



**CITY OF NORTH MIAMI BEACH**  
City Commission Meeting  
Julius Littman Performing Arts Theater  
17011 NE 19th Avenue  
North Miami Beach, FL 33162  
**Tuesday, June 21, 2022**  
**6:00 PM**

Because of COVID-19, and the need to ensure the public health, safety and welfare, this meeting will be conducted with social distancing.

Mayor Anthony F. DeFillipo  
Vice Mayor McKenzie Fleurimond  
Commissioner Daniela Jean  
Commissioner Michael Joseph  
Commissioner Barbara Kramer  
Commissioner Fortuna Smukler  
Commissioner Paule Villard

City Manager Arthur H. Sorey III  
City Attorney Hans Ottinot,  
Ottinot Law, P.A.  
City Clerk Andrise Bernard, MMC

Notice to All Lobbyists

Any person who receives compensation, remuneration or expenses for conducting lobbying activities is required to register as a Lobbyist with the City Clerk prior to engaging in lobbying activities before City Boards, Committees, or the City Commission.

**City Commission Meeting Agenda**

- 1. ROLL CALL OF CITY OFFICIALS**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. REQUESTS FOR WITHDRAWALS, DEFERMENTS AND ADDITIONS TO THE AGENDA**
- 5. PRESENTATIONS / DISCUSSIONS**
  - 5.1. Annual Comprehensive Financial Report (ACFR) for the Year Ended September 30, 2021 (Marcia Fennell, Chief Financial Officer)**
- 6. PUBLIC COMMENT**

**To All Citizens Appearing Under Public Comment**

The Commission has a rule which does not allow discussion on any matter which

is brought up under Public Comment. We are, however, very happy to listen to you. The reason for this is that the Commission must have Staff input and prior knowledge as to the facts and figures, so that they can intelligently discuss a matter. The Commission may wish to ask questions regarding this matter, but will not be required to do so. At the next or subsequent Commission meeting you may have one of the Commissioners introduce your matter as his or her recommendation. We wish to thank you for taking the time to bring this matter to our attention. Under no circumstances will personal attacks, either from the public or from the dais, be tolerated.

### **Speaking Before the City Commission**

There is a three (3) minute time limit for each speaker during public comment and a three (3) minute time limit for each speaker during all public hearings. 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 with the appropriate administrative or elected official. In the Commission Chambers, citizen participants are asked to come forward to the podium, give your name and address, and the name and address of the organization you are representing, if any. If you are speaking on a public hearing item, please speak only on the subject for discussion. Thank you very much, in advance, for your cooperation.

### **Pledge of Civility**

A resolution was adopted by the Mayor and City Commission 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 Nos. R2007-57, 11/06/07 and R2011-22, 4/26/11)

## **7. ANNOUNCEMENTS**

## **8. CITY COMMISSION REPORTS**

## **9. CONSENT AGENDA**

**9.1. Regular Commission Meeting Minutes of April 19, 2022 (Andrise Bernard, MMC, City Clerk)**

**9.2. Resolution No. R2022-66 Purchase of Flygt Pumps, Parts and Repairs from Xylem Water Solutions USA, Inc. (Andrea Suárez Abastida, PMP, NMB Water Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH XYLEM WATER SOLUTIONS USA, INC. FOR THE PURCHASE OF FLYGT PUMPS, PARTS AND**

**REPAIRS; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED EXPENDITURE OF \$150,000; AS APPROVED IN THE BUDGET APPROPRIATION PROCESS; AND PROVIDING AN EFFECTIVE DATE.**

