

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ESTABLISHING THE "AD HOC NEIGHBORHOOD RESILIENCY PROJECTS ADVISORY COMMITTEE," FOR A PERIOD OF ONE YEAR (SUBJECT TO EARLIER OR LATER SUNSET BY CITY COMMISSION) TO ADVISE THE ADMINISTRATION AND CITY COMMISSION IN CONNECTION WITH THE CITY'S RESILIENCY PROJECTS IN ORDER TO IMPROVE PLANNING AND DELIVERY OF THESE CRITICAL PROJECTS; PRESCRIBING THE PURPOSE, POWERS AND DUTIES, COMPOSITION, TERMS OF OFFICE, KNOWLEDGE AND EXPERIENCE OF THE COMMITTEE MEMBERS; AND, PROVIDING FOR AN ADMINISTRATIVE LIAISON TO THE COMMITTEE.

WHEREAS, the City of Miami Beach (the "City") is comprised of a number of islands with approximately 70 miles of shoreline along numerous canals and waterways, the Atlantic Ocean, and Biscayne Bay Aquatic Preserve, all of which support a wide variety of flora and fauna; and

WHEREAS, as a coastal barrier island, the City is a State designated Adaptation Action Area, extremely vulnerable to environmental threats such as rising sea levels, tidal flooding, and storms; and

WHEREAS, the City's 2040 Comprehensive Plan's Resilient Land Use and Development Element (the "Plan") specifies resilient principles, goals and adaptation strategies; and the City has prioritized Protection and Accommodation strategies within the Plan; and

WHEREAS, the Plan includes the objective to increase the City's resiliency to the impacts of climate change and rising sea levels by developing and implementing adaptation strategies and measures in order to protect human life, natural systems and resources and adapt public infrastructure, services, and public and private property; and

WHEREAS, the Plan calls for the City to prioritize strategies in areas, which currently experience or are projected to experience tidal flooding, storm surge, or both as a priority for the development and implementation of adaption strategies.

WHEREAS, the City has launched a resilience strategy and strategic plan to reduce the risk of flooding, and plan for sea level rise, that includes planning and projects; and

WHEREAS, the City has dedicated resources and innovative tools for community engagement, implemented through its Neighborhood Affairs Division, and the RISE

Guide, an external communications plan that was created based on Urban Land Institute recommendations, and

WHEREAS, the City has undertaken studies, planning projects for flood mitigation and sea level rise protection such as infrastructure projects in Sunset Harbour, Palm and Hibiscus Islands, Indian Creek, West Avenue, First Street, in addition to other projects, such as Dune Enhancements, seawall planning, a Blue-Green Stormwater Green Infrastructure Concept Plan, a Road Elevation Study, a Neighborhood Prioritization Plan and a Resilience Code update to reduce flood risk and create co-benefits for the neighborhood; and

WHEREAS, it is in the best interest of the City to engage residents to build and strengthen the stakeholder and community support and feedback, as well as to highlight areas of concern in delivering these critical projects; and

WHEREAS, the City's Office of the Inspector General's ("OIG") Report No. 20-07, conducted at the request of Commissioners Mark Samuelian and Michael Gongora, dated March 10, 2021, investigated the unpermitted construction of drains on public and private property during the Palm and Hibiscus Neighborhood Infrastructure Improvement Project, meant to reduce flooding and counter the future effects of sea level rise, and the increase in the cost and complexity of the unfinished project; and

WHEREAS, the OIG's report highlighted the complex issues, managerial decisions, and the need for continued public engagement and resident input into components such as harmonization of the project with the neighborhood and adjacent properties, which could dramatically impact residents, private properties, and businesses; and

WHEREAS, the City's OIG is currently conducting a separate review of the Indian Creek Project with a report anticipated around summer 2021; and

WHEREAS, these resiliency projects can have substantial impacts on the nature and character of neighborhoods, and private properties, and may place requirements on private property owners; and

WHEREAS, based on the foregoing, Commissioner Mark Samuelian has sponsored this Resolution, which shall establish an ad hoc Neighborhood Resiliency Projects Advisory Committee ("Committee") for a period of one year, in order to advise the City Manager and the Mayor and City Commission on neighborhood and private property matters related to the City climate resiliency projects; and

