

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

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE FINANCE AND CITYWIDE PROJECTS COMMITTEE AND WAIVING THE SPECIAL EVENT PERMIT FEES FOR THE 2018 SOUTH BEACH MANGO FESTIVAL IN THE AMOUNT OF \$29,323.25; AND, FURTHER, ACCEPTING THE FINANCE AND CITYWIDE PROJECTS COMMITTEE RECOMMENDATION TO AMEND ORDINANCE NO. 2018-4171 TO PROVIDE THAT ANY REQUEST FOR A SPECIAL EVENT FEE WAIVER IN THE AMOUNT OF \$25,000 OR MORE SHALL FIRST OBTAIN A FAVORABLE ADVISORY RECOMMENDATION OF THE FINANCE AND CITYWIDE PROJECTS COMMITTEE AND, IF THE FEE WAIVER IS APPROVED BY THE CITY COMMISSION, A CITY SPONSORSHIP OF THE EVENT SHALL BE REQUIRED, WITH AN ASSOCIATED AGREEMENT DETAILING THE TERMS AND PUBLIC BENEFIT.**

**WHEREAS**, the South Beach Mango Festival ("Event") is a new event, planned for Sunday, August 5, 2018, from 11 a.m. to 7 p.m., in Lummus Park, between 11<sup>th</sup> and 12<sup>th</sup> Streets; and

**WHEREAS**, at the June 6, 2018 City Commission meeting, at the request of Commissioner Michael Gongora, the Event producers request for a waiver of special event fees in the amount of \$29,323.25 was considered. The request was referred to the Finance and Citywide Projects Committee ("FCWPC"). The fees represent \$250.00 in application fees, \$250.00 in permit fees, \$1,500 in vehicle beach access passes, \$24,610 in square footage fees, and \$2,713.25 in Lummus Park user fees; and

**WHEREAS**, in view of new special event funding guidelines set forth in Ordinance 2018-4171 ("Ordinance") which will become effective October 1, 2018, the City Commission referred this item for consideration at the FCWPC meeting on June 8, 2018; and

**WHEREAS**, the FCWPC recommended that, in the spirit of the guidelines set forth in the Ordinance, all events requesting special event fee waivers in the amount of \$25,000 or more should first be referred to the FCWPC; and

**WHEREAS**, in addition, the FCWPC recommended that special event fee waivers of \$25,000 or more should require a favorable recommendation by the Finance and Citywide Projects Committee, City sponsorship of the event, and a Sponsorship Agreement between the City and event producer including, but not limited to, the details regarding the deliverables and public benefit; and

**WHEREAS**, the FCWPC recommendation is consistent with Sec. 12-7(b) of Chapter 12 (Arts, Culture and Entertainment), Article III (City Sponsorship of Events) of the City Code which states that "except for Sponsorships approved pursuant to Section 12-7(a) of this article [through the City's annual budget process], any other request for City Sponsorship of an Event

shall require (i) an advisory recommendation of the Finance and Citywide Projects Committee; and (ii) approval, by a five-sevenths (5/7<sup>th</sup>) vote of the City Commission."

**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 accept the recommendation of the Finance and Citywide Projects Committee and waives the special event fees for the 2018 South Beach Mango Festival in the amount of \$29,323.25; and, further, hereby accept the Finance and Citywide Projects Committee recommendation to amend Ordinance No. 2018-4171 to provide that any request for a special event fee waiver in the amount of \$25,000 or more shall first obtain a favorable advisory recommendation of the Finance and Citywide Projects Committee and, if the fee waiver is approved by the City Commission, a City Sponsorship of the event shall be required, with an associated agreement detailing the terms and public benefit.

**PASSED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018**

**ATTEST:**

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

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

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

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

6/26/18  
Date