- 9.3. Resolution No. R2022-67 Ratification of Contract Award No. ITB-22-024-SG Landscape Improvements SR860 / NE 183rd Street from 6th AVE to NE 10th AVE (Phillip Ford, Chief Procurement Officer)**  
**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE AWARD OF INVITATION TO BID NO. ITB-22-024-SG – “LANDSCAPE IMPROVEMENTS SR860 / NE 183rd STREET FROM NE 6TH AVENUE TO NE 10TH AVENUE”; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, VISUALSCAPE, INC. AND FURTHER AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND AN ESTIMATED BUDGETED AMOUNT OF \$247,355; AND PROVIDING FOR AN EFFECTIVE DATE.**
- 9.4. Resolution No. R2022-70 - Awarding of ITB-21-047-MC Master Pump Station #4 Force Main Re-Routing (SEWR2002) (Andrea Suárez Abastida, PMP, NMB Water Director )**  
**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE AWARD OF INVITATION TO BID ITB-21-047-MC– “MASTER PUMP STATION #4 FORCE MAIN RE-ROUTING (SEWR2002)”; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO NEGOTIATE AND EXECUTE AN AGREEMENT RIC-MAN INTERNATIONAL, INC. AND EXPEND AN BUDGETED AMOUNT UP TO BUT NOT TO EXCEED \$1,939,855.95; PROVIDING THE CITY MANAGER AND CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**
- 9.5. Resolution No. R2022-71 Express Support for Tenant's Bill of Rights Ordinance - Miami Dade County (Commissioner Paule Villard)**  
**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, EXPRESSING STRONG SUPPORT FOR THE TENANT’S BILL OF RIGHTS ORDINANCE ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY; DIRECTING THE CITY MANAGER OR DESIGNEE TO WORK WITH OFFICIALS FROM MIAMI-DADE COUNTY TO EDUCATE RESIDENTS IN NORTH MIAMI BEACH ABOUT THE TENANT’S BILL OF RIGHTS; AND FURTHER DIRECTING THE CITY MANAGER OR**

**DESIGNEE TO PROVIDE MIAMI-DADE HOUSING ADVOCATES WITH TEMPORARY USE OF CITY FACILITIES TO PROVIDE EDUCATIONAL FORUMS ABOUT THE TENANT'S BILL OF RIGHTS; PROVIDING DIRECTION TO THE CITY CLERK; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.6. Resolution No. R2022-72 Recognizing National Police Week (Commissioners Paule Villard & Daniela Jean)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, RECOGNIZING NATIONAL POLICE WEEK IN APPRECIATION OF LAW ENFORCEMENT OFFICERS; PROVIDING DIRECTION TO THE CITY CLERK; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.7. Resolution No. R2022-73 Award of ITB-22-023-MC NE 151 Street & NE 14 Avenue Roundabout (Phillip Ford, Chief Procurement Officer)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE AWARD OF INVITATION TO BID ITB-21-047-MC- "ITB-22-023-MC NE 151 STREET & NE 14 AVENUE ROUNDABOUT"; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO ENTER INTO AN AGREEMENT WITH PERRIN INTERNATIONAL SERVICES, INC. AND EXPEND AN BUDGETED AMOUNT UP TO BUT NOT TO EXCEED \$424,821.65; PROVIDING THE CITY MANAGER AND CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.8. Resolution No. R2022-74 Purchase of Furniture from Global Furniture (Phillip Ford, Chief Procurement Officer)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH GLOBAL INDUSTRIES, INC. DBA GLOBAL FURNITURE GROUP FOR THE PURCHASE AND INSTALLATION OF OFFICE FURNITURE; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED EXPENDITURE OF \$72,000 AS APPROVED IN THE BUDGET APPROPRIATION PROCESS; AND PROVIDING AN EFFECTIVE DATE.**

- 9.9. Resolution No. R2022-75 Professional Services, Rubin Turnbill & Associates (Arthur H. Sorey III, City Manager)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO**

**EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN RUBIN, TURNBULL & ASSOCIATES AND THE CITY OF NORTH MIAMI BEACH FOR LOBBYING SERVICES; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED AMOUNT OF \$93,750 FOR SAID SERVICES AS APPROVED IN THE BUDGET APPROPRIATION PROCESS; AND PROVIDING AN EFFECTIVE DATE.**

- 9.10. Resolution No. R2022-76 City Hall 2nd Floor Office Renovation Project Change Order (Emmanuel Adediran, Interim Public Works Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE A CHANGE ORDER WITH BESPOKE CONSTRUCTION MANAGEMENT, LLC FOR THE INSTALLATION OF A CHILL WATER AIR HANDLER HVAC SYSTEM IN THE “HR RENOVATIONS, CITY HALL SECOND FLOOR PROJECT” AT A COST OF \$52,338.95; AND PROVIDING AN EFFECTIVE DATE.**

