

MIAMI BEACH

Commission Meeting / Presentations and Awards

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive

May 22, 2019 - 5:00 PM

Mayor Dan Gelber

Commissioner John Elizabeth Aleman

Commissioner Ricky Arriola

Commissioner Michael Gongora

Commissioner Joy Malakoff

Commissioner Mark Samuelian

Commissioner Micky Steinberg

City Manager Jimmy L. Morales

City Attorney Raul J. Aguila

City Clerk Rafael E. Granado

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In order to ensure adequate public consideration, if necessary, the Mayor and City Commission may move any agenda item to an alternate meeting. In addition, the Mayor and City Commission may, at their discretion, adjourn the Commission Meeting without reaching all agenda items.

AGENDA KEY

Consent Agenda:

C2 - Competitive Bid Reports

C4 - Commission Committee Assignments

C6 - Commission Committee Reports

C7 - Resolutions

Regular Agenda:

R2 - Competitive Bid Reports

R5 - Ordinances

R7 - Resolutions

R9 - New Businesses & Commission Requests

R10 - City Attorney Reports

PA - Presentations and Awards

AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE

REGULAR AGENDA

R7 - Resolutions

- R7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING MIAMI-DADE COUNTY TO RESCIND THE LEASE ALLOWING OPERATION OF A FAST-FOOD CHAIN RESTAURANT, CHICK-FIL-A, AT THE MIAMI INTERNATIONAL AIRPORT, DUE TO CHICK-FIL-A'S ON-GOING FINANCIAL SUPPORT OF ANTI-LGBTQ CAUSES, AND FURTHER URGING MIAMI-DADE COUNTY TO DEVELOP A PROCEDURE TO SCREEN PROSPECTIVE BUSINESSES WISHING TO DO BUSINESS ON THE COUNTY'S PUBLICLY-FUNDED PROPERTY FOR HISTORY OF DISCRIMINATORY BEHAVIOR AND FOR COMPLIANCE WITH THE MIAMI DADE COUNTY HUMAN RIGHTS ORDINANCE.

Office of the City Attorney
Commissioner Michael Gongora

Addendum added on 5/17/2019 / Supplemental
updated on 5/21/2019 (Articles)

- R7 B A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF MIAMI BEACH, FLORIDA, URGING THE UNITED STATES SENATE TO APPROVE SENATE BILL S. 788, ALSO KNOWN AS "THE EQUALITY ACT," WHICH WILL SERVE TO EXTEND FEDERAL ANTI-DISCRIMINATION PROTECTIONS TO LESBIAN, GAY, BISEXUAL, AND TRANSGENDER ("LGBT") AMERICANS, BY PROVIDING THEM WITH EQUAL PROTECTION UNDER THE LAW.

Office of the City Attorney
Commissioner Michael Gongora

Addendum added on 5/20/2019

R9 - New Business and Commission Requests

- R9 A DISCUSSION TO AUTHORIZE THE CITY MANAGER TO BEGIN DISCUSSIONS WITH ULTRA MUSIC FESTIVAL TO DETERMINE THE FEASIBILITY OF HOSTING ULTRA MUSIC FESTIVAL 2020 AT LUMMUS PARK PROVIDED THAT AN ADEQUATE PUBLIC SAFETY, TRANSPORTATION, AND NOISE MITIGATION PLAN BE PROVIDED.

Commissioner Ricky Arriola

- R9 B DESIGNATION OF HIGH IMPACT PERIOD FOR MEMORIAL DAY WEEKEND 2019.

Office of the City Manager

Addendum added on 5/21/2019

PRESENTATIONS AND AWARDS (COMMENCES AT APPROXIMATELY 5:00 P.M.)

- PA 1 RECOGNITION TO BE PRESENTED TO NATHANIEL "NATE" FRAZIER ON HIS RETIREMENT AFTER HIS MANY YEARS OF SERVICE IN THE CITY OF MIAMI BEACH CENTRAL SERVICES DEPARTMENT.

