



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

## COMMISSION MEMORANDUM

TO: Mayor Dan Gelber and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: October 17, 2018

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, IN ACCORDANCE WITH SECTION 18-3.1 OF THE MIAMI-DADE COUNTY CODE, REQUESTING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS TO TRANSFER CONTROL OF THE BISCAYNE BEACH SECURITY GUARD SPECIAL TAXING DISTRICT FROM THE COUNTY TO THE CITY, AND TO DESIGNATE THE MAYOR AND CITY COMMISSION AS THE GOVERNING BODY OF THE SPECIAL TAXING DISTRICT, SUBJECT TO A MAJORITY VOTE OF THE QUALIFIED ELECTORS RESIDING IN THE SPECIAL TAXING DISTRICT.**

### **ADMINISTRATION RECOMMENDATION**

Adopt the Resolution.

### **BACKGROUND**

Effective October 1, 2018, the administration of the Biscayne Point Security Guard Special Taxing District was transitioned from Miami-Dade County to the City of Miami Beach. There are four remaining Security Guard Special Taxing Districts that are currently administered by Miami-Dade County including Allison Island, Biscayne Beach, Star Island, and Palm & Hibiscus Island. Following the successful transition of the Biscayne Point District, the City Commission directed the Administration to contact the remaining four districts to determine if they would be interested in beginning the process to transition from the County to the City in a holistic manner.

### **ANALYSIS**

Pursuant to the request of Commissioner Aleman, the above-referenced Resolution requesting the transfer of control of the Biscayne Beach Security Guard Special Taxing District ("Special Taxing District") from the Miami-Dade County Board of County Commissioners to the Mayor and City Commission of the City of Miami Beach is submitted for consideration by the Mayor and City Commission. The transfer of control of the Special Taxing District is supported by the Biscayne Beach Homeowners Association and would be subject to County approval and a majority vote of qualified electors residing in the Special Taxing District.

In 1989, the City of Miami Beach's ("City") Mayor and City Commission and the Miami-Dade County ("County") Board of County Commissioners ("Board") approved the creation of the Biscayne Beach Security Guard Special Taxing District ("Special Taxing District") in City Resolution No. 88-19368 and County Ordinance No. 89-126 to provide 24-hour security guard service to Biscayne Beach.

Pursuant to a County Charter Amendment approved by the electorate on November 8, 2016, County Ordinance No. 16-14 was given effect which created a new Section 18-3.1 in the Miami-

Dade County Code. This new County Code Section provides, in part, that by joint resolutions of the County Board and the governing body of a municipality, the governing body of a municipality may be designated as the governing body of an existing special taxing district located entirely within the boundaries of such municipality, subject to a majority vote of the qualified electors residing in the special taxing district at an election called by and conducted as provided by the County Board. In addition, the County has advised that interlocal agreements with the County Board and with the County Tax Collector and Property Appraiser would be needed to effectuate a transfer of control.

**FINANCIAL INFORMATION**

The County collects an administrative fee to offset costs related to administering service contracts and providing fiscal support for the District. It is anticipated that the administrative fee would cover the City's costs to provide administrative support. Administrative support would be similar to that currently provided by the City to the Biscayne Point Security Guard Special Taxing District.

JLM/JW