

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING IN SUBSTANTIAL FORM AND AUTHORIZING THE CITY MANAGER TO EXECUTE, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF MIAMI BEACH, FLORIDA, AND THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT, INC. (LRBID), IN ORDER TO CONTINUE PROVIDING CITY FUNDING IN THE AMOUNT OF \$160,000 PER YEAR (OR \$13,333.33 PER MONTH) FOR ENVIRONMENTAL MAINTENANCE, HOSPITALITY, AND SAFETY SERVICES FOR THE AREA LOCATED WITHIN THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT; SAID AGREEMENT FOR A TERM OF APPROXIMATELY FIVE (5) MONTHS, COMMENCING RETROACTIVELY ON MAY 1, 2020, AND ENDING ON SEPTEMBER 30, 2020, WHICH TERM MAY BE EXTENDED FOR UP TO TWO (2) ONE-YEAR RENEWAL TERMS, AT THE SOLE DISCRETION OF THE CITY COMMISSION, AND SUBJECT TO ANY REQUIRED BUDGETARY APPROPRIATIONS.

**WHEREAS**, on April 15, 2015, the Mayor and City Commission adopted Resolution No. 2015-28992, which created a special assessment district to be known as the Lincoln Road Business Improvement District (the "District") for a period of ten (10) years, to stabilize and improve the Lincoln Road retail business district, which is located within a nationally recognized historic district, through promotion, management, marketing, and other similar services; and

**WHEREAS**, on October 1, 2016, the Lincoln Road Business Improvement District, Inc. ("LRBID"), entered into an agreement with Mydatt Services Inc., dba Block by Block ("Block by Block") to provide environmental maintenance services, hospitality, and safety services for the area located within the District (the "Services"); and

**WHEREAS**, Block by Block provides safety, cleaning, hospitality, and outreach services for business improvement districts; and

**WHEREAS**, on February 9, 2017, and pursuant to City Resolution No. 2016-29692, the City and the LRBID entered into a Memorandum of Understanding (the "MOU") to provide City funding in the amount of \$13,333.33 per month for the Services, for a Term of approximately eight (8) months, which Term ended on September 30, 2017; and

**WHEREAS**, on October 18, 2017, and pursuant to City Resolution No. 2017-30051, the City Manager executed Amendment No. 1 to the MOU to extend the Term for one (1) year until September 30, 2018, with the option to extend the Term for one additional year, until September 30, 2019; and

**WHEREAS**, on September 11, 2019, the City Commission adopted Resolution No. 2019-30948, approving an amendment to the MOU to extend the Term on a month-to-month basis, provided that this extension of the MOU shall not exceed a period of six (6) months; and

**WHEREAS**, the LRBID and Block by Block temporarily suspended the performance of the Services in the District as a result of the COVID-19 pandemic, intending to resume the Services in or around May 2020; and

**WHEREAS**, the City Administration recommends that the City Commission approve a new MOU with a term of five (5) months, commencing retroactively on May 1, 2020, and ending on September 30, 2020, in order to continue providing City funding for the Services at the rate of \$160,000 per year (i.e. \$13,333 per month); and

**WHEREAS**, the Administration further recommends that the MOU provide for two (2) one-year renewal terms, to be exercised at the City Commission's sole discretion, and subject to any required budgetary appropriations.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby approve in substantial form and authorize the City Manager to execute, in a form acceptable to the City Attorney, a Memorandum of Understanding between the City and the LRBID, in order to continue providing City funding in the amount of \$160,000 per year (or \$13,333.33 per month) for environmental maintenance, hospitality, and safety services for the area located within the District; said agreement for a term of five (5) months, commencing retroactively on May 1, 2020, and ending on September 30, 2020, which term may be extended for up to two (2) one-year renewal terms, at the sole discretion of the City Commission, and subject to any required budgetary appropriations

**PASSED and ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**ATTEST:**

\_\_\_\_\_  
Dan Gelber  
Mayor

\_\_\_\_\_  
Rafael E. Granado  
City Clerk

APPROVED AS TO FORM AND  
LANGUAGE AND FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

5/27/2020  
Date

NK