Mayor Dan Gelber

- PA 2 PROCLAMATION TO BE PRESENTED TO THE CITY OF MIAMI BEACH PUBLIC WORKS DEPARTMENT RECOGNIZING NATIONAL PUBLIC WORKS WEEK.

- PA 3 PROCLAMATION TO BE PRESENTED TO ALICIA VERA FOR HER 100TH BIRTHDAY CELEBRATION AS A LONG TIME RESIDENT OF MIAMI BEACH.
Mayor Dan Gelber
Commissioner Michael Gongora
- PA 4 PROCLAMATION TO BE PRESENTED TO THE CITY OF MIAMI BEACH PUBLIC SAFETY COMMUNICATIONS DIVISION RECOGNIZING THEIR ACCOMPLISHMENTS AND RECOGNIZING NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK AS APRIL 14-20, 2019.
Mayor Dan Gelber
- PA 5 PRESENTATION ON THE STATE OF THE TRAVEL AND TOURISM INDUSTRY BY WILLIAM TALBERT, PRESIDENT AND CEO OF THE GREATER MIAMI CONVENTION & VISITORS BUREAU AND RECOGNITION OF NATIONAL TRAVEL AND TOURISM WEEK.
Mayor Dan Gelber
- PA 6 CERTIFICATE OF RECOGNITION TO BE PRESENTED TO CITY OF MIAMI BEACH LIFEGUARD DANIEL MARTIN FOR REPRESENTING THE CITY WHILE COMPETING IN THE INTERNATIONALLY TELEVISED REALITY SPORTS SHOW, EXATLON UNITED STATES.
Mayor Dan Gelber
- PA 7 CERTIFICATES OF RECOGNITION TO BE PRESENTED TO THE MIAMI BEACH WOMEN HONORED AT THE COMMONWEALTH INSTITUTE'S 14TH ANNUAL TOP WOMEN AWARDS LUNCHEON.
Commissioners John Elizabeth Aleman and Micky Steinberg
- PA 8 CERTIFICATES OF RECOGNITION TO BE PRESENTED TO MIAMI BEACH SENIOR HIGH SCHOOL STUDENTS, SURVIVORS, AND ALL WHO PARTICIPATED IN THE HOLOCAUST DOCUMENTARY "NAMES, NOT NUMBERS."
Commissioner Micky Steinberg
Co-sponsored by Mayor Dan Gelber
- PA 9 PROCLAMATION PRESENTED FOR "THE LAST RESORT" MOVIE FOR RECOUNTING THE FASCINATING STORY OF MIAMI BEACH IN THE 1970'S.
Commissioner Michael Gongora
Co-sponsored by Vice-Mayor Joy Malakoff
- PA 10 PROCLAMATION TO BE PRESENTED PROCLAIMING MAY 5TH TO MAY 11TH AS SMALL BUSINESS WEEK IN THE CITY OF MIAMI BEACH, AND RECOGNIZING LOCAL SMALL BUSINESS CHEESEBURGER BABY.
Mayor Dan Gelber
- PA 11 PROCLAMATION TO BE PRESENTED TO THE RESILIENCY COMMUNICATIONS COMMITTEE FOR THEIR ROLE IN IMPROVING THE CITY OF MIAMI BEACH'S FEMA COMMUNITY RATING AND FLOOD INSURANCE DISCOUNTS.
Commissioner Mark Samuelian
- PA 12 PROCLAMATION AND CERTIFICATES TO BE PRESENTED TO THE MIAMI BEACH SENIOR CHOIR FOR THEIR DEDICATION AND COMMITMENT TO PROMOTING HAPPINESS AND WELL-BEING OF THE ELDERLY THROUGH MUSIC.
Commissioner Michael Gongora

PA 13 PROCLAMATION TO BE PRESENTED TO LUCALI FOR SERVING THE COMMUNITY FOR 5 YEARS.

Commissioner Ricky Arriola

PA 14 CERTIFICATE OF RECOGNITION TO BE PRESENTED TO MIAMI BEACH SENIOR HIGH STUDENT JOSEPH LATONI FOR RECEIVING AN HONORABLE MENTION IN THE 2019 SILVER KNIGHT AWARDS.

