



CITY OF NORTH MIAMI BEACH

City Council Meeting Minutes
Council Chambers, 2nd Floor
City Hall, 17011 NE 19th Avenue
North Miami Beach, FL 33162

RESCHEDULED

**Tuesday, January 24, 2012
7:30 PM**

Mayor George Vallejo
Vice Mayor Phyllis S. Smith
Councilman Philippe Derosé
Councilwoman Barbara Kramer
Councilman Marlen Martell
Councilman Frantz Pierre
Councilwoman Beth E. Spiegel

City Manager Lyndon L. Bonner
City Attorney Darcee S. Siegel
City Clerk Pamela L. Latimore, CMC

REGULAR COUNCIL MEETING MINUTES

1. ROLL CALL OF THE CITY OFFICIALS

The meeting was called to order at 7:50 p.m. Present at the meeting were Mayor George Vallejo, Vice Mayor Phyllis S. Smith and Council Members Philippe Derosé, Barbara Kramer, Marlen Martell, Frantz Pierre, and Beth E. Spiegel. Also present were City Manager Lyndon L. Bonner, City Attorney Darcee S. Siegel and City Clerk Pamela L. Latimore.

2. INVOCATION – Reverend Dr. Marta Burke, Fulford United Methodist Church

3. PLEDGE OF ALLEGIANCE

4. REQUESTS FOR WITHDRAWALS, DEFERMENTS AND ADDITIONS TO AGENDA

5. PRESENTATIONS/DISCUSSIONS

5.1 Public Utilities Commission Report - Presented by Chairman Chuck Cook

6. APPOINTMENTS

6.1 Appointment of Vice Mayor (City Clerk Pamela L. Latimore)

MOTION by Vice Mayor Smith, seconded by Councilwoman Martell, to appoint Councilwoman Spiegel as Vice Mayor beginning the month of February. **(Approved 7-0)**

ROLL CALL: Derosé Yes, Kramer Yes, Martell Yes, Pierre Yes, Spiegel Yes, Smith Yes, Vallejo Yes.

7. CONSENT AGENDA

7.1 Resolution No. R2012-12 (Director of Leisure Services Paulette Murphy)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE NORTH MIAMI BEACH PUBLIC LIBRARY'S 2012 FISCAL YEAR ANNUAL PLAN OF SERVICE AND FORWARDING THE PLAN TO THE FLORIDA DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES.

MOTION by Councilman Pierre, seconded by Councilman Derose, to approve the Consent Agenda. **(Approved 7-0)**

8. CITY MANAGER'S REPORT

1. Forfeiture (LETf) Appropriation Request (Interim Chief of Police Larry Gomer)

MOTION by Councilman Derose, seconded by Councilman Pierre, to approve the Forfeiture (LETf) appropriation request of \$777,500.00 from the Federal Justice Law Enforcement Trust Fund and \$463,000.00 from the State/Local Law Enforcement Trust Fund. **(Approved 7-0)**

2. Eastern Shores Fire Rescue (City Manager Lyndon L. Bonner)

There is no update on this item.

3. Eastern Shores Guard House (City Manager Lyndon L. Bonner)

A proposal was sent to Miami-Dade County and City Manager Bonner is waiting on a response.

Direction to Staff: Code Enforcement, Police, and Business Tax Receipt (BTR) Departments read and addressed letter presented to Council regarding issues in Highland Village. (Councilwoman Spiegel).

Direction to Staff: Submit a report to Mayor and Council on the crime issues happening in the enclave. (Councilwoman Spiegel)

9. CITY ATTORNEY'S REPORT

9.1 City Attorney Siegel reported to Mayor and Council that the Sign Ordinance to change the window covering from 10% to 25% has been drafted and will be presented to the Planning and Zoning Board and then brought forward for Council approval.

Direction to Staff: Councilwoman Kramer asked that the agenda format be changed to have Public Comment come before City Manager's Report and the City Attorney's Report.

10. MAYOR'S DISCUSSION

Mayor Vallejo stated to City Management and his colleagues on the dais that we need to exercise speed, speed, and more speed on getting City business completed. Time needs to be found to get

the large items moved along. There will soon need to be discussions on pension issues, contracts and the budget. Mayor Vallejo stated that every meeting that actions on these items are delayed cost the city \$100,000 or more. He asked that Staff and Council not get distracted and renew our call to get things done.