- 9.11. Resolution No. R2022-77 Professional Services, EL Waters & Company LLC (Kent Walia, Community Development Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE A PROFESSIONAL PLANNING AND ZONING SERVICES AGREEMENT BETWEEN EL WATERS AND COMPANY LLC AND THE CITY OF NORTH MIAMI BEACH FOR PROFESSIONAL SERVICES TO THE PLANNING AND ZONING DEPARTMENT; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED EXPENDITURE OF \$250,000; AND PROVIDING AN EFFECTIVE DATE.**

- 9.12. Resolution No. R2022-78 Amending the Comprehensive Policy Governing Travel Expenditures for Mayor and City Commission**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING THE COMPREHENSIVE POLICY GOVERNING TRAVEL EXPENDITURES FOR THE MAYOR AND MEMBERS OF THE CITY COMMISSION; PROVIDING FOR EFFECTIVE DATE.**

- 9.13. Resolution No. R2022-79 Ratification of Purchase Order 220777 for NE 15 Ave Bridge Improvements from Bridge Masters Construction (Emmanuel Adediran, Interim Public Works Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, RATIFYING A CHANGE ORDER FOR BRIDGE MASTERS CONSTRUCTION IN THE AMOUNT OF \$136,250 FOR ADDITIONAL SPALL AND JOINT**

**REPAIR SERVICES AT 15TH AVENUE OVER SNAKE CREEK CANAL; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.14. Resolution No. R2022-80 Change Order for Purchase for Potable Water Automated Meter Reading (AMR) System from Sunstate Meters and Supplies Inc. (Andrea Suarez Abastida, PMP, NMB Water Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A CHANGE ORDER BETWEEN THE CITY OF NORTH MIAMI BEACH AND SUNSTATE METERS AND SUPPLIES, INC. INCREASING THE CONTRACT AMOUNT FROM ANNUAL EXPENDITURE OF \$49,000 TO \$98,000 TO CONTINUE THE PURCHASE AND DELIVERY WATER METERS AND SUPPLIES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE THE CHANGE ORDER; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.15. Resolution No. R2022-81 Change Order for Purchase of OEM Parts and Services from Environmental Products of Florida (Emmanuel Adediran, Interim Public Works Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A CHANGE ORDER BETWEEN THE CITY OF NORTH MIAMI BEACH AND ENVIRONMENTAL PROJECTS OF FLORIDA INCREASING THE CONTRACT AMOUNT FROM ANNUAL EXPENDITURE OF \$45,600 TO \$150,000.00 TO CONTINUE THE PURCHASE AND DELIVERY OF OEM PARTS AND SERVICES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE THE CHANGE ORDER; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.16. Resolution No. R2022-82 Purchase and Delivery of Well Pump and Motor from Afton Pumps, Inc. (Andrea Suárez Abastida, PMP, NMB Water Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH AFTON PUMPS, INC. FOR THE PURCHASE OF WELL PUMP AND MOTOR; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED EXPENDITURE OF \$128,639; AS APPROVED IN THE BUDGET APPROPRIATION PROCESS; AND PROVIDING AN EFFECTIVE DATE.**

**9.17. Resolution No. R2022-83 Supporting Autism Awareness (Mayor**

**Anthony F. DeFillipo)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DECLARING PRINCIPLES OF INCLUSION FOR INDIVIDUALS WITH AUTISM AND OTHER SPECIAL NEEDS, AND URGING ACTION BY NATIONAL, STATE, AND LOCAL GOVERNMENTS, BUSINESSES, AND RESIDENTIAL COMMUNITIES CONSISTENT WITH THESE PRINCIPLES; AND PROVIDING FOR AN EFFECTIVE DATE.**

**9.18. Resolution No. R2022-84 Purchase of Fleet Vehicles from Alan Jay Automotive Management (Emmanuel Adediran, Interim Public Works Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH ALAN JAY AUTOMOTIVE MANAGEMENT FOR THE PURCHASE OF FLEET VEHICLES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED ANNUAL EXPENDITURE OF \$500,000; AS APPROVED IN THE BUDGET APPROPRIATION PROCESS; AND PROVIDING THE CITY MANAGER OR DESIGNEE WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

