



City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Dan Gelber
Members of the City Commission
Jimmy L. Morales, City Manager

FROM: Raul J. Aguila, City Attorney

DATE: March 18, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXTEND THE DURATION OF THE DECLARATION OF A STATE OF EMERGENCY IN THE CITY OF MIAMI BEACH TO ADDRESS THE COVID-19 PANDEMIC, BEYOND THE 72-HOUR TIME PERIOD SET FORTH IN SECTION 26-35 OF THE CITY CODE, AND BEYOND THE 7-DAY PERIOD SET FORTH IN CHAPTER 252 OF THE FLORIDA STATUTES; SUCH EXTENSION FOR AN ADDITIONAL PERIOD OF SEVEN (7) DAYS, COMMENCING ON MARCH 19, 2020, AND ENDING ON MARCH 26, 2020; AND, ON MARCH 26, 2020, THE CITY MANAGER IS FURTHER AUTHORIZED TO EXTEND THE DECLARATION OF A STATE OF EMERGENCY IN THE CITY OF MIAMI BEACH, FOR FOUR (4) ADDITIONAL 7-DAY INCREMENTS, WHICH WOULD COMMENCE ON MARCH 26, 2020, AND END ON APRIL 23, 2020; AND PROVIDED FURTHER, THAT THE SUBJECT DECLARATION OF EMERGENCY SHALL BE TERMINABLE BY THE CITY COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF THIS RESOLUTION.

Please see the attached, amended Resolution requesting authorization from the Mayor and City Commission to extend the duration of the Declaration of a State of Emergency in the City of Miami Beach, in order to continue to address the COVID-19 pandemic.

The Resolution provides that the Declaration of a State of Emergency shall be extended for a period of seven (7) days, commencing on March 19, 2020, and ending on March 26, 2020; and further provides that the City Manager shall be authorized to continue to extend the Declaration of a State of Emergency for four (4) additional 7-day increments, which would commence on March 26, 2020, and end on April 23, 2020.

The substantive change in this Resolution allows the Mayor and City Commission to determine, at its regularly scheduled meeting on April 22, 2020, whether the Declaration of a State of Emergency should be continued or terminated. In the event that the April 22, 2020 City Commission is cancelled or rescheduled to a later

date, the City Manager shall call a special emergency meeting of the City Commission, pursuant to Section 2.04 of the City Charter, for the express purpose of terminating or continuing to extend the Declaration of a State of Emergency.

This amended Resolution replaces and supersedes the Resolution in Addendum Material 1 to the March 18, 2020 City Commission Agenda.