Mayor Dan Gelber

New item added on 5/21/2019

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Raul J. Aguila, City Attorney
DATE: May 22, 2019

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING MIAMI-DADE COUNTY TO RESCIND THE LEASE ALLOWING OPERATION OF A FAST-FOOD CHAIN RESTAURANT, CHICK-FIL-A, AT THE MIAMI INTERNATIONAL AIRPORT, DUE TO CHICK-FIL-A'S ON-GOING FINANCIAL SUPPORT OF ANTI-LGBTQ CAUSES, AND FURTHER URGING MIAMI-DADE COUNTY TO DEVELOP A PROCEDURE TO SCREEN PROSPECTIVE BUSINESSES WISHING TO DO BUSINESS ON THE COUNTY'S PUBLICLY-FUNDED PROPERTY FOR HISTORY OF DISCRIMINATORY BEHAVIOR AND FOR COMPLIANCE WITH THE MIAMI DADE COUNTY HUMAN RIGHTS ORDINANCE.

RECOMMENDATION

Pursuant to the request of Commissioner Michael Gongora, the above-referenced Resolution is submitted for consideration by the Mayor and City Commission at the May 22, 2019 Commission meeting.

ANALYSIS

See below multiple articles from the most respectable sources:

https://www.huffpost.com/entry/chick-fil-a-anti-lgbtq-charities_n_5c93aa1fe4b01b140d36a586

<https://www.vox.com/the-goods/2019/3/21/18275850/chick-fil-a-anti-lgbtq-donations>

<https://thinkprogress.org/chick-fil-a-anti-lgbtq-donations-tax-filings-62ca15281f17/>

and they just reaffirmed it themselves last week: https://www.huffpost.com/entry/chick-fil-a-anti-lgbtq-higher-calling_n_5ce1ad1ae4b00e035b9258e2

Legislative Tracking

Office of the City Attorney

Sponsor

Commissioner Michael Gongora

ATTACHMENTS:**Description**

- ▣ Resolution
- ▣ Articles

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING MIAMI-DADE COUNTY TO RESCIND THE LEASE ALLOWING OPERATION OF A FAST-FOOD CHAIN RESTAURANT, CHICK-FIL-A, AT THE MIAMI INTERNATIONAL AIRPORT, DUE TO CHICK-FIL-A'S ON-GOING FINANCIAL SUPPORT OF ANTI-LGBTQ CAUSES, AND FURTHER URGING MIAMI-DADE COUNTY TO DEVELOP A PROCEDURE TO SCREEN PROSPECTIVE BUSINESSES WISHING TO DO BUSINESS ON THE COUNTY'S PUBLICLY-FUNDED PROPERTY FOR HISTORY OF DISCRIMINATORY BEHAVIOR AND FOR COMPLIANCE WITH THE MIAMI DADE COUNTY HUMAN RIGHTS ORDINANCE.

WHEREAS, the City of Miami Beach (the "City") has learned that Miami-Dade County (the "County") has entered into a lease to allow "Chick-fil-A," a fast-food restaurant chain, to operate a restaurant in the Miami International Airport; and

WHEREAS, in 2012, Chick-fil-A became nationally known for its exclusionary views on the LGBTQ community and gay marriage, when its tax filings revealed donations to organizations and groups that are known for being vehemently anti-LGBTQ, including Focus on the Family and the Family Research Council – the latter being dubbed as an anti-LGBTQ hate group by the Southern Poverty Law Center; and

WHEREAS, following national backlash, Chick-fil-A announced that it would stay out of the debate on LGBTQ rights and treat every person with honor, dignity and respect — regardless of their beliefs, race, creed, sexual orientation and gender; and

WHEREAS, however, most recent available tax filings for Chick-fil-A's tax-exempt foundation revealed that in 2017 alone, the company has donated over 1.8 million dollars to anti-LGBTQ organizations, such as the Paul Anderson Youth Home, the Salvation Army, and the Fellowship of Christian Athletes; and

