILMAN DEROSE ON ITS FIRST READING BY TITLE ONLY. MOTION CARRIED.

MOTION by COUNCILMAN DEROSE, seconded by VICE MAYOR JULIEN, to ADOPT ORDINANCE NO. 2009-13 ON ITS FIRST READING BY TITLE ONLY.

MOTION by COUNCILWOMAN SMITH, seconded by VICE MAYOR JULIEN, to TABLE ORDINANCE NO. 2009-13 ON ITS FIRST READING BY TITLE ONLY, UNTIL A LATER TIME IN THE FUTURE.

VICE MAYOR JULIEN WITHDREW HIS SECOND TO ALLOW COUNCILWOMAN SPIEGEL A CHANCE TO ASK FURTHER QUESTIONS.

MOTION by COUNCILWOMAN SMITH, seconded by VICE MAYOR JULIEN, to TABLE ORDINANCE NO. 2009-13 ON ITS FIRST READING BY TITLE ONLY, UNTIL A TIME IN THE FUTURE. MOTION CARRIED.

Name of Party (ies) Appearing:

1. Mubarak Kazan
15564 N.E. 12 Avenue
North Miami Beach, FL

ORDINANCE NO. 2009-14, entitled "AN ORDINANCE AMENDING CHAPTER XV FIRE PREVENTION OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, BY THE DELETION IN ITS ENTIRETY OF SECTION 15-3 STATIONARY ENGINEERS, OPERATORS AND FIREMEN; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE, PROVIDING FOR AN EFFECTIVE DATE", was introduced BY MOTION OF VICE MAYOR JULIEN, seconded by COUNCILWOMAN SMITH ON ITS FIRST READING BY TITLE ONLY. MOTION CARRIED.

MOTION by VICE MAYOR JULIEN, seconded by COUNCILMAN PIERRE, to ADOPT ORDINANCE NO. 2009-14 ON ITS FIRST READING BY TITLE ONLY. MOTION CARRIED.

Name of Party (ies) Appearing:

1. Mubarak Kazan
15564 N.E. 12 Avenue
North Miami Beach, FL

ORDINANCES - SECOND AND FINAL READING:

NONE

14. CITY COUNCIL COMMITTEE REPORTS:

A. VICE MAYOR JULIEN'S REPORT:

1. VICE MAYOR JULIEN STATED THAT SOME FOLKS MIGHT MISUNDERSTAND WHAT TOOK PLACE ON THE 4TH FLOOR DURING THE PRE-COUNCIL MEETING AND ALSO THE DISCUSSION THAT THEY HAD DOWN HERE ON THE 2ND FLOOR. VICE MAYOR JULIEN EXPRESSED TO COUNCILMAN DEROSE THAT HE LOVES HIM AND HAS THE UTMOST RESPECT FOR HIM. HE IS A TRULY PHILANTHROPIC MAN. VICE MAYOR JULIEN STATED THAT COUNCILMAN DEROSE BUILT A SCHOOL IN HAITI THAT HE DOES NOT CHARGE THE STUDENTS A PENNY AND COUNCILMAN DEROSE DOES THAT BECAUSE HE IS ABLE TO. VICE MAYOR JULIEN INDICATED THAT IF COUNCILMAN DEROSE WAS NOT ABLE TO DO IT HE WOULD NOT HAVE DONE IT. VICE MAYOR JULIEN STATED THAT WHATEVER HE SAYS RELATIVE TO ANYTHING THAT COUNCILMAN DEROSE IS DOING IT IS ALWAYS WITH THE UTMOST RESPECT BECAUSE HE TRULY IS A GIANT AMONGST MEN. VICE MAYOR JULIEN THEN WISHED EVERYBODY A PLEASANT EVENING.

(CNMB-CC MINUTES TAPE #421)

B. COUNCILWOMAN SPIEGEL'S REPORT:

1. COUNCILWOMAN SPIEGEL THANKED THE CITY CLERK AND INDICATED THAT THE MINUTES ARE MUCH BETTER THAN WHAT SHE HAS SEEN IN THE PAST AND CERTAINLY THAN WHAT SHE GOT IN THE CHARTER REVIEW.

(CNMB-CC MINUTES TAPE #421)

2. COUNCILWOMAN SPIEGEL STATED THAT SHE WANTED TO CAUTION HER FELLOW COUNCIL MEMBERS. ONE OF THE LAST THINGS THAT WAS DISCUSSED ON THE 4TH FLOOR WAS A SUGGESTION THAT THE CODE ENFORCEMENT BOARD MAKE POLICY SUGGESTIONS.

COUNCILWOMAN SPIEGEL INDICATED THAT SHE THINKS THEY HAVE IT BACKWARDS AND SHE IS HOPING THAT WAS JUST SAID IN HASTE. THAT IT IS UP TO THE COUNCIL TO SET POLICY AND THEN ENABLE THE BOARD TO ENFORCE IT.

