

# MIAMI BEACH

OFFICE OF THE CITY ATTORNEY

RAUL AGUILA, CITY ATTORNEY

## COMMISSION MEMORANDUM

TO: MAYOR DAN GELBER  
MEMBERS OF THE CITY COMMISSION  
JIMMY L. MORALES, CITY MANAGER

SECOND READING

FROM: RAUL J. AGUILA, CITY ATTORNEY



DATE: July 17, 2019

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 62 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "HUMAN RELATIONS," BY AMENDING ARTICLE VI, ENTITLED "PROTECTION OF HOSPITALITY EMPLOYEES," BY AMENDING SECTION 62-206 THEREOF, ENTITLED "REQUIREMENT TO PROVIDE SAFETY BUTTON OR NOTIFICATION DEVICE TO CERTAIN EMPLOYEES," BY EXTENDING THE EFFECTIVE DATE OF THE PROVISIONS OF SECTION 62-206 FROM AUGUST 1, 2019, TO SEPTEMBER 15, 2019; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

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Pursuant to the request of Commissioner Michael Gongora, the above-referenced Ordinance is submitted on Second Reading for consideration by the Mayor and City Commission at the July 17, 2019 City Commission meeting. The above-referenced Ordinance was initially submitted, and adopted on First Reading, with no changes, at the June 5, 2019 City Commission meeting.

On July 25, 2018, the Mayor and the City Commission of City of Miami Beach adopted Ordinance No. 2018-4207, which provides for regulations regarding the personal safety of hospitality employees. The ordinance provided that the new regulations would take effect on August 1, 2019.

Pursuant to the request of Commissioner Michael Gongora, the above-referenced Ordinance was submitted on First Reading for consideration by the Mayor and City Commission at the May 8, 2019 City Commission meeting. The Ordinance submitted for the May 8, 2019 City Commission meeting extended the effective date of the provisions from August 1, 2019, to August 1, 2020, to allow hotel and hostel employers additional time to comply with the requirements imposed by the Ordinance.

After extensive discussion, no vote was taken, and the Ordinance was referred to the Neighborhood/Community Affairs Committee for further discussion. At the May 20, 2019 NCAC meeting, Commissioner Gongora moved to amend the existing ordinance to extend the effective date of the provisions by forty-five (45) days, which was passed by acclamation. The Ordinance adopted on First Reading on July 5, 2019 City Commission meeting and which is currently before

the Mayor and the City Commission, allows for a forty-five (45) day extension and extends the effective date of the provisions from August 1, 2019 to September 15, 2019, to allow hotel and hostel employers additional time to comply with the requirements imposed by Ordinance No. 2018-4207.

RA/FA/ag