WHEREAS, at the May 12, 2021 City Commission meeting, the Resolution was discussed and referred to the Neighborhood and Quality of Life Committee; and

WHEREAS, at the July 21, 2021 Neighborhood and Quality of Life Committee, following the Administration's recommendations to best optimize the purpose, powers

and duties of the Ad Hoc Neighborhood Resilience Projects Advisory Committee, the Resolution was unanimously forwarded to the City Commission; and

WHEREAS, the purpose, powers and duties, composition, terms of office, knowledge and experience of the Committee members, and administrative liaison to the Committee are set forth in Exhibit "A" attached to this Resolution.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby establish the "Ad Hoc Neighborhood Resiliency Projects Advisory Committee," for a period of one year (subject to earlier or later sunset by City Commission) to advise the Administration and City Commission in connection with the City's climate resiliency projects in order to improve planning and delivery of these critical projects; prescribe the purpose, powers and duties, composition, terms of office, knowledge and experience of the Committee members; and, provide for an administrative liaison to the Committee.

PASSED AND ADOPTED this ____ day of _____ 2021.

Dan Gelber, Mayor

ATTEST:

Rafael E. Granado, City Clerk

Sponsored by Commissioner Mark Samuelian

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney
FR

9-1-21

Date

EXHIBIT "A"

Ad Hoc Neighborhood Resiliency Projects Advisory Committee

A. Purpose

The Neighborhood Resilience Projects Advisory Committee shall act as an advisory board to City Commission and City Manager on neighborhood infrastructure programs and private property matters related to the City's climate resilience projects to help build awareness within the community and to incorporate resident ideas and feedback. The purpose is not to advise on former projects, but to provide helpful ideas going forward to improve planning and delivery of future projects. The Committee will not advise on specific projects and items that are already reviewed by the City Commission and by existing Committees and Boards, and not result in fiscal impacts or delays.

B. Powers and duties

The Ad Hoc Neighborhood Resiliency Projects Advisory Committee shall have the following powers and duties:

- (1) Provide advisory recommendations and feedback on best approaches to enhance resident education, resident engagement, and the best phases and timeframes to optimize how and when community engagement is most helpful.
- (2) Provide advisory recommendations and feedback regarding best practices for flood mitigation and climate change adaptation, and how private property owners can reduce their own flood risk.
- (3) Share input and evaluate issues related to the benefits and challenges for the resilience program, including general neighborhood aesthetics and utility and infrastructure improvements, for example pump station location decision criteria and process.
- (4) Provide a forum for the Committee to share best practices and lessons learned from previous and ongoing projects to be considered for future projects.

C. Membership Composition

The Ad Hoc Neighborhood Resilience Projects Advisory Committee shall be composed of seven (7) members, with seven (7) direct appointments made by individual City Commissioners and the Mayor, all of whom shall be appointed to serve for a term of no more than one (1) year at a time.

- (1) The seven (7) members shall be affiliated with the City pursuant to the general requirements in section 2-22 of the City Code. In addition, the members must meet the following requirements:
- (2) General Requirements. Each of the seven (7) members must have a demonstrated interest in flood mitigation, sea level rise and adaptation, infrastructure, and/or neighborhood leadership issues, including, without limitation, academia, homeowners associations, condominium associations, cooperatives, civic groups, or other similar qualifications. It would be beneficial if members have expertise in the following fields:
 - a) Civil engineering or related background with a focus on infrastructure
 - b) Architecture, landscape architecture, or related field with a focus on neighborhood planning
 - c) Public engagement or communications for construction or neighborhood planning or similar
 - d) Emergency management planning, or disaster or flood mitigation.

D. Conflict of interest

In accordance with Florida law, under circumstances presenting a conflict of interest, an advisory board member should abstain from voting with respect to any measure in which the advisory board member has a personal, private, or professional interest and which inures to his special private gain or the special gain of a principal by whom he is retained. The City Attorney's Office liaison shall assist advisory board members in addressing any potential voting conflicts, as necessary.

E. Administrative Liaison

The supporting departments for the Ad Hoc Neighborhood Resilience Projects Committee shall be the City Manager's Office, Marketing and Communications, Public Works, Planning, Environment and Sustainability, and the Office of Capital Improvements.