(CNMB-CC MINUTES TAPE #421)

3. COUNCILWOMAN SPIEGEL STATED THAT SHE ACTUALLY HAD CONSIDERED WHETHER OR NOT THEY WANTED TO HAVE THE PUBLIC SPEAK FIRST BECAUSE SHE KNOWS WHEN SHE WOULD COME HERE AS A PRIVATE CITIZEN, WITH NO THOUGHT OF EVER RUNNING. SHE SOMETIMES LIKED BEING ABLE TO SPEAK AT THE END SO SHE COULD GATHER HER THOUGHTS BUT IF OUR MEETINGS ARE GOING TO RUN AFTER MIDNIGHT SHE THINKS THAT MAYBE THEY ARE DOING THE PUBLIC A SERVICE BY HAVING THEM FIRST. COUNCILWOMAN SPIEGEL INDICATED THAT IT IS SOMETHING THEY NEED TO THINK ABOUT. COUNCILWOMAN SPIEGEL THANKED THE COUNCIL AND STATED THAT IT HAS BEEN A WONDERFUL EXPERIENCE TONIGHT.

(CNMB-CC MINUTES TAPE #421)

C. COUNCILWOMAN SMITH'S REPORT:

1. COUNCILWOMAN SMITH MENTIONED THAT TOMORROW NIGHT AT 7 O'CLOCK AND THURSDAY MORNING AT 8 O'CLOCK IN THE MORNING THERE WILL BE AT THE SNYDER TENNIS COURTS AND TOMORROW NIGHT HERE AT THE MCDONALD CENTER THERE WILL BE DISCUSSION ON WHAT IS GOING TO HAPPEN. COUNCILWOMAN SMITH INDICATED THAT SHE WILL BE OUT OF TOWN UNFORTUNATELY BUT THE PUBLIC IS WELCOME TO COME AND PUT THEIR INPUT.

(CNMB-CC MINUTES TAPE #421)

2. COUNCILWOMAN SMITH STATED PLEASE FOLLOW THE WEBSITE THERE ARE LOTS OF PROGRAMS. COUNCILWOMAN SMITH INDICATED THAT SOMETIMES THE COUNCIL DOESN'T EVEN GET NOTIFICATION TILL THE DAY THAT THEY ARE THERE BUT THEY ARE WORKING ON THE THAT AND THEY WANT PARTICIPATION. COUNCILWOMAN SMITH STATED THAT THE MORE PARTICIPATION

FROM THE PUBLIC THE MORE THEY WILL DO FOR THE PUBLIC.

(CNMB-CC MINUTES TAPE #421)

3. COUNCILWOMAN SMITH MENTIONED THAT SHE DID NOT GET AN OPPORTUNITY BECAUSE THEY TOOK THE VOTE VERY QUICKLY BUT THE MONEY THE \$3 MILLION THEY ARE NOT OBLIGATED TO THE 2% RETURN OF THE \$450,000 UNLESS THEY GET THE \$2.5 MILLION. IT IS ONE PACKAGE. COUNCILWOMAN SMITH STATED THAT IF IT WAS GOING TO BE REVERSED THE OTHER WAY THEY WERE GOING TO ASK US TO PAY THEM BACK \$2.5 MILLION TO GIVE US \$450,000 AND WHEN THEY REVERSED IT THAT THEY ARE PAYING FOUR-FIFTHS OF IT AND WE ONLY HAVE TO PAY ONE-FIFTH OF IT. IT WAS A NO BRAINER. COUNCILWOMAN SMITH STATED HOPEFULLY IT WILL COME THROUGH. THEY ARE TRYING TO GET AS MUCH MONEY. COUNCILWOMAN SMITH INDICATED THAT THIS IS A DAILY CONVERSATION SHE HAS WITH THE MANAGER. EVERY DIME IF IT 'S 22 MORE DOLLARS WE CAN GET FROM THAT STIMULUS THEY ARE TRYING TO DO THAT.

(CNMB-CC MINUTES TAPE #421)

