



CITY OF NORTH MIAMI BEACH
City Hall, Commission Chambers, 2nd Floor
17011 N.E. 19th Avenue
North Miami Beach, FL. 33162
Tuesday, January 20, 2026

Mayor Michael Joseph
Vice Mayor Fortuna Smukler
Commissioner Jay Chernoff
Commissioner McKenzie Fleurimond
Commissioner Daniela Jean
Commissioner Phyllis S. Smith
Commissioner Lynn Su

Interim City Manager Andrew Plotkin
City Attorney Greenspoon Marder
City Clerk Andrise Bernard, MMC

City Commission Meeting Minutes

ROLL CALL OF THE CITY OFFICIALS

The Regular Commission Meeting was called to order at 6:17pm.

Present at the meeting were Mayor Michael Joseph, Vice Mayor Fortuna Smukler, Commissioner Jay Chernoff, Commissioner McKenzie Fleurimond, Commissioner Daniela Jean, Commissioner Phyllis Smith, and Commissioner Lynn Su.

INVOCATION by Reverend Willie Mae Williams of Greater Gibbs Chapel A.M.E. Church.

PLEDGE OF ALLEGIANCE was led by the Mayor and Commission.

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND ADDITIONS TO THE AGENDA

City Clerk Andrise Bernard announced the following:

Per the request of Commissioner Su, a discussion item regarding 'Charter Compliance Under the Council-Manager Form of Government' will be added to the agenda.

Per the request of Commissioner Jean, a discussion item regarding 'Protocol' will be added to the agenda.

Per the request of the City Manager's Office, Resolution R2026-11 (accepting a grant award from the Florida Department of Law Enforcement) will be added to the Consent Agenda

Per the request of Commissioner Su, Resolution R2026-12 (standing in solidarity with Iran) will be added to Legislation.

Per the request of Commissioner Chernoff, appointing Naomi Blemur to the Planning and Zoning Board will be added to Appointments.

Per the request of Mayor Joseph and Commissioner Chernoff, the items regarding the voting process and selection of the City Manager will be discussed at the same time.

Per the request of Commissioner Jean, Ordinance No. 2025-14 (creating a workforce and hero housing program) will be deferred to the next Commission Meeting.

Motion to approve the Commission Meeting agenda as amended made by Commissioner Chernoff, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 7-0.**

Mayor Joseph opened the meeting for **PUBLIC COMMENT.**

City Clerk Andrise Bernard read the rules of public comment and the pledge of civility.

The following person(s) made comments on the record:

1. Ezra Levy
2. Daniel Whitebook
3. David Cole
4. Mara Hauck
5. Sonia Frazier
6. Jose Perez
7. Irene Pilinger
8. Christine Snelgrove
9. Barbara Kramer
10. Tricia Harris
11. Senator Ron Silver
12. Sherelean Bass
13. Daniel Pierre
14. Terrence Camenzuli
15. Ketley Joachim
16. Bobbye Farino
17. Mubarak Kazan

The meeting was closed for **PUBLIC COMMENT.**

ANNOUNCEMENTS

Jasmine Joseph of the Communications Department presented a video that featured the Highland Village community center splash pad groundbreaking, Washington Park community center demolition, senior luncheon at the McDonald Center, Highland Village community workshop and town hall, Mishcon Park renaming ceremony, City Center traffic circle groundbreaking, and warm clothing donation drive.

CITY COMMISSION REPORTS

Commissioner Chernoff congratulated the promoted members of the North Miami Beach Police Department, recognized the individuals honored at the Ancient Spanish Monastery event, praised the holiday lighting in the city, thanked Interim City Manager Andrew Plotkin, and wished everyone a happy and healthy new year.

Commissioner Fleurimond wished everyone a happy new year, expressed appreciation to the Ancient Spanish Monastery, praised the holiday lighting and decorations in the city, discussed City Hall improvements and upgraded bus benches, supported the resolution regarding solidarity with the Iranian people, and talked about the selection of the City Manager.

Commissioner Jean wished everyone a happy new year, thanked Interim City Manager Andrew Plotkin and Interim Assistant City Manager Marline Monestime, discussed improvements in Washington Park and Highland Village and grants regarding forestry/trees and the library/bookmobile, talked about the selection of the City Manager, expressed support for North Miami Beach to receive an All-America City award, and praised flower beds and speed humps in the city.

Commissioner Smith wished a happy birthday to Commissioner Su and a happy new year to everyone, discussed the Martin Luther King Jr. Day event and 5,000 Role Models program, splash pad groundbreaking in Highland Village, University of Miami football game, warm clothing donation drive, event at the Ancient Spanish Monastery, and talked about the selection of the City Manager.

