



CITY OF NORTH MIAMI BEACH

City Council Meeting
Council Chambers, 2nd Floor
City Hall, 17011 NE 19th Avenue
North Miami Beach, FL 33162
Tuesday, September 4, 2012
7:30 PM

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

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

REGULAR MEETING MINUTES

1. ROLL CALL OF THE CITY OFFICIALS

The meeting was called to order at 8:05 p.m. Present at the meeting were Mayor George Vallejo, Vice Mayor Frantz Pierre and Council Members Barbara Kramer, Marlen Martell, Phyllis S. Smith, 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 – City Manager Lyndon L. Bonner

3. PLEDGE OF ALLEGIANCE

4. REQUESTS FOR WITHDRAWALS, DEFERMENTS AND ADDITIONS TO AGENDA

City Clerk Latimore reported the following additions to the agenda: 1) 5.1 – Presentation of Certificate of Achievement to the North Miami Beach Amateur Athletic Union (AAU) Basketball Team and 2) Presentation of Certificate of Achievement to Yakko San Japanese Restaurant. She also noted the request to pull Item 8.6 Resolution No. R2012-69 from the Consent Agenda for discussion purposes.

Mayor Vallejo acknowledged newly elected Miami-Dade County Court Judge Ivonne Cuesta and re-elected Eleventh Circuit Judge Don Cohn and asked them to speak a few words to the public.

5. PRESENTATIONS/DISCUSSIONS

5.1 Presentation of Certificate of Achievement to the North Miami Beach Amateur Athletic Union (AAU) Basketball Team (Presented by Councilwoman Phyllis S. Smith)

5.2 Presentation of Certificate of Achievement to Yakko San Japanese Restaurant (Presented by Councilwoman Phyllis S. Smith)

Mayor Vallejo requested that the public speak only general comments during public comment. He asked that any commentary on upcoming legislation be given during public comment for each respective item.

City Clerk Latimore read the rules for Public Comment.

6. PUBLIC COMMENT:

1. Actions for Better Future, Inc., 1733 N.E. 162nd Street, North Miami Beach, FL
2. Volney Nerette, 16121 N.E. 19th Place, North Miami Beach, FL - spoke about his concerns and negative experiences with regards to the appointment process for advisory boards.

Mayor Vallejo directed City Clerk Latimore to provide copies of all board applications submitted by Mr. Nerette to each Councilperson for their review. City Latimore requested that Mr. Nerette submit a new application to the City Clerk's Office.

3. Percival Davis, Sanitation Department, 1965 N.E. 151st Street, North Miami Beach, FL
4. Janice Coakley, AFSCME President, PO Box Box 60951, Miami, FL

Councilwoman Spiegel asked Chief Procurement Officer Brian K. O'Connor for an update on the status of the search for a consultant for the Sanitation Efficiency Study. Mr. O'Connor gave a brief overview of the process.

Mayor Vallejo requested that City Attorney Siegel meet with Mr. Percival Davis to answer questions he posed about the City's liability.

7. APPOINTMENTS

7.1 North Miami Beach Police Officers and Firefighters Retirement Board (City Clerk Pamela L. Latimore)

Linda Loizzo (Re-appointment)

MOTION by Councilwoman Kramer, seconded by Councilman Derose, to re-appoint Linda Loizzo to the North Miami Beach Police Officers and Firefighters Retirement Board. By consensus, all voted in favor of the motion. **(Motion carried 6-0, Councilwoman Spiegel was absent from the dais)**

8. CONSENT AGENDA

8.1 Resolution No. R2012-64

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH MIAMI BEACH AND MIAMI-DADE COUNTY FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR ROOF REPLACEMENT AND FACILITY UPGRADES TO THE NORTH MIAMI BEACH PUBLIC LIBRARY FOR AN AMOUNT NOT TO EXCEED \$140,000; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

8.2 Resolution No. R2012-65

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE SUBMISSION OF THE FISCAL YEAR 2012/13 STATE AID APPLICATION TO THE FLORIDA DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES.

