

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

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE A COMMUNITY AESTHETIC FEATURE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), FOR THE CONSTRUCTION OF THE NORTH BEACH ENTRANCE SIGN LOCATED WITHIN THE FDOT RIGHT-OF-WAY AT THE INTERSECTIONS OF WEST BAY DRIVE AND NORMANDY DRIVE (71ST STREET); AND FURTHER AUTHORIZING THE CITY TO PROVIDE A BOND OR LETTER OF CREDIT IN THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000), FOR THE FUTURE REMOVAL OF THE ENTRANCE SIGN AND RESTORATION OF THE RIGHT OF WAY, AS MAY BE REQUIRED BY FDOT.**

**WHEREAS**, in December 2014, the City Commission approved a project proposed in the North Beach Revitalization Strategies plan for the installation of iconic signs at the entrances to the City located at Harding Avenue and 87th Street, and 71st Street and West Bay Drive in North Beach; and

**WHEREAS**, both entrance signs were endorsed by the Mayor's Blue-Ribbon Panel on North Beach; and

**WHEREAS**, in 2015, the City engaged Shulman and Associates to prepare concept designs for the new entrance signs; and

**WHEREAS**, the design underwent an extensive public outreach process including presentations for review and input from the community and the Florida Department of Transportation (FDOT); and

**WHEREAS**, on May 8, 2019, the City Commission approved the concept designs via Resolution 2019-30832, and directed staff to proceed with the design, permitting and construction of both entrance signs; and

**WHEREAS**, in November 2019, the final concept designs for the entrance signs were further reviewed and approved by FDOT; and

**WHEREAS**, in January 2022, the City engaged consultant Douglas Wood Associates (DWA) from the City's contract for Professional Architectural and Engineering Services RFQ 2020-096-ND to further develop the concept design, provide construction documents and other services through the construction phase, for both project sites; and

**WHEREAS**, the designs for the entrance signs located at Harding Avenue and 87th Street, and 71st Street and West Bay Drive, were presented to the Ad Hoc North Beach CRA on July 12, 2022, with the CRA expressing its support for the project; and

**WHEREAS**, the designs were also presented on September 6, 2022 to the Design Review Board and on September 13, 2022 to the Historic Preservation Board, with both entrance signs receiving approval by their respective Boards; and

**WHEREAS**, the City commenced with the permitting process of the design documents in December 2022; and

**WHEREAS**, the proposed entrance sign at 71st Street and West Bay Drive, replaces an existing entrance sign located within the FDOT right-of-way, east of the John F. Kennedy bridge; and

**WHEREAS**, the project site plan and renderings are attached for reference (Exhibit A); and

**WHEREAS**, in December 2022, the City submitted construction drawings to FDOT for permit review and approval for the installation of the entrance sign; and

**WHEREAS**, on January 25, 2023, a permit pre-application meeting was held with FDOT, where they advised that the proposed 71st Street entrance sign would be reviewed under a specific process for gateway and monument signs to be located on state roads within their jurisdiction; and

**WHEREAS**, a new agreement is required even though there is already an existing entrance sign at this location; and

**WHEREAS**, per FDOT requirements, the City must execute a Community Aesthetic Feature (CAF) Agreement with FDOT, provide a resolution with specific language related to the responsibility for maintenance of the structure, and provide a bond, letter of credit or other similar financial vehicle for future removal of the entrance sign and restoration of the right of way, as may be required by FDOT; and

**WHEREAS**, the project has undergone multiple rounds of review with FDOT, however, CAF requirements must be satisfied by the City to allow FDOT to finalize the permit review and approval process for the entrance sign; and

**WHEREAS**, the City's formal request that FDOT waive the requirement for a bond or letter of credit was denied; and

**WHEREAS**, the City must provide a bond, letter of credit or similar financial vehicle in the amount of Fifty Thousand Dollars (\$50,000.00); and

**WHEREAS**, the Administration recommends that the Mayor and City Commission authorize the City Manager and City Clerk to request Florida Department of Transportation approval for a Community Aesthetic Feature application for the new Miami Beach entrance, and to execute the Community Aesthetic Feature Agreement between the City and FDOT for the construction of the entrance sign within their right of way (Exhibit B).

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA,** authorize the City Manager and City Clerk to execute a Community Aesthetic Feature Agreement with the Florida Department of Transportation (FDOT), for the construction of the North Beach Entrance Sign located within the FDOT Right-of-Way at the intersections of West Bay Drive and Normandy Drive (71st Street); and further authorize the City to provide a Bond or Letter of Credit in the amount of Fifty Thousand dollars (\$50,000), for the future removal of the entrance sign and restoration of the right of way, as may be required by FDOT.

**PASSED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Steven Meiner, Mayor

**ATTEST:**

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

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney *SM*      11-29-23  
Date