WHEREAS, Chick-fil-A is also one of the largest national companies without a written non-discrimination policy for LGBTQ employees, and has earned a 0 on the Human Rights Commission's Corporate Equality Index for failing to protect their LGBTQ employees from discrimination in the workplace; and

WHEREAS, as such, Chick-fil-a's anti-LGBTQ stance has inspired a wide range of boycotts throughout the United States, ranging from schools, universities, businesses, and cities; and

WHEREAS, in March 2019, the City of San Antonio, banned Chick-fil-A from becoming a concessionaire at the city-operated international airport; and

WHEREAS, in March 2019, the Buffalo Niagara International Airport also reneged on plans to open a franchise due to protests against Chick-fil-A from the Western New York community and politicians; and

WHEREAS, the City of Miami Beach has a long history of protecting and promoting the rights of LGBTQ individuals and has long refused to contract with businesses that support discrimination against the LGBTQ community; and

WHEREAS, Miami-Dade County has a strong interest in disassociating itself from the discriminatory practices of businesses that have donated to anti-LGBTQ causes, as doing business with such companies is inconsistent with both, the County's Human Rights Ordinance and principles of equality that it strives to promote; and

WHEREAS, the views of Chick-fil-A do not represent the City or the County, and businesses that have demonstrated history of anti-LGBTQ behavior have no place operating in taxpayer-funded public facilities; and

WHEREAS, thus, the City of Miami Beach urges Miami-Dade County to rescind the lease for the Chick-fil-A restaurant, as a publicly funded facility like the Miami International Airport is not the appropriate venue for a business like Chick-fil-A; and

WHEREAS, moreover, the City of Miami Beach further urges Miami-Dade County to develop a procedure to screen prospective businesses wishing to do business in the County's publicly funded facilities for history of discriminatory behavior, including behavior that perpetuates unequal treatment of the LGBTQ community, and for compliance with the provisions of Miami-Dade County Human Rights Ordinance; and

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 urge Miami-Dade County to rescind the lease allowing operation of a fast-food chain restaurant, Chick-fil-A, at the Miami International Airport, due to Chick-fil-A's on-going financial support of anti-LGBTQ causes, and further urging Miami-Dade County to develop a procedure to screen prospective businesses wishing to do business on the County's publicly-funded property for history of discriminatory behavior, and for compliance with the Miami-Dade County Human Rights Ordinance.

PASSED AND ADOPTED this 5th day of June, 2019.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Michael Gongora)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

5/16/19
Date



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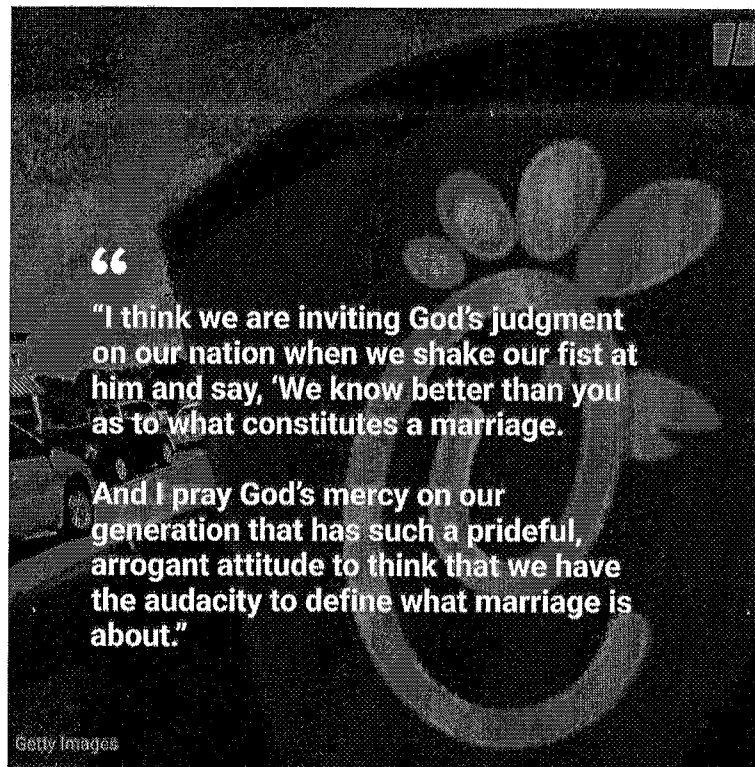
QUEER VOICES 03/21/2019 03:05 pm ET

Chick-fil-A Donated Millions To Anti-LGBTQ Charities In 2017, Records Show

The company claimed its anti-LGBTQ days are a thing of the past. Critics don't clucking believe it.