Commissioner Su wished everyone a happy, healthy, peaceful, and productive new year, discussed Martin Luther King Jr. Day, encouraged residents to participate and engage with the city, talked about services provided by the UMC free clinic, expressed appreciation to everyone, praised the Asian Night Market event and announced plans for a future event.

Vice Mayor Smukler expressed condolences to Elisabeth Pierre, wished a happy belated birthday to Commissioner Fleurimond and a happy early birthday to Commissioner Su, mentioned the menorah lighting event, announced the Literacy Fair and Heart Health Walk, talked about the event at the Ancient Spanish Monastery, and praised the North Miami Beach Police Department.

Mayor Joseph discussed the Martin Luther King Jr. Day event and 5,000 Role Models program, expressed condolences to Elisabeth Pierre and the family of Mordehay Grunberger, and talked about the holiday lighting in the city and the event at the Ancient Spanish Monastery.

CONSENT AGENDA

Commission Conference Minutes of December 16, 2025

Regular Commission Meeting Minutes of December 16, 2025

Commission Workshop Minutes of January 6, 2026

Commission Workshop Minutes of January 7, 2026

Resolution R2026-01 Approving a Task Order with The Engineering Company, LLC for Staff Augmentation Services (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A TASK ORDER BETWEEN THE CITY AND THE ENGINEERING COMPANY, LLC FOR STAFF AUGMENTATION SERVICES; IN A BUDGETED AMOUNT NOT TO EXCEED \$400,000.00; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; AND SUBJECT TO THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-02 Approving a Task Order Modification with Brown and Caldwell for the Pinetree Park South Water Main Replacement Design Project (Hamid Nikvan, NMB Water Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA AUTHORIZING A TASK ORDER MODIFICATION WITH BROWN AND CALDWELL, INCREASING THE ESTIMATED EXPENDITURE BY \$70,218.00 FOR PINE TREE SOUTH WATER MAIN REPLACEMENT DESIGN PROJECT; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-03 Approving a Purchase Order with Dobbs Equipment for the Purchase of Front Loaders (Hamid Nikvan, NMB Water Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A PURCHASE ORDER BETWEEN THE CITY AND DOBBS EQUIPMENT, LLC FOR THE PURCHASE OF JOHN DEERE WHEEL LOADERS IN AN AMOUNT NOT TO EXCEED \$484,564.00; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-04 Approving Task Order for NMB Gateway and Wayfinding Program (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A TASK ORDER FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEVELOPMENT OF A GATEWAY AND WAYFINDING PROGRAM IN AN AMOUNT NOT TO EXCEED \$150,000.00 WITH CPH CONSULTING, LLC DBA CPH, LLC UNDER THE “CONTINUING SERVICES AGREEMENT” FOR PROFESSIONAL CONSULTING SERVICES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; AND SUBJECT TO THE BUDGET APPROPRIATION AND AVAILABILITY OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-05 Approving Purchase Order with Traffic Logix for the Purchase of Speed Humps (Kerlyne McHenry, Interim Public Works Director)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A PURCHASE ORDER BETWEEN THE CITY AND THE TRAFFIC LOGIX CORPORATION FOR THE PURCHASE OF SAFETY AND TRAFFIC MANAGEMENT EQUIPMENT FOR A BUDGETED AMOUNT NOT TO EXCEED \$107,000.00; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-06 Approving a Budget Amendment to Appropriate Certain Developer Public Benefit Funds for Youth Sports and Arts in Public Spaces Program (Tarik Rahmani, Interim Deputy City Manager and Chief Financial Officer)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR OCTOBER 1, 2025 THROUGH SEPTEMBER 30, 2026 ANNUAL BUDGET TO APPROPRIATE CERTAIN DEVELOPER PUBLIC BENEFIT FUNDS FOR YOUTH SPORTS AND ARTS IN PUBLIC SPACES PROGRAMS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-07 Approving a Budget Transfer for Lobbying Services (Tarik Rahmani, Interim Deputy City Manager and Chief Financial Officer)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING A BUDGET TRANSFER WITHIN THE ANNUAL BUDGET FOR FISCAL YEAR OCTOBER 1, 2025 TO SEPTEMBER 30, 2026 IN THE AMOUNT OF \$240,000.00 FROM THE CITY MANAGER CONTINGENCY ACCOUNT TO THE CITY MANAGER PROFESSIONAL SERVICES ACCOUNT TO PROVIDE FUNDING FOR LOBBYING SERVICES FROM RAMBA CONSULTING GROUP, LLC, IN THE AMOUNT NOT TO EXCEED \$240,000.00; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-08 Support of Medicare for All (Mayor Michael Joesph)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, IN SUPPORT OF MEDICARE FOR ALL; REPEALING ALL RESOLUTIONS IN CONFLICT THEREWITH; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolution R2026-11

