

# MIAMI BEACH

OFFICE OF THE CITY ATTORNEY  
RAUL J. AGUILA, CITY ATTORNEY

## COMMISSION MEMORANDUM

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

FROM: RAUL J. AGUILA   
CITY ATTORNEY

RAPHAEL E. GRANADO   
CITY CLERK

DATE: DECEMBER 11, 2019

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING MIAMI BEACH CITY CODE CHAPTER 38 ENTITLED "ELECTIONS", SECTION 38-6 THEREOF ENTITLED "EARLY VOTING", BY INCREASING THE NUMBER OF EARLY VOTING DAYS FOR CITY RUNOFF ELECTIONS FROM 2 TO 3 DAYS, WITH SAID EARLY VOTING PERIOD TO OCCUR ON THE FRIDAY, SATURDAY AND SUNDAY IMMEDIATELY PRECEDING ANY SUCH RUN-OFF ELECTION; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

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Pursuant to the requests of Mayor Dan Gelber, City Commissioner Michael Gongora, City Commissioner Mark Samuelian and City Commissioner Micky Steinberg, and in accordance with discussion held at the City Commission's November 12, 2019 meeting<sup>1</sup>, the attached Ordinance has been drafted for the purpose of expanding voters' rights to participate in City elections by amending City Code section 38-6 to increase the Early Voting period for City Runoff Elections from 2 to 3 days, with said Early Voting to henceforth occur on the Friday, Saturday and Sunday immediately preceding any such election.

This amendment will thus apply to the Early Voting period preceding any stand-alone (not held in conjunction with a County election) City Runoff Election, occurring during the City's November election cycle occurring every two years and/or held otherwise during a Special Election held to fill a vacancy on the City Commission.

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<sup>1</sup> At its November 12, 2019 meeting, the City Commission adopted its Resolution No. 2019-31077 for the limited purpose of authorizing Friday November 15, 2019 as an additional day of early voting for the November 19, 2019 City of Miami Beach Run-off Election.

## **ECONOMIC IMPACT ANALYSIS**

City Charter Section 5.02 requires the City Commission to consider the long-term economic impact (at least 5 years) of proposed legislative actions. The proposed Ordinance amends the existing schedule of future City General and Run-Off Elections by the addition of one day of Early Voting for Run-Off elections (not held in conjunction with County elections).<sup>2</sup>

Pursuant to the City Clerk's communication with the County Elections Department, the cost of adding one extra day to the City's Early Voting for Run-off elections is \$3,200.00 per day, per Early Voting site. **Accordingly, the economic impact of this Ordinance is \$6,400.00 (\$3,200.00 for Early voting at each of the 2 Early Voting sites: Miami Beach City Hall and the North Shore Branch Library).**

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<sup>2</sup> City elections held concurrent with County elections will be at a lesser cost to the City than a City stand-alone election.