

COMMISSION MEMORANDUM

TO: Honorable Mayor Dan Gelber and Members of the City Commission

FROM: Alina T. Hudak, City Manager

DATE: October 26, 2022

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE A NEW MEMORANDUM OF UNDERSTANDING (MOU), BETWEEN THE CITY AND THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT, INC. (LRBID), IN ORDER TO CONTINUE TO PROVIDE CITY FUNDING, IN THE AMOUNT OF \$160,000.00 PER YEAR (OR \$13,333.33 PER MONTH), FOR ENVIRONMENTAL MAINTENANCE AND HOSPITALITY SERVICES FOR THE AREA LOCATED WITHIN THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT; SAID MOU HAVING AN INITIAL TERM OF ONE (1) YEAR, COMMENCING RETROACTIVELY ON OCTOBER 1, 2022 AND EXPIRING ON SEPTEMBER 30, 2023, WITH TWO (2) ONE-YEAR RENEWAL TERMS, AT THE OPTION OF THE CITY MANAGER.**

RECOMMENDATION

The Administration recommends that the Mayor and City Commission adopt the Resolution.

BACKGROUND

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 LRBID) 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.

On October 1, 2016, the LRBID entered into an agreement with Mydatt Services Inc., d/b/a Block by Block (Block by Block) to provide enhanced environmental maintenance services (manual removal of litter and debris, weed control, handbill removal, graffiti removal, power washing, special projects, and landscaping), and hospitality and safety services (walking patrols, public relations checks, addressing quality of life crimes, after hours escorts, information sharing, reporting, and hospitality services) for the area located within the District (the Services).

On February 9, 2017, pursuant to City Resolution No. 2016-29692, the City and the LRBID entered into a Memorandum of Understanding (the MOU) to provide City funding for a portion of the Services, for a Term that ended on September 30, 2017. On October 18, 2017, pursuant to Resolution No. 2017-30051, the City executed Amendment No. 1 to the MOU, which provided the option 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.

Subsequently, on September 11, 2019, the Mayor and City Commission adopted Resolution No. 2019-30948, approving to extend the Term on a month-to-month basis, for a period not to exceed six (6) months. In March 2020, the LRBID and Block by Block suspended the

performance of the Services in the District as a result of the COVID-19 pandemic, which it later reinstated in May 2020.

On June 24, 2020, the Mayor and City Commission adopted Resolution No. 2020-31298, approving a new Memorandum of Understanding (MOU) with the LRBID for an initial term of five (5) months, commencing retroactively on May 1, 2020 and expiring on September 30, 2020 in order to continue providing City funding for the Services at the rate of \$160,000. The MOU also provided for two (2) one-year renewal options, at the sole discretion of the City Commission. Accordingly, on September 16, 2020 the Mayor and City Commission adopted Resolution No. 2020-31402, exercising the first renewal option under this MOU, and extending the term for one year, commencing on October 1, 2020 and ending on September 30, 2021 (First Renewal Term).

On October 6, 2021, the Mayor and City Commission adopted Resolution No. 2021-31843, authorizing the City Manager to execute Amendment No. 1 to the MOU, which provided City funding for electrical infrastructure and self-guided tour programming for the Million Orchid Project installation in the area located within the District. Amendment No. 1 also extended the term of MOU, for a period of one (1) year commencing on October 1, 2021, and ending on September 30, 2022 (Second Renewal Term).

ANALYSIS

On August 25, 2022, the LRBID entered into a new agreement with Block by Block, effective October 1, 2022, to provide environmental maintenance services, hospitality, and safety services for the area located within the District. Said agreement has an initial term of one (1) year, ending on September 30, 2023, with two (2) additional one (1) year renewal terms. In order to continue providing the Services, the Administration recommends executing a new Memorandum of Understanding with the Lincoln Road Business Improvement District, Inc., in order to continue to provide City funding in amount of \$160,000.00 per year (or \$13,333.33 per month), for environmental maintenance and hospitality services for the area located within the Lincoln Road Business Improvement District; said MOU having an initial term of one (1) year, commencing retroactively on October 1, 2022 and expiring on September 30, 2023, with two (2) one-year renewal terms, at the City Manager's option.

FISCAL IMPACT

The proposed Memorandum of Understanding represents a fiscal impact of \$160,000.00 annually. Funding for this necessary service is budgeted in FY 2023 and appropriated in the following account: 168-1124-000349-20-401-595-00-00-00-

CONCLUSION

The Administration recommends executing a new Memorandum of Understanding with the Lincoln Road Business Improvement District, Inc., in order to continue to provide City funding in amount of \$160,000.00 per year (or \$13,333.33 per month), for environmental maintenance and hospitality services for the area located within the Lincoln Road Business Improvement District; said MOU having an initial term of one (1) year, commencing retroactively on October 1, 2022 and expiring on September 30, 2023, with two (2) one-year renewal terms, at the option of the City Manager.

ATTACHMENTS

Resolution

Memorandum of Understanding (MOU)