11. PUBLIC COMMENT

City Clerk Latimore read the rules for Public Comment into the record. The following person(s) spoke:

1. Volney Nerette - 16122 N.E. 14th Place, North Miami Beach, FL
2. Craig Catlin - City of North Miami Beach, FL
3. Marilyn Baumoehl - 18635 N.E. 20th Court, North Miami Beach FL
4. Bert Kehren - 3302 N.E. 171st Street, North Miami Beach, FL
5. Actions for a Better Future - 1733 N.E. 162nd Street, North Miami Beach, FL
6. Mubarak Kazan – 15564 N.E. 12th Avenue, North Miami Beach, FL
7. Richard Riess - 23 N.W. 169th Street, North Miami Beach, FL

Public Comment Closed.

12. MISCELLANEOUS ITEMS – None

13. WAIVER OF FEE – None

14. BUSINESS TAX RECEIPTS - None

15. LEGISLATION

15.1 Ordinance No. 2012-1 Second and Final Reading (City Attorney Darcee S. Siegel)

AN ORDINANCE REPEALING IN ITS ENTIRETY ORDINANCE NO. 2007-12 OF THE CITY OF NORTH MIAMI BEACH, FLORIDA.

MOTION by Councilman Derose, seconded by Vice Mayor Smith, to adopt Ordinance No.2012-1 on Second and Final Reading. **(Approved 7-0)**

ROLL CALL: Derose Yes, Kramer Yes, Martell Yes, Pierre Yes, Spiegel Yes, Smith Yes, Vallejo Yes.

Public Comment:

1. Mubarak Kazan, 15564 NE 12th Avenue, North Miami Beach, FL.

An explanation of Ordinance No. 2012-1 was given by City Attorney Siegel.

16. CITY COUNCIL REPORTS

Councilman Derosé stated that he has received several emails and phone calls regarding crime in the city. Councilman Derosé asked City Manager Bonner to check with the Police Department to see if there was an increase in crime. Goodnight.

Councilwoman Kramer reported that the Multi-Cultural Committee was having its next Cinema Night on Friday, February 10th. The movie is the Perfect Game, a great movie about diversity and acceptance. Councilwoman Kramer announced that the North Miami Beach Police Department received four awards at the 12th Annual LEO Awards presentation. She congratulated the Police Department on receiving these honors. Good evening.

Councilwoman Martell announced that she attended the Dr. Martin Luther King 5000 Role Models Breakfast where four young men from North Miami Beach received scholarships. She congratulated the young men on this achievement. She also asked that the community attend the 10th Avenue Civic Association Meeting on Monday, January 30th at 6:30 pm at the library. Councilwoman Martell stated that she would be the guest speaker, and there would be a representative from the Police Department. She stated that she has received numerous emails and phone calls on various issues including the one surrounding the Civil Service Board and she will be responding to them all. She announced the beginning of Let's Get Fit In NMB and encouraged everyone to come out and participate. She thanked everyone and said goodnight.

Councilman Pierre said that he and the rest of the Council were committed to working on all the issues. He reminded everyone that the priorities have not change. Councilman Pierre stated that crime, pensions, housing and performance measures remained as priorities. Councilman Pierre announced that he would be traveling to Tallahassee to attend seminars on being a Pension Trustee. He will be meeting with Senator Frederica Wilson on the foreclosure problem. Since he would not be at the next meeting, Councilman Pierre wished everyone a Happy Valentine's Day and reminded them that he loves them.

Councilwoman Spiegel announced that there are two Charter Amendments on the Miami-Dade County Ballot on January 31, 2012. Councilwoman Spiegel encouraged everyone to get out and vote. She reminded everyone of recycling day and to get their bins out. She said she would see everyone in two weeks and goodnight.

Vice Mayor Smith said this was her first opportunity to wish everyone a Happy and Healthy New Year and she was anxious to get to the hard work for the city. She announced that Friday would be the Senior's Luncheon and due to the contribution of a sponsor the luncheon would be free. She announced the luncheon would be held in the McDonald Center at 11:30 am. Vice Mayor Smith encouraged the public to call her with their concerns. She announced that she would be in Highland Village and throughout the city to address the issues.

Mayor Vallejo announced that he would be having Coffee with the Mayor and that he and the Council would be rotating from neighborhood to neighborhood. Mayor Vallejo said that they would get the word out. He encouraged everyone to go vote.

17. NEXT REGULAR CITY COUNCIL MEETING

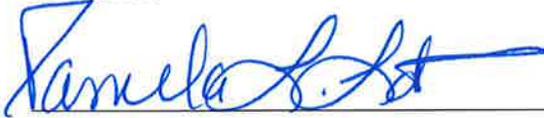
Tuesday, February 7, 2012.

18. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 9:29 p.m.

ATTEST:

(SEAL)



Pamela L. Latimore
City Clerk