By Ryan Grenoble



Which came first: the chicken, or the anti-LGBTQ organizations the chicken donates millions to every year?



Chick-fil-A Donated Millions To Anti-LGBTQ Ch...

5.2k



Fast food chain Chick-fil-A continued to contribute millions of dollars to organizations with anti-LGBTQ agendas after it promised not to, newly released tax filings obtained by ThinkProgress show.

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remain unheard.

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The privately owned chain, long associated with anti-LGBTQ causes, publicly pledged not to “have a political or social agenda” after its billionaire CEO, Dan Cathy, stoked outrage and a boycott in 2012 publicly decrying gay marriage.

In 2017 (the most recent tax filing available), Chick-fil-A donated \$9.9 million to charity, of which roughly \$1.8 million went to three groups known to discriminate against LGBTQ people.

Of the three, Chick-fil-A gave the most, \$1.65 million, to an organization called the Fellowship of Christian Athletes. Per Chick-fil-A's website, the cash funded “sports camps and school programs for inner-city youth.”

A laudable goal, for sure. Save for the fact the group requires camp leaders to sign a “statement of faith” prior to being admitted. The nine-point contract includes a “sexual purity statement” that prohibits “heterosexual sex outside of marriage” and “any homosexual act.” A second bullet on the contract states that “marriage is exclusively the union of one man and one woman.”

Chick-fil-A notes that camp participants — unlike camp leaders — aren't required to sign the pledge. But that's hardly an argument for giving \$1.65 million to the group, which harbors and preaches anti-gay sentiment.



Chick-fil-A Donated Millions To Anti-LGBTQ Ch...

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PAUL J. RICHARDS VIA GETTY IMAGES

A Chick-fil-A restaurant is seen in Chantilly, Virginia on January 2, 2015.

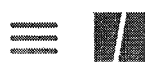
The company also donated \$150,000 to the Salvation Army, a charity that has drawn increased scrutiny for its long history of anti-LGBTQ rhetoric.

In 2012, a Salvation Army media relations director in Australia told a group of queer journalists that gay people deserve death. (The charity hastily backpedaled from the statement.) And in 2017, the same year as Chick-fil-A's donation, the New York City Commission on Human Rights charged the Salvation Army with discriminating against transgender patients at four of its substance abuse centers.

A third charity with anti-LGBTQ policies that received funds from Chick-fil-A has since been cut off, the company told HuffPost. Tax filings show a \$6,000 donation in 2017 to the Paul Anderson Youth Home, a Georgia-based "Christian residential home for troubled youth" that teaches boys that same-sex marriage is a "rage against Jesus Christ and His values," according to ThinkProgress.

In an emailed statement, Chick-fil-A said its foundation ceased donating to the youth home after determining it "does not meet Chick-fil-A's commitment to creating a welcoming environment to all."

Chick-fil-A pushed back on reports its donations continue to advance anti-LGBTQ policies in a separate statement to HuffPost, claiming the "sole focus" of the company's charity is "to support causes focused on youth and education."



Chick-fil-A Donated Millions To Anti-LGBTQ Ch...

5.2k



to support a political or non-inclusive agenda is inaccurate and misleading. To view Chick-fil-A's full stewardship report, please [click here](#)."

RELATED...

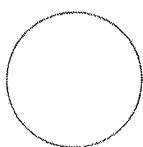
[Put Down That Chick-Fil-A!](#)

[Don't Have a Cow Over Chick-fil-A](#)

[A Poem for Chick-fil-A](#)



BEFORE YOU GO



02:30

Homeless population growing in Watsonville following Ross Camp closure



Ryan Grenoble

National Reporter, HuffPost

[Suggest a correction](#)

MORE:

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Chick-fil-A Donated Millions To Anti-LGBTQ Ch...