4. COUNCILWOMAN SMITH STATED THAT WHEN THEY TOOK THE ROLE CALL ON THE CULTURAL COMMITTEE, COUNCILWOMAN SMITH INDICATED THAT SHE KNOWS EVERYBODY KNOWS KETLY BY NOW, AND SHE WAS HERE TONIGHT. COUNCILWOMAN SMITH STATED THAT MS. KELTY SAID SHE IS LOOKING FORWARD TO HAVING FOOD THAT IS CUSTOMARY IN A JEWISH HOME WHEN IT IS THEIR HOLIDAY AND SHE IS LOOKING FORWARD TO THE CHINESE PEOPLE COMING AND BRINGING THEIR SPIRIT. COUNCILWOMAN SMITH EXPRESSED THAT SHE HOPES THE CULTURAL COMMITTEE AS SHE HAS SEEN IT IN THE PAST IN MANY OF THE MEETINGS CAN GROW INTO SOMETHING JUST LIKE THAT. COUNCILWOMAN SMITH INDICATED THAT SHE ASKED THE CITY MANAGER TO WORK WITH THAT CULTURAL COMMITTEE AND BRING A FEW PROGRAMS FOR THE ENTIRE PUBLIC TO ENJOY. COUNCILWOMAN THANKED EVERYBODY AND WISHED THE NEW SCHOOL THE BEST OF LUCK AND WISH EVERY ONE A GOOD EVENING HAVE A NICE 2 WEEKS OF SUMMER.

(CNMB-CC MINUTES TAPE #421)

D. COUNCILMAN DEROSE'S REPORT:

1. COUNCILMAN DEROSE WISHED EVERYONE GOOD NIGHT.

(CNMB-CC MINUTES TAPE #421)

E. COUNCILMAN PIERRE'S REPORT:

1. COUNCILMAN PIERRE STATED THAT ONCE AGAIN IT IS SUMMER TIME, IT IS FAMILY TIME SO WHEREVER YOU GO THINK SAFETY FIRST.

(CNMB-CC MINUTES TAPE #421)

2. COUNCILMAN PIERRE STATED THAT JUNE IS HURRICANE SEASON SO BE PREPARED. WHATEVER YOU LEARNED TONIGHT PLEASE PUT THEM INTO APPLICATION AND MORE IMPORTANTLY REMEMBER WE HAVE 1670 AM TO GET INFORMATION IN CASE OF EMERGENCY. COUNCILMAN PIERRE INDICATED THAT MOST RESIDENTS DO NOT KNOW THAT IF THERE IS AN EMERGENCY THE PLACE TO GET INFORMATION RELATED TO THE CITY IS 1670 AM THAT IS THE POLICE STATION. COUNCILMAN PIERRE URGED PEOPLE TO PICK UP THEIR INSURANCE CARDS AND REMEMBER ON THOSE TRIPS THEY ARE NOT VACATIONING, IN LIMOS OR PLAYING SUPERSTAR. COUNCILMAN PIERRE STATED THAT THEY ARE GETTING INFORMATION THAT IS USEFUL FOR OUR RESIDENTS. COUNCILMAN PIERRE STATED THAT ON THEIR LAST TRIP THAT IS WHERE THEY GOT THAT IDEA FROM SO PLEASE TAKE ADVANTAGE OF IT.

(CNMB-CC MINUTES TAPE #421)

3. COUNCILMAN PIERRE STATED THAT FOR THE PEOPLE OF WASHINGTON PARK WE LEARNED TONIGHT THAT OUR EFFORTS ARE BEING REWARDED. IF YOU WANT TO ATTEND THE NEW SCHOOL ORIGINALLY WE WERE NOT ALLOWED TO BUT NOW IF YOU PLACE A REQUEST YOU HAVE EVERY RIGHT TO ATTEND THAT SCHOOL. COUNCILMAN PIERRE WISHED A GOOD NIGHT AND A HAPPY SUMMER.

(CNMB-CC MINUTES TAPE #421)

F. COUNCILWOMAN KRAMER REPORT:

1. COUNCILWOMAN KRAMER STATED THAT IT HAS BEEN A VERY LONG EVENING SO SHE WISHED ALL OF YOU A VERY GOOD EVENING.

(CNMB-CC MINUTES TAPE #421)

G. MAYOR ROSNER'S REPORT:

1. MAYOR ROSNER WISHED EVERYBODY A GOOD NIGHT AND INDICATED THAT THE NEXT MEETING IS JULY 7TH.

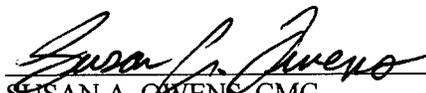
(CNMB-CC MINUTES TAPE #421)

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH WAS ADJOURNED AT 11:54 PM ON A MOTION BY COUNCILMAN DEROSE AND SECONDED BY COUNCILMAN PIERRE.

CERTIFICATION

I, SUSAN A. OWENS, CMC, CITY CLERK OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DO HEREBY CERTIFY THAT THE FOREGOING MINUTES, PAGES ONE (1) THROUGH PAGE SEVENTEEN (17) INCLUSIVE, TO BE THE OFFICIAL RECORD OF THE CITY COUNCIL PROCEEDINGS AS TAPE RECORDED AT THE REGULAR CITY COUNCIL MEETING OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, HELD ON THE SIXTEENTH (16) DAY OF JUNE, 2009.

(SEAL)


SUSAN A. OWENS, CMC,
CITY CLERK
CITY OF NORTH MIAMI BEACH