

From: [Johnston, Sarah](#)
To: [Joseph, Michael](#)
Cc: [Scott, Esmond](#); [Bernard, Andrise](#); [Davis, Berta A.](#)
Subject: RE: Your email stating term limit inquiries
Date: Monday, February 24, 2020 1:28:00 PM

Commissioner Joseph,

I am unavailable for a phone call or in-person meeting. I understand you have some questions regarding the inquiries referenced in my response to Mayor DeFillipo, your initial inquiry regarding term limits was in our first meeting following the December Commission meeting, you followed up with me in January 2019, February 2019, April 2019, and June 2019. If you have any additional questions please email me.

Thank you.

Sarah L. Johnston

City Attorney

City of North Miami Beach

17011 NE 19th Avenue

North Miami Beach, FL 33162

T: (305) 948-2939 x. 2303



From: Johnston, Sarah
Sent: Friday, February 21, 2020 6:11 PM
To: Joseph, Michael <Michael.Joseph@citynmb.com>
Cc: Scott, Esmond <Esmond.Scott@citynmb.com>; Bernard, Andrise <Andrise.Bernard@citynmb.com>
Subject: Fwd: Your email stating term limit inquiries

Good Evening Commisioner Joseph,

I understand there was some questions about the term limit issue and a response I provided to an elected official inquiry (and only to elected officials.)

Please see the below which was sent in response to questions about the term limit issue. Many of these inquiries are in response to the numerous "anonymous" requests and allegations made about this issue.

If there are questions about the referenced inquiries I'm can provide additional information on Monday.

Thank you.

Sarah

Sent from my iPhone

Begin forwarded message:

From: "Johnston, Sarah" <Sarah.Johnston@citynmb.com>
Date: February 14, 2020 at 7:57:43 AM EST
To: "Defillipo, Anthony" <Anthony.Defillipo@citynmb.com>
Subject: Re: Your email stating term limit inquiries

Good Morning Mayor,

There has been 2 public records requests which did not include the name/contact info of the requestor, I will forward those requests.

The individual who made the anonymous complaint to the Miami Dade County Ethics Division made false allegations regarding term limits.

Commissioner Smukler had mentioned to me, prior to the November 2018 election, that she had heard that if you won in November 2018 you would be termed out in November 2020 and asked me if that was true. I followed up with her a couple of months later, explained that rumor was not true and clarified the charter language and she was satisfied with the response.

Commissioner Joseph told me around January 2019, that he heard you had reached your term limit and asked me to look at it, I followed up with shortly thereafter with the same information I had explained previously (the current charter language) and he asked me for another opinion. Several months later he again asked about the term limit language and possible opinions from Jean Olin and I provided him the 2016 memo from Ms. Olin which analyzes the former Charter and the analyses of the current Charter from Robert Meyers, he insisted that there must be truth to the rumor he heard about term limits and wanted another opinion-I explained the issues with opinion shopping and the current Charter language was not ambiguous.

It was brought to my attention that Commissioner Joseph asked two attorneys from Weiss Serota to look at Roberts Meyers opinion again which they declined.

There was a request from resident Mubarak Kazan asking about which current elected officials would be eligible to run for Mayor in November 2020, I included that response in my initial email.

Thank you

Sarah

Sent from my iPhone

On Feb 11, 2020, at 6:22 PM, Defillipo, Anthony
<Anthony.Defillipo@citynmb.com> wrote:

Dear Madam Attorney,

I received your email. I would like to know in reference to the below statement and my eligibility to run in 2020 in your email who has made these numerous inquiries, and to whom has this question been posed to besides yourself if anyone else?

The charter speakers crystal clear about this and any false allegations such as the one that has arisen must be addressed and cleared up.

“Over the last year and a half there has been numerous inquiries, public records requests and false allegations surrounding term limits.”

I await your response

Thank you,
Mr. Anthony F. DeFillipo

Mayor,
City of North Miami Beach

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