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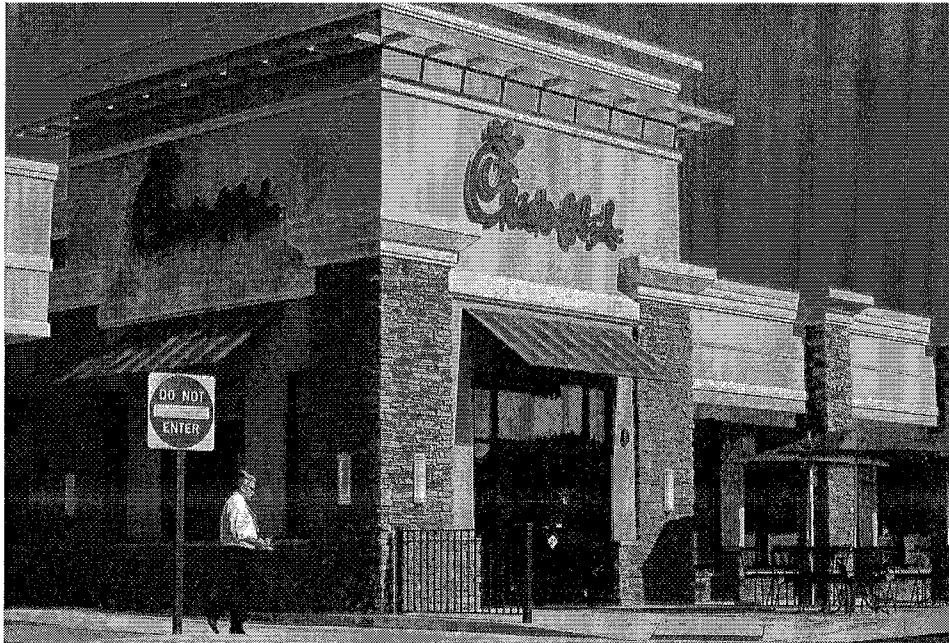


Vox

Chick-fil-A's charitable foundation kept donating to anti-LGBTQ groups

In 2012, the company claimed it would “leave the policy debate over same-sex marriage to the government.”

By Gaby Del Valle | @gabydvj | gaby.delvalle@voxmedia.com | Updated Mar 22, 2019, 1:01pm EDT



The Chick-fil-A Foundation donated more than \$1.8 million to three groups with a history of anti-LGBTQ discrimination in 2017. | Alex Wong/Getty Images

The
Goods
BY **Vox**

Chick-fil-A, the Georgia-based fast-food chain known for its juicy chicken sandwiches — and for its executives' **conservative strain of Christianity** — has continued donating to anti-LGBTQ charities through its foundation despite claiming it had no political affiliation, **ThinkProgress** reports.

The Chick-fil-A Foundation donated more than \$1.8 million to three groups with a history of anti-LGBTQ discrimination in 2017, according to recently released tax filings analyzed by

ThinkProgress. That year, Chick-fil-A's charitable arm gave \$1,653,416 to the Fellowship of Christian Athletes, a religious organization that requires its employees to refrain from "homosexual acts"; \$150,000 to the Salvation Army, which **has been accused of anti-LGBTQ discrimination and advocacy for years** and whose media relations director **once claimed** gay people "deserve death"; and \$6,000 to the Paul Anderson Youth Home, a Christian residential home that teaches young boys that same-sex marriage is a "rage against Jesus Christ and His values."

These donations were made five years after Chick-fil-A CEO Dan Cathy said the US was "inviting God's judgment on our nation when we shake our fist at him and we say we know better than you as to what constitutes a marriage." Cathy's comments prompted a nationwide boycott — as well as a counter-boycott, called "**Chick-fil-A Appreciation Day**," created by then-Fox News host Mike Huckabee — and an eventual apology from the company, which claimed it would "leave the policy debate over same-sex marriage to the government and the political arena."