8.3 Resolution No. R2012-66

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH MIAMI BEACH AND MIAMI-DADE COUNTY FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FOR ALLEN PARK RECREATION CENTER RENOVATION PROJECT PHASE II FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$200,000.00; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

8.4 Resolution No. R2012-67

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A REQUEST FOR A ONE (1)-YEAR EXTENSION OF TIME TO OBTAIN THE NECESSARY BUILDING PERMITS REQUIRED TO CONSTRUCT THE PROJECT LOCATED AT 15501 NE 21st AVENUE, WHICH RECEIVED SITE PLAN APPROVAL AND VARIANCES, PREVIOUSLY APPROVED BY RESOLUTION NO. R2011-49.

8.5 Resolution No. R2012-68

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH FLORIDA ENGINEERING AND DEVELOPMENT CORP. FOR SCHEDULE A: ALLEY PHASE 8B, BLOCKS A, B, C & E; AND WITH METRO EXPRESS, INC. FOR SCHEDULE B: ALLEY PHASE 9, FOR THE ALLEY IMPROVEMENT PROJECT.

8.6 Resolution No. R2012-69 (*Pulled from Consent Agenda for Discussion*)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NUMBER TWO TO A CONTRACT BETWEEN THE CITY AND MIAMI-DADE COUNTY FOR THE PROVISION OF WATER SERVICE AND BILLING SERVICES FOR SANITARY SEWER SERVICE CHARGES.

MOTION by Councilman Derose, seconded by Councilwoman Martell, to approve the Consent Agenda. By consensus, all voted in favor of the motion. (**Motion carried, 6-0 with Councilwoman Spiegel absent from dais**)

9. CITY MANAGER'S REPORT – *None*

10. CITY ATTORNEY'S REPORT

10.1 Litigation List – *No Discussion*

City Attorney Siegel at the behest of Councilwoman Kramer gave a brief update on results from the new Code Enforcement Special Magistrate system started May 2012 through August 2012. City Attorney Siegel reported that there were 703 cases scheduled; 596 cases were complied prior the hearing, 107 cases were actually heard (including ratification hearings), 23 were complied after the hearing, fines were imposed in 14 of those cases and there were still 56 pending cases/fines.

Mayor Vallejo requested that Council be provided with a hard copy report of the findings for further study.

Councilman Derose asked Mayor Vallejo when they would review City Attorney Siegel's contract.

11. **MAYOR'S DISCUSSION** – *None*
12. **MISCELLANEOUS ITEMS** – *None*
13. **WAIVER OF FEE** – *None*
14. **BUSINESS TAX RECEIPTS** - *None*
15. **DISCUSSION ITEMS** - *None*
16. **LEGISLATION**

MOTION by Councilman Derose, seconded by Councilwoman Smith, to introduce Ordinance No. 2012-9 on Second and Final Reading.

16.4 Ordinance No. 2012-9 – Second and Final Reading

AN ORDINANCE OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, REZONING PROPERTY WITHIN THE CITY OF NORTH MIAMI BEACH LOCATED AT 17400 WEST DIXIE HIGHWAY FROM A CLASSIFICATION OF RM-23, RESIDENTIAL MID-RISE MULTIFAMILY (HIGH DENSITY) DISTRICT AND CF, COMMUNITY FACILITY DISTRICT, TO A CLASSIFICATION OF B-2, GENERAL BUSINESS DISTRICT, AND DIRECTING THE DIRECTOR OF THE PUBLIC SERVICES DEPARTMENT TO MAKE ALL NECESSARY CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF NORTH MIAMI BEACH TO CARRY OUT THE INTENT OF THIS ORDINANCE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

When City Clerk Latimore asked if any of the Council members had communication with individual parties relating to the rezoning of the property, all Council members responded in the affirmative.

City Clerk Latimore administered the oath of testimony.

Public Comment

1. Charles M. Baron, Esquire - 2645 N.E. 207th Street, Suite C, Aventura, FL - spoke on behalf of homeowners impacted by the issue at hand.
2. Errol Alvey - 2375 N.E. 173rd Street, North Miami Beach, FL - spoke against the proposed ordinance.
3. Phil Marzo - 2350 N.E. 174th Street, North Miami Beach, FL - spoke against the proposed ordinance.
4. Deborah Bachar - 2330 N.E. 174th Street, North Miami Beach, FL - spoke against the proposed ordinance.
5. Robert S. Berkley - 2148 N.E. 174th Street, North Miami Beach, FL - spoke against the proposed ordinance.
6. Suzetta Burrows - 2279 N.E. 174th Street, North Miami Beach, FL - spoke against the proposed ordinance.