**9.19. Resolution No. R2022-85 Purchase of Life & Fire Safety Services from Cintas Corporation No.2 (Emmanuel Adediran, Interim Public Works Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH CINTAS CORPORATION NO.2 FOR THE PURCHASE OF LIFE AND FIRE SAFETY SERVICES FOR ALL CITY FACILITIES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE ESTIMATED ANNUAL EXPENDITURE OF \$100,000 AS APPROVED IN THE BUDGET APPROPRIATION PROCESS; AND PROVIDING THE CITY MANAGER OR DESIGNEE WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

**9.20. Resolution No. R2022-86 Change Order for Purchase of Carbon Dioxide from Airgas USA (Andrea Suarez Abastida, NMB Water Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A**

**CHANGE ORDER BETWEEN THE CITY OF NORTH MIAMI BEACH AND AIRGAS USA, LLC. INCREASING THE CONTRACT AMOUNT FROM ANNUAL EXPENDITURE OF \$32,000 TO \$100,000.00 FOR THE PURCHASE AND DELIVERY OF CARBON DIOXIDE; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE THE CHANGE ORDER AND TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.21. Resolution No. R2022-87 Change Order for Purchase of Antiscalent from American Water Chemicals, Inc (Andrea Suarez Abastida, NMB Water Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A CHANGE ORDER BETWEEN THE CITY OF NORTH MIAMI BEACH AND AMERICAN WATER CHEMICALS, INC. INCREASING THE CONTRACT AMOUNT FROM ANNUAL EXPENDITURE OF \$98,000 TO \$155,000.00 TO PURCHASE AND DELIVERY OF AWE A-102 PLUS ANITSCALENT; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE THE CHANGE ORDER AND TO ALL THINGS TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

- 9.22. Resolution No. R2022-88 Condemning Recent Mass Shootings in the United States (Vice Mayor McKenzie Fleurimond, Commissioner Paule Villard, Commissioner Fortuna Smukler)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, CONDEMNING THE DOMESTIC TERRORIST ATTACK AGAINST THE ELEMENTARY SCHOOL AGED STUDENTS IN UVALDE, TEXAS; CONDEMNING THE DOMESTIC TERRORIST ATTACK AGAINST THE AFRICAN-AMERICAN COMMUNITY IN BUFFALO, NEW YORK; CONDEMNING THE DOMESTIC TERRORIST ATTACK AGAINST THE ASIAN-AMERICAN COMMUNITY IN LAGUNA HILLS, CALIFORNIA; AND CONDEMNING THE DOMESTIC TERRORIST ATTACK AGAINST THE JEWISH COMMUNITY IN PITTSBURGH, PENNSYLVANIA; EXPRESSING CONDOLENCES TO THE FAMILIES OF VICTIMS OF DOMESTIC TERRORISM; URGING THE PRESIDENT OF THE UNITED STATES, CONGRESS, THE FLORIDA GOVERNOR AND THE LEGISLATURE OF THE STATE OF FLORIDA TO BAN ASSAULT WEAPONS; URGING THE PASSAGE OF SENSIBLE GUN REGULATIONS TO PREVENT MASS MURDER AND GUN VIOLENCE IN THE UNITED STATES; DIRECTING THE CITY CLERK TO SEND THIS RESOLUTION TO THE PRESIDENT OF**



THE UNITED STATES, FLORIDA U.S. SENATORS, LEADERS OF THE SOUTH FLORIDA CONGRESSIONAL DELEGATION AND CHAIR OF THE CONGRESSIONAL BLACK CAUCUS, THE FLORIDA GOVERNOR AND THE PRESIDING OFFICERS OF THE FLORIDA LEGISLATURE; MAYOR AND COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY; AND MIAMI-DADE LEAGUE OF CITIES; AND PROVIDING FOR AN EFFECTIVE DATE.