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, ACCEPTING A STATE FINANCIAL ASSISTANCE GRANT AWARD FROM THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT FOR THE COMMUNITY VIOLENCE INTERVENTION AND PREVENTION GRANT PROGRAM; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT; AUTHORIZING THE EXECUTION OF SUBAWARD AGREEMENTS WITH NORTH MIAMI BEACH POLICE ATHLETIC LEAGUE AND U-TURN YOUTH CONSULTING; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion to approve the Consent Agenda made by Commissioner Chernoff, seconded by Commissioner Fleurimond.

Voice Vote: **MOTION PASSED 6-0** with Vice Mayor Smukler off the dais.

LEGISLATION

Ordinance No. 2025-13 (Second and Final Reading) Regulations for Home Based Businesses (Zafar Ahmed, Community Development Director)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING CHAPTER XII, ENTITLED LOCAL BUSINESS TAX RECIEPTS AND REGULATIONS, ARTICLE I, SECTION 12-1.20, RENAMED HOME-BASED BUSINESSES; CHAPTER XXIV, ENTITLED ZONING AND LAND DEVELOPMENT, ARTICLE II. DEFINITIONS, SECTION 24-21 RENAMED INTENT AND LANGUAGE, SECTION 24-22 DEFINITIONS; AND ARTICLE V ZONING USE DISTRICTS, SECTION 24-41 RESIDENTIAL SINGLE FAMILY (RS-1) DISTRICT, SECTION 24-42 RESIDENTIAL SINGLE FAMILY (RS-2) DISTRICT, SECTION 24-43 RESIDENTIAL SINGLE FAMILY (RS-3) DISTRICT, SECTION 24-44 RESIDENTIAL SINGLE FAMILY (RS-4) DISTRICT, SECTION 24-44.1 RESIDENTIAL SINGLE FAMILY (RS-5) DISTRICT, SECTION 24-44.2 MOBILE HOME (MH) DISTRICT, SECTION 24-45 RESIDENTIAL DUPLEX (RD) DISTRICT, SECTION 24-47 RESIDENTIAL MULTI-FAMILY (RM-19) DISTRICT, SECTION 24-48 RESIDENTIAL MULTI-FAMILY (RM-23) DISTRICT, AND SECTION 24-49 RESIDENTIAL MULTI-FAMILY (RM-32) DISTRICT OF THE CITY’S CODE OF ORDINANCES TO ENSURE CONSISTENCY WITH FLORIDA STATUTE 559.955 HOME-BASED BUSINESSES LOCAL GOVERNMENT RESTRICTIONS; PROVIDING FOR FINDINGS OF FACT; CODIFICATION; CONFLICTS; SCRIVENER’S ERRORS; SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Assistant Director of Community Development Mitchell Austin and City Attorney Joseph Geller provided an explanation of Ordinance No. 2025-13.

Motion to approve Ordinance No. 2025-13 made by Commissioner Chernoff, seconded by Commissioner Fleurimond.

Roll Call Vote:

Chernoff - **Yes**

Fleurimond - **Yes**

Jean - **Yes**

Smith - **Yes**

Su - **Yes**

Smukler - **Yes**

Joseph - **Yes**

MOTION PASSED 7-0.

Mayor Joseph expressed condolences to the family of Lori Helton.

Ordinance No. 2025-14 (Second and Final Reading) Creating Workforce and Hero Housing Program (Zafar Ahmed, Community Development Director)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING CHAPTER XXIV, "ZONING AND LAND DEVELOPMENT," OF THE CODE OF ORDINANCES, TO CREATE A NEW ARTICLE XXI ENTITLED "WORKFORCE AND HERO HOUSING DENSITY BONUS PROGRAM"; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR DEFINITIONS, ELIGIBILITY CRITERIA, AND DEVELOPMENT INCENTIVES INCLUDING FRACTIONAL DENSITY CALCULATION FOR QUALIFYING UNITS; PROVIDING FOR ADMINISTRATION AND COMPLIANCE; PROVIDING FOR CODIFICATION, CONFLICTS, SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE.

Ordinance No. 2025-14 was deferred to the next Commission Meeting.

DISCUSSION

The Mayor and Commission discussed the voting process and selection of the City Manager.

Motion to approve to vote for the City Manager by written signed ballot made by Commissioner Su, seconded by Commissioner Jean.