7. Donald Howe - 2374 N.E. 183rd Terrace, North Miami Beach, FL - spoke against the proposed ordinance.
8. Anne Davis - 2173 N.E. 173rd Street, North Miami Beach, FL - spoke against the proposed ordinance.
9. Amy Werba - 2374 N.E. 183rd Terrace, North Miami Beach, FL - spoke against the proposed ordinance.
10. Robert Taylor - 1951 N.E. 157th Terrace, North Miami Beach, FL - spoke against the proposed ordinance.
11. Anthony DeFillipo - 1458 N.E. 177 Street, North Miami Beach, FL-spoke for the proposed ordinance.
12. Richard Riess - 23 N.W. 169th Street, North Miami Beach, FL – spoke against the proposed ordinance.
13. Alicia Rook - 1971 N.E. 188th Street, North Miami Beach, FL - spoke against the proposed ordinance.
14. Rod Feiner - Attorney, Coker & Feiner, 1404 South Andrews Avenue, Fort Lauderdale, FL - spoke on behalf of the owner and developer, Braha Dixie LLC

Attorney Rod Feiner, representing the owner and developer Braha Dixie, LLC provided a detailed overview of the proposed project and answered several questions posed by Council. He stated that the owner has voluntarily agreed to restrict the height of the project to a maximum of 10 stories or 130 feet, whichever is less, subject to Council's approval of this item. Mr. Feiner introduced Mr. Peter Gallo, a registered professional Florida engineer, who opined that the project did meet the criteria of the City's code. He also presented Mr. Joaquin Vargas, a registered professional engineer specializing in traffic engineering who asserted that traffic would not be an issue with this project and Mr. Brett Lasser Vice President of Development, Hyatt Hotels.

MOTION by Councilman Derose, seconded by Councilwoman Kramer, to adopt Ordinance No. 2012-9 on Second and Final Reading. **(Motion carried, 7-0)**

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

MOTION by Councilman Derose, seconded by Councilwoman Smith, to introduce Ordinance No. 2012-18 on Second and Final Reading.

16.7 Ordinance No. 2012-18 – Second and Final Reading

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL AMENDING CHAPTER XII OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ENTITLED "LOCAL BUSINESS TAX RECEIPTS AND REGULATIONS" BY AMENDING SECTION 12-2.12 ENTITLED "NUDITY; SEXUAL CONDUCT PROHIBITED"; AND AMENDING CHAPTER XIII OF THE CODE OF ORDINANCES OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ENTITLED "ADULT ENTERTAINMENT CODE" BY AMENDING SECTIONS 13-43 AND 13-49(D) ENTITLED "PROSCRIPTIONS WHERE ALCOHOLIC BEVERAGES ARE SOLD, DISPENSED OR PERMITTED AND WHERE FOOD OR BEVERAGES ARE SOLD OR DISPENSED" AND "ENGAGED IN PROHIBITED ACTIVITY", RESPECTIVELY, BY REMOVING THE PROHIBITION OF THE SALE, DISPENSING, SERVING OR CONSUMPTION OF ALCOHOLIC BEVERAGES IN ADULT ENTERTAINMENT BUSINESSES AND FOLLOWING STATE LAW AS TO PROHIBITED ACTIVITY BY REMOVING THE PROHIBITION OF STRADDLE DANCES AND PRIVATE PERFORMANCES IN ADULT ENTERTAINMENT BUSINESSES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH;

PROVIDING FOR SEVERABILITY; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment

1. Mubarak Kazan - 15564 N.E. 12th Avenue, North Miami Beach, FL – spoke against the ordinance
2. Richard Riess - 23 N.W. 169th Street, North Miami Beach, FL – spoke against the ordinance
3. Charles Loeb - 16800 N.E. 15th Avenue #112, North Miami Beach, FL – spoke against the ordinance
4. Kevin Burns
5. Alan Rosenthal, Attorney - 20900 N.E. 30th Avenue, Suite 600, Aventura, FL

MOTION by Councilman Derose, seconded by Councilwoman Kramer, to adopt Ordinance No. 2012-18 on Second and Final Reading. **(Motion carried, 7-0)**

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

MOTION by Councilman Derose, seconded by Councilwoman Spiegel, to introduce Ordinance No. 2012-22 on First Reading by Title Only.