People weren't just upset about Cathy's comments; they were angry that the WinShape Foundation, a charitable organization founded in 1984 by Truett Cathy, Cathy's father and the founder of Chick-fil-A, donated money to a number of anti-gay charities like the Marriage & Family Foundation, the Georgia Family Council, and Exodus International, a group that promotes **conversion therapy**.

In response to the inevitable PR crisis caused by Cathy's comments, the fast-food chain even promised to stop donating to anti-gay organizations, the Chicago-based advocacy group Civil Rights Agenda **claimed**.

But as ThinkProgress's report shows, the company kept donating to anti-LGBTQ causes and charities. This news may not be surprising to those who are familiar with Chick-fil-A's contentious history with the LGBTQ community.

In 2012, after the Civil Rights Agenda claimed Chick-fil-A had said it would no longer give money to anti-gay causes, the company declined to confirm whether that was true. "We have no agenda, policy, or position against anyone," a spokesperson told **BuzzFeed** at the time. "We have a 65-year history of providing hospitality for all people and, as a dedicated family business, serving and valuing everyone regardless of their beliefs or opinions." Not present in that statement was any clarification on whether Chick-fil-A would keep donating to anti-gay causes.

Still, the about-face seems to have worked. Chick-fil-A is on track to become **the third-largest fast-food brand** in the United States. In 2018, the International Development Council asked Cathy to give a keynote speech at a conference focused on “equality,” according to the ThinkProgress report. At the time, the council’s president, Jeff Finkle, told ThinkProgress that Chick-fil-A was no longer donating to anti-gay causes. “They said, after this year, there’s only gonna be one group left that some people in the LGBTQ community will object to — that’s the Salvation Army,” Finkle reportedly said, referring to the company’s 2016 donations. “They told us from now forward they are ceasing all other contributions that have been deemed offensive.”

In a statement to ThinkProgress, Chick-fil-A claimed the 2017 donations were used to fund sports camps and children’s programs, not to further an anti-gay agenda. “[S]ince the Chick-fil-A Foundation was created in 2012, our giving has always focused on youth and education,” the company said. “We have never donated with the purpose of supporting a social or political agenda. There are 140,000 people — black, white; gay, straight; Christian, non-Christian — who represent Chick-fil-A. We are the sum of many experiences, but what we all have in common is a commitment to providing great food, genuine hospitality, and a welcoming environment to all of our guests.”

This latest news has reignited opposition to Chick-fil-A. On Thursday, the San Antonio City Council voted to remove a planned Chick-fil-A location from an airport concession agreement, **ThinkProgress** reported. The location would have operated for seven years at the San Antonio International Airport as part of the airport’s contract with the travel retail company Paradies Lagardère. Roberto Treviño, the city council member who advocated for Chick-fil-A’s removal from the plan, cited the company’s anti-LGBTQ donations as the reason for his disapproval.

A Chick-fil-A spokesperson told Vox that the “sole focus of our donations was to support causes focused on youth and education. We are proud of the positive impact we are making in communities across America and have been transparent about our giving on our website. To suggest our giving was done to support a political or non-inclusive agenda is inaccurate and misleading.”

But the problem Chick-fil-A’s critics have isn’t what those organizations do with that money — it’s the values those groups promote, as well as the fact that Chick-fil-A continued to donate to anti-gay groups despite claiming it would remain apolitical.

Chick-fil-A donated to anti-LGBTQ group that bars employees from 'homosexual acts'

The group gave \$1.8 million to discriminatory groups in 2017, despite reportedly claiming it was winding down that practice last year.

