



City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, [www.miamibeachfl.gov](http://www.miamibeachfl.gov)

## COMMISSION MEMORANDUM

TO: Honorable Mayor Steven Meiner and Members of the City Commission

FROM: Alina T. Hudak, City Manager

DATE: January 31, 2024

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE SECOND AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2024 AS SET FORTH IN ATTACHMENTS A, "PROJECTS"; B, "SOURCE OF FUNDS"; AND C "PROGRAMS."**

### **STRATEGIC PLAN SUPPORTED**

Organizational Innovation – Ensure strong fiscal stewardship

### **ADMINISTRATION RECOMMENDATION**

Adopt the Resolution.

### **BACKGROUND**

Planning for capital improvements is an ongoing process; as needs change within the City of Miami Beach (the "City"), capital programs and priorities must be adjusted accordingly. The Capital Improvement Plan ("CIP") serves as the primary planning tool for systematically identifying, prioritizing, and assigning funds to critical City capital development, improvements, and associated needs.

The City's CIP process begins in the spring when all departments are asked to prepare capital improvement updates and requests on the department's ongoing and proposed capital projects. Individual departments prepare submittals identifying potential funding sources and requesting commitment of funds for their respective projects.

The CIP is updated annually and submitted to the City Commission for adoption. The Fiscal Year ("FY") 2024 – 2028 Capital Improvement Plan and FY 2024 Capital Budget was adopted on September 27, 2023 by Resolution No. 2023-32788.

The First Amendment to the FY 2024 Capital Budget was adopted on December 13, 2023 by Resolution No. 2023-32861.

**SECOND AMENDMENT TO THE FY 2024 CAPITAL BUDGET**

The Second Amendment to the FY 2024 Capital Budget reflects an overall increase of \$860,956.00 and a re-alignment of \$50,000.00 for the following capital projects:

- 1. North Shore Park Youth Center Restrooms (#28600):** The scope of this project includes the construction of restroom facilities for general park users within the area of the fields of the North Shore Youth Center.

As a result of the contractor’s proposal received for construction, additional funding, in the amount of \$487,956.00 is required to fully fund this project. The execution of this project is complicated due to a very restrictive site access, and a jobsite location which is adjacent to an open and active tennis center and neighborhood park. These factors make equipment and material deliveries, as well as trash removal, difficult.

Funding for this proposed amendment, in the amount of \$487,956.00, would come from the Capital Reserve (Fund 304) fund balance. These funds exist in order to ensure adequate funding related to previously approved capital projects for expenditures due to bids that are over budget, change orders, or other unforeseen items for General Fund projects.

Prior Years’ Appropriations	\$1,713,000.00
January 31, 2024 Capital Budget Amendment	487,956.00
<b>Proposed Total Appropriation</b>	<b>\$2,200,956.00</b>

- 2. 1755 Meridian Avenue Garage Elevator (#64824):** The scope of this project includes the replacement of the elevator floors at this garage.

Upon removing the elevator floor, the contractor discovered that the existing elevator subfloor is in poor condition and cannot be reused. The subfloor replacement is necessary to ensure the durability of the new floor. As a result, additional funding, in the amount of \$50,000.00 is required to complete this project

Funding for this amendment, in the amount of \$50,000.00, would come from Parking Capital (Fund 490) funds previously appropriated to the 1755 Meridian Garage Floor Drainage project (#61917), which has been completed with savings.

Prior Years’ Appropriations	\$47,000.00
January 31, 2024 Capital Budget Amendment	50,000.00
<b>Proposed Total Appropriation</b>	<b>\$97,000.00</b>

- 3. Fire Station #1 – Apollo Mural (#22822):** The scope of this project includes the replacement of the Fire Station #1 facility with a new and larger building in a location that expands emergency coverage in South Beach.

The Apollo Mural was donated to the City by 3425 Collins, LLC (“Developer”) as a condition for approval of their request for modifications to their private development project, by the Historic Preservation Board (“HPB”). The mural is to be installed on

the new building for Fire Station No. 1. The Developer has contributed \$850,582 towards the design, engineering and construction costs for infrastructure work, pre-installation restoration costs, transportation costs, installation costs, and HPB's application fee for the mural.

This payment satisfies the HPB order (File no. HPB22-0548) and is in accordance with of Resolution 2022-32230, and as per the agreed Memorandum of Understanding ("MOU"). The MOU states that the City shall hold the Developer contribution funds in a segregated City account and shall disburse the Developer contribution funds in connection with the mural costs from the City- designated account, as payments become due to the City's contractors.

The 9th Capital Budget amendment for FY 2023 (Resolution 2023-32761) provided \$511,297 from the Capital Reserves Fund to cover the then estimated shortfall related to the Apollo Mural. The Developer's contribution funds cover \$477,582 of this \$511,297. As a result, if this budget amendment is approved, \$477,582 will be de-appropriated from the Capital Reserves (Fund 304) funds to allow for funding of the mural with this new funding source.

In addition, if this budget amendment is approved, the \$850,582.00 contribution from the Developer will be appropriated to the project through the Capital Projects Financed by Other Funds (Fund 301).

Prior Years' Appropriations	\$10,053,088.00
January 31, 2024 Capital Budget Amendment	373,000.00
<b>Proposed Total Appropriation</b>	<b>\$10,426,088.00</b>

**Was agenda item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying? No**

**If so, specify name of lobbyist(s) and principal(s): N/A**

ATH/JDG/TOS