16.1 Ordinance No. 2012-22 – First Reading by Title Only

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH AMENDING SECTION 12-2.2b.2 OF THE CODE OF ORDINANCES BY REQUIRING A 2:00 A.M. TO 4:00 A.M. EXTENDED HOURS BUSINESS TAX RECEIPT TO BE ISSUED AND REVOKED BY THE CITY COUNCIL, NOT BY THE CITY MANAGER; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

(At approximately 11:35 p.m., Mayor Vallejo called for a 3 minute recess. Meeting reconvened at approximately 11:41 p.m.)

MOTION by Councilwoman Kramer, seconded by Councilwoman Spiegel, to adopt Ordinance No. 2012-22 on First Reading by Title Only. **(Failed 4-3)**

(ROLL CALL: Derose No, Kramer Yes, Martell No, Smith Yes, Spiegel Yes, Pierre No, Vallejo No)

Public Comment

1. Senator Ronald Silver - 2031 N.E. 209th Street, North Miami Beach, FL – Has no objection
2. Alan S. Rosenthal, Attorney - 20900 N.E. 30th Avenue, Suite 600, Aventura, FL – has no objection
3. Mubarak Kazan - 15564 N.E. 12th Avenue, North Miami Beach, FL – has no objection

MOTION by Councilman Derose, seconded by Councilwoman Spiegel, to introduce Ordinance No. 2012-23 on First Reading by Title Only.

16.2 Ordinance No. 2012-23 – First Reading by Title Only

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH AMENDING SECTION 12-2.2b.2 OF THE CODE OF ORDINANCES BY REQUIRING A 2:00 A.M. TO 4:00 A.M. EXTENDED HOURS BUSINESS TAX RECEIPT TO BE EXTENDED TO 4:30 A.M.; BY DELETING SECTION 12-2.2c.1; AMENDING SECTION 12-

3.3e BY DELETING THE 4:00 A.M. TO 6:00 A.M. EXTENDED HOURS OF BUSINESS; AND AMENDING SECTION 13-52 OF THE ADULT ENTERTAINMENT CODE TO PROVIDE FOR THE ISSUANCE OF THE EXTENDED BUSINESS TAX RECEIPT FROM 2:00 A.M. TO 4:30 A.M.; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION by Councilwoman Smith, seconded by Councilwoman Kramer, to adopt Ordinance No. 2012-23 on First Reading by Title Only. **(Failed 6-1, Councilwoman Smith voting in the negative)**

(ROLL CALL: Derose No, Kramer No, Martell No, Smith Yes, Spiegel No, Pierre No, Vallejo No)

Public Comment

1. Alan Rosenthal, Attorney, 20900 N.E. 30th Avenue, Suite 600, Aventura, FL – spoke for the ordinance
2. Senator Ronald Silver, 2031 N.E. 209th Street, North Miami Beach, FL – spoke for the ordinance
3. Mubarak Kazan, 15564 N.E. 12th Avenue, North Miami Beach, FL – spoke against the ordinance
4. Keven Burns, 2065 Alamanda Drive, North Miami, FL – spoke for the ordinance
5. Charles Loeb, 16800 N.E. 15th Avenue #112, North Miami Beach, FL – spoke for club, against the time

MOTION by Vice Mayor Pierre, seconded by Councilman Derose, to continue the meeting past midnight. **(Approved 6-1, Councilwoman Smith voting in the negative)**

MOTION by Councilman Derose, seconded by Councilwoman Martell, to introduce Ordinance No. 2012-24 on First Reading by Title Only.

16.3 Ordinance No. 2012-24 – First Reading by Title Only

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH AMENDING SECTIONS 12-2.2 c1 AND 12-3.3e BY AMENDING THE 4:00 A.M. TO 6:00 A.M. EXTENDED HOURS OF BUSINESS TO 5:00 A.M.; AND AMENDING SECTION 13-52 OF THE ADULT ENTERTAINMENT CODE TO PROVIDE FOR THE ISSUANCE OF THE EXTENDED BUSINESS TAX RECEIPT FROM 2:00 A.M. TO 4:00 A.M. AND FROM 4:00 A.M. TO 5:00 A.M.; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR THE SEVERABILITY; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION by Councilman Derose, seconded by Councilwoman Martell, to adopt Ordinance No. 2012-24 on First Reading by Title Only.

