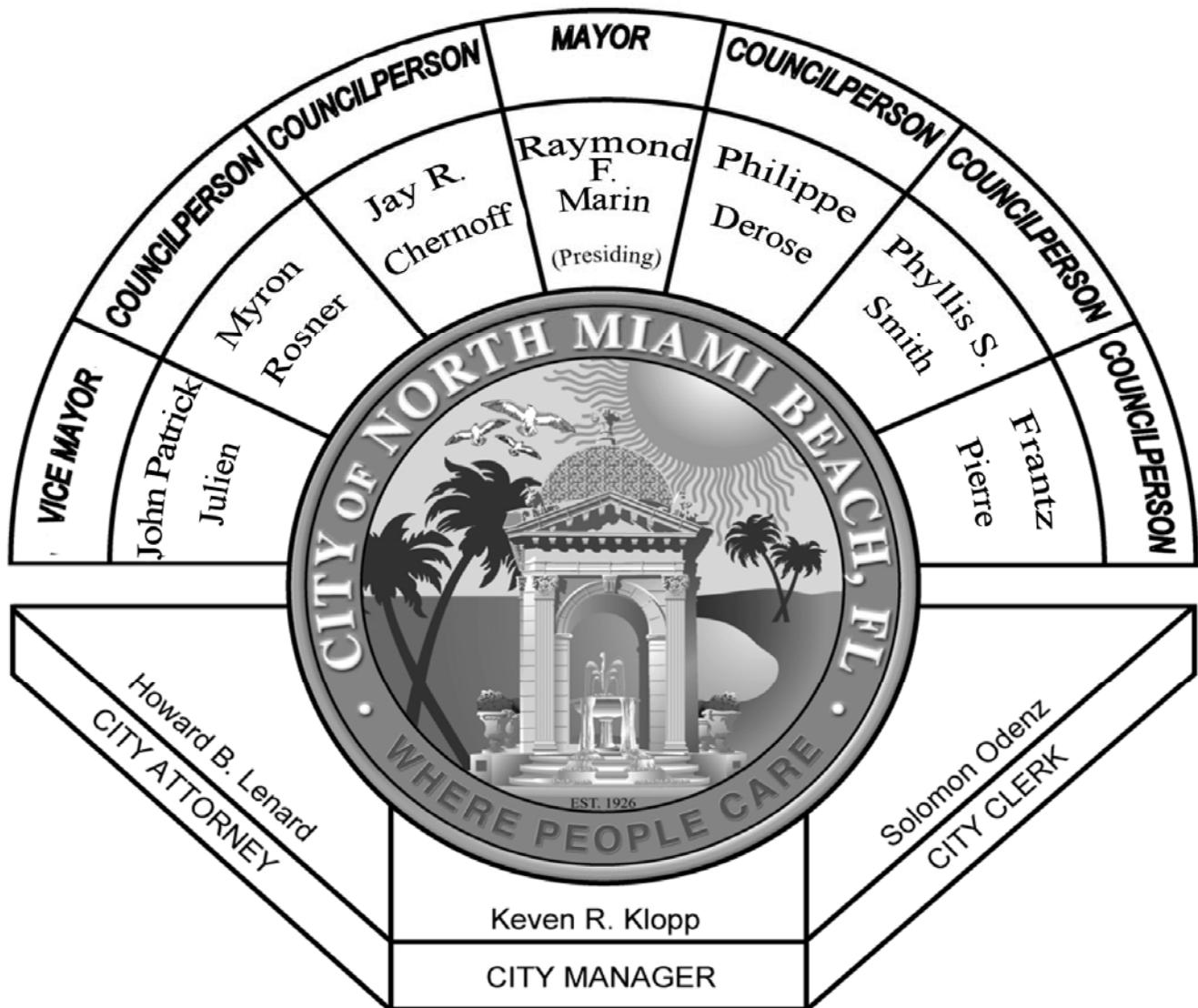


*Welcome  
To A Meeting of the  
City of North Miami Beach City Council  
Your City Officials*



## AGENDA

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

DATE and TIME: TUESDAY, FEBRUARY 19, 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, MARCH 4, 2008**

# AGENDA ITEMS

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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. JOHANNA SHEMESH – YOUTH ADVISORY BOARD.

B. **PRESENTATIONS:**

1. PRESENTATION OF CERTIFICATE TO MR. FREDERICK HOBSON BY VICE MAYOR JOHN PATRICK JULIEN AND REVEREND MARTA BURKE.

6. **APPROVAL OF MINUTES:**

FEBRUARY 5, 2008

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

KEVEN R. KLOPP

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

RE: SUPER THURSDAY, FEBRUARY 7, 2008.

**10. MISCELLANEOUS ITEMS:**

NONE

**11. WAIVER OF FEE:**

NONE

# AGENDA ITEMS

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

- A. EBONY & IVORY ENTERTAINMENT, LLC  
d/b/a DIAMOND'S CABARET  
337-341 N.W. 170 STREET  
NORTH MIAMI BEACH, FL.

GARY ROSENBERG, ESQUIRE

RE: REVIEW OF BUSINESS TAX RECEIPT (VICE MAYOR 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. R2008-5):**

#### **RESOLUTION NO. R2008-4**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, URGING CONGRESS TO ACT NOW IN RENEWING THE BAN ON ASSAULT WEAPONS AS A SHARED FEDERAL-LOCAL COMMITMENT TO KEEP OUR COMMUNITIES SAFE AND SECURE.

### **ORDINANCES - FIRST READING, BY TITLE ONLY (SERIATIM NO. 2008-5):**

#### **ORDINANCE NO. 2008-4**

AN ORDINANCE AMENDING CHAPTER 24 OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ENTITLED NORTH MIAMI BEACH ZONING AND LAND DEVELOPMENT CODE; PROVIDING A DEFINITION OF PLACES OF PUBLIC ASSEMBLY; TREATING ALL PLACES OF PUBLIC ASSEMBLY, INCLUDING RELIGIOUS INSTITUTIONS, IN A UNIFORM AND NON-DISCRIMINATORY MANNER SO AS TO COMPLY WITH THE RELIGIOUS LAND USE AND INSTITUTIONALIZED PERSONS ACT [RLUIPA]; 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

# AGENDA ITEMS

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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, MARCH 4, 2008