

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE CERTIFICATE OF THE RESULTS OF THE NOVEMBER 7, 2017 SPECIAL ELECTION FOR THE CITY OF MIAMI BEACH, AND DECLARING THE RESULTS THEREOF.

WHEREAS, pursuant to Florida law and the City Code, a Canvassing Board was appointed and authorized to canvass the City of Miami Beach's November 7, 2017 Special Election (the "Special Election"), which was duly conducted by the Elections Department of Miami-Dade County, Florida; and

WHEREAS, the Canvassing Board was present at the Elections Department's tabulation of the returns of the Special Election; and

WHEREAS, the results of the Special Election have been certified by the Canvassing Board; and

WHEREAS, the Certificate of Election Results of the Special Election has been received and is attached hereto and incorporated herein as Composite Exhibit "A"; and

WHEREAS, said Certificate reflects that:

Question "A", as set forth below, was **not approved** by the electorate of the City of Miami Beach¹; and

Question "B", as set forth below, was **approved** by the electorate of the City of Miami Beach.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Miami Beach Canvassing Board having canvassed the returns of the November 7, 2017 Special Election of the City of Miami Beach, the Mayor and City Commission hereby (i) adopt the Certificate of Election Results for said Special Election, and (ii) order that the Certificate of Election Results and this Resolution be recorded in the minutes of the November 13, 2017 City Commission meeting as a permanent record of the results of said Special Election; be it further resolved that by adoption of this Resolution, the Canvassing Board for the Special Election has discharged its duties for said Special Election; and be it further and finally resolved that, as a result of the City of Miami Beach's November 7, 2017 Special Election, the votes upon the questions presented reflect the results as set forth in the Certificate of Election Results. The text of the ballot questions submitted to the voters in this Special Election is as follows:

¹ The two ballot questions have been lettered "A" and "B" for ease of reference herein only and were not so lettered on the ballot.

Question "A":

Changing alcoholic beverage sales/consumption termination time on Ocean Drive from 5th to 15th Streets

City law currently allows the sale and consumption of alcoholic beverages on private property at alcoholic beverage establishments located on Ocean Drive from 5th to 15th Streets from 8:00 a.m. until 5:00 a.m. the following day. Shall an Ordinance be adopted changing this current 5:00 a.m. termination time to 2:00 a.m., exempting from this time change those indoor portions of alcoholic beverage establishments that are completely enclosed and located entirely within hotels?

_____ YES

_____ NO

Question "B":

FAR Increase For TC-1, TC-2 and TC-3 to 3.5 FAR

Floor area ratio (FAR) is the measure the City utilizes to regulate the overall size of a building. Should the City adopt an ordinance increasing FAR in the Town Center (TC) zoning districts (Collins and Dickens Avenues to Indian Creek Drive between 69 and 72 Streets) to 3.5 FAR from current FAR of 2.25 to 2.75 for the TC-1 district; from 2.0 for the TC-2 district; and from 1.25 for the TC-3 district?

_____ YES

_____ NO

BE IT FURTHER RESOLVED AND DETERMINED that Question "A" was not approved, and Question "B" was approved.

PASSED and ADOPTED this 13th November 2017.

ATTEST:

Philip Levine, Mayor

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Robert Sant for 11/8/17

City Attorney Date
NK