Public Comment

1. Alan Rosenthal, Attorney - 20900 N.E. 30th Avenue, Aventura, FL
2. Keven Burns - 2065 Alamanda Drive, North Miami, FL
3. Mubarak Kazan - 15564 N.E. 12th Avenue, North Miami Beach, FL
4. Dean Tyler, Owner Dean's Gold - 2355 N.E. 163rd Street, North Miami Beach, FL

Mayor Vallejo passed the gavel to make the following motion:

MOTION by Mayor Vallejo, seconded by Councilwoman Martell, to amend Ordinance No. 2012-24 from 5:00 a.m. to 6:00 a.m. (**Adopted 5-2**, as amended)

(ROLL CALL: Derose No, Kramer Yes, Martell Yes, Smith No, Spiegel Yes, Pierre Yes, Vallejo Yes)
MOTION by Councilman Derose, seconded by Councilwoman Spiegel, to introduce Ordinance No. 2012-17 on Second and Final Reading.

16.6 Ordinance No. 2012-17 – Second and Final Reading

AN ORDINANCE AMENDING CHAPTER 12, ARTICLE II, OF THE CODE OF THE ORDINANCES OF THE CITY OF NORTH MIAMI BEACH ENTITLED "ALCOHOLIC BEVERAGES" BY AMENDING SECTION 12-2.2, SUBSECTION c.1-5, TO REQUIRE A TWELVE-MONTH WAITING PERIOD AFTER THE DENIAL OF A 4:00 A.M. TO 6:00 A.M. EXTENDED LICENSE PRIOR TO A SUBSEQUENT APPLICATION FOR THE EXTENDED LICENSE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION by Councilman Derose, seconded by Councilwoman Smith, to adopt Ordinance No. 2012-17 on Second and Final Reading. (**Adopted 7-0**)

Public Comment

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

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

16.5 Ordinance No. 2012-15 – Second and Final Reading

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DESIGNATING THE OFFICIAL MUNICIPAL SEAL AND ADOPTING THE PROVISIONS OF SECTION 165.043 OF THE FLORIDA STATUTES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE CODIFICATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION by Councilwoman Martell, seconded by Councilwoman Smith, to adopt Ordinance No. 2012-15 on Second and Final Reading. (**Adopted 7-0**)

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

8.6 Resolution No. R2012-69 (*Pulled from the Consent Agenda for Discussion*)

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NUMBER TWO TO A CONTRACT BETWEEN THE CITY AND MIAMI-DADE COUNTY FOR THE PROVISION OF WATER SERVICE AND BILLING SERVICES FOR SANITARY SEWER SERVICE CHARGES.

MOTION by Councilwoman Kramer, seconded by Councilwoman Martell, to adopt Resolution No. R2012-69. (**Adopted 7-0**)

Public Comment

1. Charles Loeb - 16800 N.E. 15th Avenue #112, North Miami Beach, FL
2. Mubarak Kazan - 15564 N.E. 12th Avenue, North Miami Beach, FL

17. CITY COUNCIL REPORTS

Councilman Deroose waived his report.

Councilwoman Kramer stated that the Multi-Cultural cinema night is starting back up again and the Multi-Cultural Committee, which took a hiatus in August, will be having a meeting on Monday, September 10th at 7:00 p.m. in the McDonald Center. Come join them, she would like to see new faces and join them for the year ahead. On Friday, September 14th they will have their Cultural Cinema Movie which is Stand and Deliver and she hopes to see everybody there.

Councilwoman Martell, good morning and good night.

Councilwoman Smith, good morning and good night.

Councilwoman Spiegel stated that recycling is tomorrow, get your containers out. Councilwoman Spiegel stated that she was sure that her fellow council members joined her in wishing all the residents, constituents and friends a Healthy, Happy New Year, L'shanah Tovah Tikatevu.

Vice Mayor Pierre, good morning, good night, I love you.

Mayor Vallejo, good morning. The next City Council meeting is being moved to Thursday, September 20th, at 7:30 p.m. Good night.

18. NEXT REGULAR CITY COUNCIL MEETING

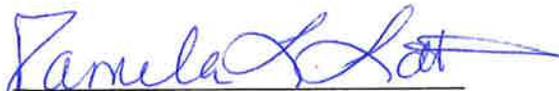
Thursday, September 20, 2012

19. ADJOURNMENT

There being no further business coming before Council the meeting was adjourned at 12:51 a.m.

ATTEST:

(S E A L)



Pamela L. Latimore
City Clerk