City Attorney Joseph Geller added the words 'subject to a subsequent motion that specifies the details' to the motion.

Voice Vote: **MOTION PASSED 6-1** with Commissioner Chernoff opposed.

Motion to approve to continue to vote until one of the four candidates receives four votes made by Vice Mayor Smukler, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 7-0.**

Motion to approve to extend the contract of Interim City Manager Andrew Plotkin until February 3, 2026 and schedule a Special Commission Meeting on February 2, 2026 to ratify the contract agreement of the new City Manager made by Commissioner Smith, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 7-0.**

Motion to approve to accept the voting ballots made by Commissioner Smith, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 7-0.**

City Clerk Andrise Bernard announced the results of the voting ballots:

Commissioner Chernoff selected Darvin Williams

Commissioner Fleurimond selected Marline Monestime

Commissioner Jean selected Darvin Williams

Commissioner Smith selected Rasha Cameau

Commissioner Su selected Darvin Williams

Vice Mayor Smukler selected Darvin Williams

Mayor Joseph selected Marline Monestime

Motion to approve to accept Darwin Williams as City Manager by acclamation made by Commissioner Chernoff, seconded by Commissioner Smith.

Voice Vote: **MOTION PASSED 6-1** with Mayor Joseph opposed.

Ordinance No. 2026-01 (First Reading) Creating Condominium, Cooperative, and Homeowners Associations Transparency and Accountability (Commissioner Lynn Su)

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, CREATING THE “CONDOMINIUM, COOPERATIVE, AND HOMEOWNERS ASSOCIATIONS TRANSPARENCY AND ACCOUNTABILITY ORDINANCE”; ESTABLISHING REGISTRATION REQUIREMENTS FOR ASSOCIATIONS; REQUIRING DISCLOSURE OF KEY DOCUMENTS; ALIGNING WITH THE REQUIREMENTS OF HB 913 AS ADOPTED BY THE FLORIDA LEGISLATURE; REQUIRING ANNUAL REPORTING TO THE STATE; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Joseph opened the meeting for public comment.
There were no speakers and public comment was closed.

Assistant Director of Community Development Mitchell Austin provided an explanation of Ordinance No. 2026-01.

Commissioner Su and Commissioner Smith provided additional information regarding the item.

Motion to amend Ordinance No. 2026-01 to remove the \$150.00 fee made by Commissioner Smith, seconded by Commissioner Su.

Voice Vote: **MOTION PASSED 7-0.**

Motion to approve Ordinance No. 2016-01 as amended made by Commissioner Su, seconded by Commissioner Chernoff.

Roll Call Vote:

Fleurimond - **Yes**

Jean - **Yes**

Smith - **Yes**

Su - **Yes**

Chernoff - **Yes**

Smukler - **Yes**

Joseph - **Yes**

MOTION PASSED 7-0.

Resolution R2026-09 Supporting the Display of the National Motto "In God We Trust" in the City Commission Chambers (Commissioner Lynn Su)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, SUPPORTING THE DISPLAY OF THE NATIONAL MOTTO “IN

GOD WE TRUST” IN THE CITY COMMISSION CHAMBERS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Su provided an explanation of Resolution R2026-09.

Motion to approve Resolution R2026-09 made by Commissioner Su, seconded by Vice Mayor Smukler.

City Attorney Joseph Geller provided additional information regarding the item.

Voice Vote: **MOTION PASSED 7-0.**

Resolution R2026-10 Authorizing and Approving a Settlement in the Matter of Crystal Clark vs. City of North Miami Beach (City Attorney's Office)

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA AUTHORIZING AND APPROVING A SETTLEMENT IN THE MATTER OF CRYSTAL CLARK VS. CITY OF NORTH MIAMI BEACH IN THE AMOUNT OF \$67,500.00; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Joseph Geller provided an explanation of Resolution R2026-10.

Motion to approve Resolution R2026-10 made by Commissioner Chernoff, seconded by Commissioner Fleurimond.

Voice Vote: **MOTION PASSED 6-0** with Commissioner Smith off the dais.

Resolution R2026-12

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, STANDING IN SOLIDARITY WITH THE IRANIAN PEOPLE IN THEIR NATIONWIDE UPRISING; CONDEMNING THE SYSTEMIC VIOLENCE AND REPORTED MASS KILLINGS OF UNARMED CIVILIANS; URGING THE FEDERAL GOVERNMENT TO PROVIDE EMERGENCY COMMUNICATION SUPPORT AND TARGETED MEASURES TO PROTECT HUMAN LIFE; SUPPORTING THE DEMOCRATIC ASPIRATIONS OF THE IRANIAN PEOPLE; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENER ERRORS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion to approve Resolution R2026-12 made by Commissioner Su, seconded by Commissioner Chernoff.

