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Subject: Mr. Kazan's response: NMB City Charter Proposed Amendments for November Special Election Ballot

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Andrise Bernard
City Clerk
City of North Miami Beach (NMB)

Friday, July 24th, 2026

Dear Mme City Clerk,

I hope you are feeling much better this morning.

The last question. Question 8. I really thought that one failed to be approved to be on the ballot. Reference classified worker. At the 07-14-2026 NMB Special Meeting, @ 11:24 pm (approximately), Commissioner Jay Chernoff motioned for it, but it did not have a second, and it failed. Now I am seeing it on the ballot as a question? Correct me if I am wrong, Madam City Clerk.

After reviewing the 2026 Charter questions, I must express my deep concern. This version falls exactly how I expected: remarkably short of expectations; in fact, **except** for QUESTIONS 5, 6 and 7, I have never encountered anything so quite unclear compared to the previous two successful Charter Review sessions this city entertained in previous years of 2009 and 2016. 100% pass rate in 2009 for 7 questions and 80% pass rate in 2016 for 11 questions. A total of 20 questions made it on the ballot in 2016, compressed into 11 ballot questions that took up 3 pages. Very clear even if you did not like some of them. I am attaching those two years files of questions for Mr. Attorney to take a look at, how questions were posed to the voters. Presently, QUESTIONS 1, 2, 3 and 4 lack transparency, are confusing, and appear almost guaranteed to fail.

Key issues remain unresolved. For example, where is the requirement for the oath of office to be taken within two business days following the declaration of election results? Additionally, I cannot find any explicit language specifying that if an elected official is absent for 120 days—beginning from the day after the last official regular scheduled meeting—their seat is forfeited. This should be a separate and a sole question all by itself and not tucked in with several other questions. "120 days" is not mentioned anywhere. How would the voter know it is 120 days of absence and not 60 days or 360 days of absence?

In my opinion, more than half of these amendments are convoluted and difficult to interpret. QUESTIONS 1 through 4 are tangled and obscured, making it impossible to proceed with confidence. QUESTION 8 eliminated if the Commission did not vote for it.

Sincerely,

Mr. Kazan