

RESOLUTION NO. _____

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF
THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE
CERTIFICATE OF THE RESULTS OF THE NOVEMBER 5, 2019
SPECIAL ELECTION FOR THE CITY OF MIAMI BEACH, AND
DECLARING THE RESULTS THEREOF.**

WHEREAS, pursuant to Florida law and the City Code, a Canvassing Board was appointed and authorized to canvass the City of Miami Beach's November 5, 2019 Special Election (the "Special Election"), which was duly conducted by the Elections Department of Miami-Dade County, Florida; and

WHEREAS, the Canvassing Board was present at the Elections Department's tabulation of the returns of the Special Election; and

WHEREAS, the results of the Special Election have been certified by the Canvassing Board; and

WHEREAS, the Certificate of Election Results of the Special Election has been received and is attached hereto and incorporated herein as Composite Exhibit "A"; and

WHEREAS, said Certificate reflects that:

Question "A", as set forth below, was not approved by the electorate of the City of Miami Beach.¹

Question "B", as set forth below, was not approved by the electorate of the City of Miami Beach.

Question "C", as set forth below, was approved by the electorate of the City of Miami Beach.

Question "D", as set forth below, was approved by the electorate of the City of Miami Beach.

Question "E", as set forth below, was not approved by the electorate of the City of Miami Beach.

Question "F", as set forth below, was not approved by the electorate of the City of Miami Beach.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Miami Beach Canvassing Board having canvassed the returns of the November 5, 2019 Special Election of the City of Miami Beach, the Mayor and City Commission hereby (i) adopt the Certificate of Election Results for said Special Election, and (ii) order that the Certificate of Election Results and this Resolution be recorded in the minutes of the November 12, 2019 City Commission meeting as a permanent record of the results of said Special Election; be it further resolved that by adoption of this Resolution, the Canvassing Board has discharged its duties for said Special Election; and be it further and finally resolved that, as a result of the City of Miami Beach's November 5, 2019 Special Election, the votes upon the questions presented reflect the results as set forth in the Certificate of Election Results. The text of the ballot questions submitted to the voters in this Special Election is as follows:

¹ The six ballot questions have been lettered "A," "B," "C," "D," "E," and "F" for ease of reference herein only and were not so lettered on the ballot.

Question "A":

City Charter Sections 2.01 and 2.02: Increasing Mayor's Term and Changing Mayor's Term Limit

Effective with City's November 2021 General Election, shall Charter Sections 2.01 and 2.02 be amended to:

- Increase Mayor's term from two to four years;
- Change Mayor's term limit from three two-year terms to two four-year terms;
- Retain Charter's retroactive measurement and calculation provisions;
- Prohibit persons from serving as Mayor for more than eight years (period including years previously served as Mayor), except to complete a term, one-half of which has been served?

4393 YES

5118 NO

Question "B":

Amend City Charter to Increase Annual Compensation of Mayor and City Commissioners

Since 1966, the City Charter has established a \$6,000 annual compensation for each City Commissioner and a \$10,000 annual compensation for the Mayor. Effective with the City's November 2021 General Election, should Charter Section 2.02 be amended to increase each Commissioner's annual compensation to \$45,381 and the Mayor's annual compensation to \$75,636, said compensations to be increased annually based upon the Consumer Price Index, but not to exceed three percent per year?

4220 YES

5437 NO

Question "C":

City Charter Section 2.07: Amending Procedures for Filling of Vacancies in City Commission

Shall Charter Section 2.07, which establishes procedures for filling vacancies in City Commission, be amended to create procedures for filling vacancies due to resignation of a Commission member, clarify that in case of any vacancy the Commission is not required to appoint someone to fill vacancy but instead must decide whether to appoint or schedule an election, and establish timing of appointments and elections, with other election-related provisions established in Resolution scheduling such election?

6557 YES

2300 NO

Question "D":

Naming of the main Convention Center Park/P-Lot as "Pride Park"

In April 2019, the City began construction of a 5.8-acre public park on what is currently a surface parking lot, known as the main Convention Center Park/P-Lot (located generally west of Convention Center Drive, east of Meridian Avenue, and between 18th and 19th Streets). The park will include wandering paths around a central lawn, a play and fitness area, and a Veterans Plaza. Shall the new park be named "Pride Park"?

5452 YES

3805 NO

Question "E":

Ordinance authorizing new floor area within interior of historic buildings for adaptive reuse

Floor area ratio ("FAR") is the measure the City utilizes to regulate the overall size of a building.

Currently, new floor area cannot be added to the interior of historic buildings that have no available floor area, unless the City's voters approve an FAR increase, pursuant to Charter Section 1.03(c).

Shall City Commission adopt an Ordinance authorizing the use of new floor area within historic buildings for the adaptive reuse of such buildings?

4592 YES

4788 NO

Question "F":

Floor area ratio increase for Office Uses along Washington Avenue and Alton Road

Floor area ratio ("FAR") is the measure the City utilizes to regulate overall building size.

The maximum FAR in the CD2 district is 1.5. However, if more than 25% of building area is used for residential / hotel units, the maximum FAR is 2.0.

Shall City adopt Ordinance increasing FAR to 2.0 for buildings in CD2, along Washington Avenue and Alton Road, if more than 25% of the building area is used for offices?

4243 YES

5088 NO

BE IT FURTHER RESOLVED AND DETERMINED that Question "A" was not approved, Question "B" was not approved, Question "C" was approved, Question "D" was approved, Question "E" was not approved, and Question "F" was not approved.

PASSED and **ADOPTED** this 12th November 2019.

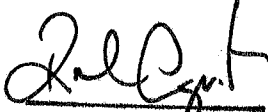
ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

T:\Agenda\2019\12 November\City Clerk\Adopt Special Election Results 2019.docx

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

 11/7/19
City Attorney Date