Voice Vote: **MOTION PASSED 7-0.**

APPOINTMENTS

Reappointing Jordan Desnick as an Ex-Officio to the Eastern Shores First Addition Security Guard Special Taxing District

Reappointing Jane Paglino to the Beautification Committee

Reappointing Natasha Allenger to the Beautification Committee
Reappointing Frances Ricca to the Beautification Committee
Appointing Naomi Blemur to the Planning and Zoning Board

Motion to approve the appointments made by Commissioner Chernoff, seconded by Vice Mayor Smukler.

Voice Vote: **MOTION PASSED 7-0.**

DISCUSSION ITEMS

Motion to approve to move the date of the March 17, 2026 City Commission Meeting to March 26, 2026 made by Commissioner Su, seconded by Mayor Joseph.

Voice Vote: **MOTION PASSED 7-0.**

The Mayor and Commission reached a consensus to each provide the name of an individual to serve on the Charter Review Committee before the next Commission Meeting. Commissioner Su stated that any proposed changes to the City Charter must be submitted to the Supervisor of Elections by July 24, 2026.

Commissioner Su discussed charter compliance under the council-manager form of government.

Motion to approve to engage an independent third party reviewer selected by the City Manager with respect to procurement guidelines and operating entirely outside the City Attorney's Office to conduct a limited fact focused review of the governance and charter related concerns raised regarding staff interactions with a scope to include confidential staff interviews, document review, and any other fact finding necessary to clearly understand current practices and expectations and the firm retained must possess specific expertise in municipal governance and charter compliance and the review shall be conducted in an expedited basis with a written report submitted to the City Commission prior to the next regularly scheduled meeting and in all events no later than February 13, 2026 made by Commissioner Su, seconded by Vice Mayor Smukler.

Voice Vote: **MOTION PASSED**

Motion to reconsider the previous vote made by Vice Mayor Smukler, seconded by Commissioner Fleurimond.

Roll Call Vote:

Jean - **No**

Smith - **Yes**

Su - **Yes**

Chernoff - **Yes**

Fleurimond - **Yes**

Smukler - **Yes**

Joseph - **No**

MOTION PASSED 5-2 with Mayor Joseph and Commissioner Jean opposed.

Motion to amend the original motion to extend the date from February 13, 2026 to March 23, 2026 made by Commissioner Smith, seconded by Vice Mayor Smukler.

Roll Call Vote:

Smith - **Yes**

Su - **Yes**

Chernoff - **Yes**

Fleurimond - **No**

Jean - **No**

Smukler - **Yes**

Joseph - **No**

MOTION PASSED 4-3 with Mayor Joseph, Commissioner Fleurimond, and Commissioner Jean opposed.

Motion to approve as amended to engage an independent third party reviewer selected directly by the City Manager with respect to procurement guidelines and operating entirely outside the City Attorney's Office to conduct a limited fact focused review of the governance and charter related concerns raised regarding staff interactions with a scope to include confidential staff interviews, document review, and any other fact finding necessary to clearly understand current practices and expectations and the firm retained must possess specific expertise in municipal governance and charter compliance and the review shall be conducted in an expedited basis with a written report submitted to the City Commission prior to March 23, 2026 made by Commissioner Smith, seconded by Vice Mayor Smukler.

Roll Call Vote:

Su - **Yes**

Chernoff - **Yes**

Fleurimond - **No**

Jean - **No**

Smith - **Yes**

Smukler - **Yes**

Joseph - **No**

MOTION PASSED 4-3 with Mayor Joseph, Commissioner Fleurimond, and Commissioner Jean opposed.

Commissioner Jean discussed protocol.

Motion to approve to direct the City Manager to develop protocol to move the city forward made by Commissioner Jean, seconded by Commissioner Smith.

City Attorney Joseph Geller stated that the item should be placed on the next Commission Meeting agenda for consideration and a vote was not taken.

CITY MANAGER’S REPORT

Chief of Police Juan Pinillos presented the accomplishments of the North Miami Beach Police Department in 2025.

CITY ATTORNEY’S REPORT

City Attorney Joseph Geller provided an update regarding a legal matter and stated that an executive session might be necessary and discussed a pending case with Miami-Dade County and announced that an executive session will be necessary.

ADJOURNMENT

The meeting was adjourned at 10:42pm.

ATTEST:

(SEAL)

Andrise Bernard, MMC, City Clerk