

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 2 OF THE MIAMI BEACH CITY CODE, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE III, ENTITLED "AGENCIES, BOARDS AND COMMITTEES," BY AMENDING DIVISION 34, BY CREATING SECTIONS 2-190.149 THROUGH 2-190.152 TO ESTABLISH THE "NEIGHBORHOOD RESILIENCY PROJECTS ADVISORY COMMITTEE," 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; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, on October 13, 2021, the Mayor and City Commission of the City of Miami Beach (the "City") adopted Resolution No. 2021-31898, 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 climate resiliency projects in order to improve planning and delivery of these critical projects; and

WHEREAS, the Committee sunsetted in October 2022, one year after its establishment, per Resolution No. 2021-31898; and

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

WHEREAS, resiliency projects can have substantial impacts on the nature and character of residential neighborhoods, and can potentially impact private properties; and

WHEREAS, in 2022, the Mayor and City Commission re-established the Committee for a period of one year, in order for the Committee to continue advising the City Manager and the Mayor and City Commission on neighborhood and private property matters related to the City's resiliency projects; and

WHEREAS, due to the lengthy and ever-evolving nature of the City's neighborhood resiliency projects, the Mayor and City Commission wish to establish the Committee on a permanent basis and codify its purpose and composition as part of Chapter 2 of the City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. Sections 2-190-2.19 of Division 34, of Article III, of Chapter 2 of the City Code, entitled "Administration," are hereby created as follows:

**CHAPTER 2
ADMINISTRATION**

* * *

ARTICLE III. AGENCIES, BOARDS AND COMMITTEES

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DIVISION 34. NEIGHBORHOOD RESILIENCY PROJECTS ADVISORY COMMITTEE

Sec. 2-190.149. Committee Purpose.

The purpose of the Neighborhood Resilience Projects Advisory Committee is to act as an advisory board to City Commission and City Manager on neighborhood infrastructure programs and private property matters related to the City's resilience projects, and to help build awareness within the community and to incorporate resident ideas and feedback, and improve planning and delivery of future projects. The Committee will not advise on matters that have specifically been reviewed by the City Commission, so as to avoid creating fiscal impacts or undue delays in the implementation of critical resiliency projects.

Sec. 2-190.150. Powers and duties

The committee shall have the following powers and duties:

- (1) Provide advisory recommendations and feedback on best approaches to enhance resident education and resident engagement.
- (2) Provide advisory recommendations and feedback regarding process improvements for flood mitigation.
- (3) Share input and evaluate general neighborhood aesthetics and utility and infrastructure improvements, such as location decision criteria for pump stations or other improvements.
- (4) Provide a forum for the Committee to share best practices and lessons learned from completed projects and/or ongoing projects, for potential incorporation as part of future projects.

Sec. 2-190.151. Composition

The committee shall be composed of seven (7) members, all of whom shall be appointed to serve for a term of no more than two (2) years at a time. Each member of the city commission shall make one (1) direct appointment to the committee.

- (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.

Sec. 2-190.152. Supporting departments.

The supporting departments for committee shall be the City Manager's Office. Supporting City Staff shall be determined and assigned at the discretion of the City Manager.

SECTION 2. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Miami Beach City Code. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

SECTION 3. REPEALER.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect on the ____ day of _____, 2023.

PASSED AND ADOPTED this ____ day of _____, 2023.


ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Laura Dominguez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney *FA* 10-10-23
Date