**10. QUASI-JUDICIAL**

**10.1. Resolution No. R2022-44 NMB Place Site Plan Approval and Four Related Non-Use Variances (Kent Walia, AICP, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE SITE PLAN AND FOUR RELATED VARIANCES FROM THE ZONING AND LAND DEVELOPMENT CODE FOR THE CONSTRUCTION OF A 1,219,643 SQUARE FOOT MIXED-USE DEVELOPMENT, CONSISTING OF TWO , TWENTY-EIGHT - STORY TOWERS WITH 11,540 SQUARE FEET OF RETAIL SPACE, 6,810 SQUARE FEET OF OFFICE, 700 RESIDENTIAL UNITS, AND 957 PARKING SPACES ON A 1.86 ACRE PARCEL LOCATED AT 1959 AND 1999 NE 164 STREET; GRANTING A VARIANCE TO PERMIT DECORATIVE SCREENING OF THE PARKING GARAGE FOR THE EAST AND WEST TOWER FRONTING ALONG NE 164 STREET, WHERE THE CODE REQUIRES A 20-FOOT-DEEP LINER BUILDING; GRANTING A VARIANCE TO PERMIT A 98.21% IMPERVIOUS AREA AT THE PODIUM LEVEL, WHERE THE CODE PERMITS A MAXIMUM IMPERVIOUS AREA OF 90% AT THE PODIUM LEVEL; GRANTING A VARIANCE TO PERMIT THE EAST SIDE OF THE EAST TOWER AT 7'7" TO 11'4" SETBACK FROM THE PODIUM, WHERE THE CODE REQUIRES A MINIMUM SETBACK OF 15 FEET; AND GRANTING A VARIANCE TO PERMIT A FURNISHINGS/GREEN AREA WITH A WIDTH OF 12'6", WHERE THE CODE REQUIRES AN 18- FOOT WIDTH ALONG THE NE 19 AVENUE GREENWAY; PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

**10.2. Resolution No. R2022-69 "Jungle Boys" Minor Site Plan Amendment (Kent Walia, AICP, Community Development Director)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING A MINOR SITE PLAN APPROVAL WITH A CONDITIONAL USE

**UNDER RESOLUTION NO. 2019-111, TO GRANT A MINOR SITE PLAN REVISION TO CHANGE THE EXTERIOR ELEVATIONS AT 3495 NORTH MIAMI BEACH BOULEVARD, NORTH MIAMI BEACH, FLORIDA; PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**10.3. Resolution No. R2022-89 168 Professional Office Building Site Plan Approval (Kent Walia, AICP, Community Development Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE SITE PLAN, FOR A 14,700 SQUARE FOOT, FOUR STORY OFFICE BUILDING ON A 10,125 SQUARE FOOT LOT IN THE MIXED USE INTERNATIONAL BOULEVARD DISTRICT, LOCATED AT 11 NW 168TH STREET, NORTH MIAMI BEACH, FLORIDA; PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**10.4. Resolution No. R2022-45 Echad Site Plan Request (Kent Walia, AICP, Community Development Director )**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING CONDITIONAL USE, SITE PLAN, AND RELATED VARIANCES FROM THE ZONING AND LAND DEVELOPMENT CODE FOR THE CONSTRUCTION OF A DEVELOPMENT CONSISTING OF THREE TOWERS WITH APPROXIMATELY 12,258 SQUARE FEET OF RETAIL SPACE, 3,866 SQUARE FEET OF RESTAURANT SPACE, 77,856 SQUARE FEET OF OFFICE SPACE, 223 HOTEL UNITS, AND 526 PARKING SPACES; GRANTING FOUR VARIANCES FROM SEC. 24-52(D)(3) REQUIRED MINIMUM YARD SETBACKS; GRANTING A VARIANCE FROM SEC. 24-52(D)(7)(a) REQUIRING USES PERMITTED TO BE CONDUCTED ENTIRELY WITHIN AN ENCLOSED AND ROOFED STRUCTURE; GRANTING A VARIANCE FROM SEC. 24-81(A)(3) FOR REGULATIONS OF BALCONIES ENCROACHING ON REQUIRED SETBACKS; AND GRANTING CONDITIONAL USE APPROVAL FOR A HOTEL, ON PROPERTY LOCATED AT 851 NE 167 STREET, NORTH MIAMI BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR FINDINGS OF FACT; CONFIRMING EXPIRATION AND LIMITATION OF APPROVAL; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

## **11. LEGISLATION**

### **11.1.Ordinance No. 2022-06 (Second and Final Reading) Payment of Relocation Costs for Displaced Residents - Section 14-9 Unsafe Structures (Commissioner Michael Joseph)**

**AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH AMENDING CHAPTER XIV ENTITLED “BUILDING AND HOUSING”; AND MORE SPECIFICALLY CREATING A NEW SECTION 14-9 ENTITLED “PAYMENT OF RELOCATION COSTS BY OWNERS OF RESIDENTIAL BUILDINGS FOR DISPLACED RESIDENTS”; PROVIDING FOR PAYMENT OF RELOCATION COSTS BY THE CITY OF NORTH MIAMI BEACH UPON AN OWNERS’S FAILURE TO PAY; REQUIRING REIMBURSEMENT TO THE CITY OF NORTH MIAMI BEACH FOR ANY RELOCATION COSTS PAID BY THE CITY; PROVIDING FOR PLACEMENT OF A LIEN ON OWNERS PROPERTY FOR ANY UNREIMBURSED RELOCATION EXPENSES INCURRED BY THE CITY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

### **11.2.Ordinance No. 2022-07 (First Reading) General Employees Pension Plan Amendment (Mayor and City Commission)**

**AN ORDINANCE OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING THE RETIREMENT PLAN FOR GENERAL EMPLOYEES OF THE CITY OF NORTH MIAMI BEACH, BY AMENDING SECTION 6.01, NORMAL RETIREMENT; AMENDING SECTION 6.13, COST OF LIVING ADJUSTMENTS; AMENDING SECTION 6.14, DEFERRED RETIREMENT OPTION PLAN; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

### **11.3.Ordinance No. 2022-08 (First Reading) North Miami Beach Gas Franchise Ordinance Renewal (Arthur H. Sorey, III, City Manager)**

**AN ORDINANCE OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, GRANTING TO PIVOTAL UTILITY HOLDINGS, INC. D/B/A FLORIDA CITY GAS, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE GAS FRANCHISE, IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENT OF A FRANCHISE FEE TO THE CITY; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.**

**11.4. Resolution No. R2022-90 Establishing the Proposed Millage Rate for Fiscal Year 2023 (Marcia Fennell, Chief Financial Officer)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ESTABLISHING THE PROPOSED MILLAGE RATE FOR FISCAL YEAR 2022/2023, THE CALCULATED "ROLLED- BACK" RATE, AND THE DATE, TIME AND PLACE FOR THE FIRST AND SECOND PUBLIC BUDGET HEARINGS AS REQUIRED BY LAW; DIRECTING THE CITY CLERK AND CITY MANAGER TO TRANSMIT THIS RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY PURSUANT TO THE REQUIREMENTS OF SECTION 200.065, FLORIDA STATUTES, AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF REVENUE FOR THE STATE OF FLORIDA; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**11.5. Resolution No. R2022-91 Approval of Work Order #3 Black & Veatch for Program Management and Staff Augmentation (Andrea Suares Abastida PMP, NMB Water Director)**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING WORK ORDER #3 BETWEEN THE CITY OF NORTH MIAMI BEACH AND BLACK & VEATCH CORPORATION TO PROVIDE ONGOING PROGRAM MANAGEMENT AND STAFF AUGMENTATION IN THE AMOUNT NOT TO EXCEED \$4,693,552.72 ATTACHED HERETO AS EXHIBIT "A"; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE WORK ORDER #3 AND TO ISSUE NOTICE TO PROCEED RELATING TO WORK ORDER #3; PROVIDING THE CITY MANAGER AND CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**12. BUSINESS TAX RECEIPTS - None**

**13. APPOINTMENTS - None**

**14. MISCELLANEOUS ITEMS - None**

**15. DISCUSSION ITEMS**

**15.1. Update Regarding Civil Service Board (Vice Mayor McKenzie Fleurimond, Commissioner Fortuna Smukler)**

**15.2. Proposing City Commission Meeting Recess in July (Vice Mayor McKenzie Fleurimond)**

**15.3. Affordable Housing Workshop (Vice Mayor McKenzie Fleurimond)**

- 16. CITY MANAGER'S REPORT**
  - 16.1.Monthly Report**
- 17. CITY ATTORNEY'S REPORT- None**
- 18. MAYOR'S DISCUSSION**
- 19. CITY COMMISSION REPORTS**
- 20. NEXT REGULAR CITY COMMISSION MEETING**
  - Tuesday, July 19, 2022**
- 21. ADJOURNMENT**