JOSH ISRAEL

MAR 20, 2019, 8:00 AM



THE CHICK-FIL-A LOGO IS ON DISPLAY DURING THE PEACH BOWL, IN DECEMBER 2018. CREDIT: BY MICHAEL WADE/ICON SPORTSWIRE VIA GETTY IMAGES

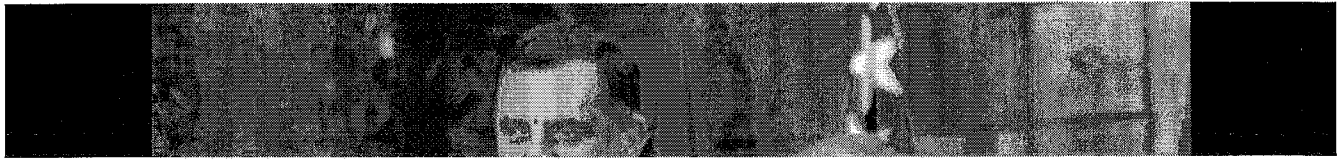
Chick-fil-A has taken great pains to downplay its anti-LGBTQ rhetoric and giving, seven years into a national boycott by LGBTQ and allied diners. But contrary to the company's latest claims that it has no political or social agenda, newly released tax filings show that, in 2017, the Chick-fil-A Foundation gave more than \$1.8 million to a trio of groups with a record of anti-LGBTQ discrimination.

The donations — \$1,653,416 to the Fellowship of Christian Athletes, \$6,000 to the Paul Anderson Youth Home, and \$150,000 to the Salvation Army — actually represent a slight increase from the previous year. The foundation's funding comes almost entirely from the corporate treasury and shares leadership with the company.

The Fellowship of Christian Athletes is a religious organization that seeks to spread an anti-LGBTQ message to college athletes and requires a strict "sexual purity" policy for its employees that bars any "homosexual acts." Paul Anderson Youth Home, a "Christian residential home for trouble youth," teaches boys that homosexuality is wrong and that same-sex marriage is "rage against Jesus Christ and His values."

The Salvation Army has a long record of opposing legal protections for LGBTQ Americans and at the time of the donations had a written policy of merely complying with local "relevant employment laws." The organization's website has since changed to indicate a national policy of non-discrimination based on sexual orientation and gender identity.

TOP ARTICLES 1/5



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Rubio's 'personal view' defense of Chick-fil-A is bogus. Here are the receipts.

Chick-fil-A is one of a dwindling number of companies that still refuses to include explicit protection against discrimination on the basis of sexual orientation and gender identity in its employment non-discrimination policy and received a zero from the Human Rights Campaign in its annual buyers guide. Back in 2012, Chick-fil-A's CEO Dan Cathy opined that America is "inviting God's judgment on our nation when we shake our fist at him and say we know better than you as to what constitutes a marriage."

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When pressed about the company's anti-gay positions, he responded "Well, guilty as charged." A national boycott ensued, as well as a counter-protest "appreciation day" led by then-Fox News host and former Arkansas Gov. Mike Huckabee (R).

In the wake of the bad publicity, the company posted a Facebook statement that it would focus on making chicken and "leave the policy debate over same-sex marriage to the government and political arena." Cathy wooed a prominent LGBTQ activist in 2013 and spun him into believing the company was scaling back its anti-equality giving.

It did not do so. Last summer, ThinkProgress reported that Cathy had been selected to give a keynote speech at an "equality" conference being held by the International Economic Development Council. The council's president, Jeff Finkle, told ThinkProgress in a phone interview at the time that Chick-fil-A had made similar claims of reform.

"I think if you look at where their donations were in 2010, 2011, and 2012 — and where they are in 2018 and in the future — I think you'll see a company that is changing," Finkle said.

Asked about the anti-LGBTQ donations in 2016, he added, "They said, after this year, there's only gonna be one group left that some people in the LGBTQ community will object to — that's the Salvation Army. They told us from now forward they are ceasing all the other contributions that have been deemed offensive." (Cathy's name was removed from the event website prior to the September conference.)

The 2017 numbers show — at least for that year — that did not change.

Reached for comment on Tuesday, Chick-fil-A, Inc. said the company had made a decision in 2017 to no longer donate to the Paul Anderson Youth Home moving forward. "In 2017, a decision was made by the Chick-fil-A Foundation to no longer donate to the

group after a blog post from 2010 surfaced that does not meet Chick-fil-A's commitment to creating a welcoming environment to all," the company told ThinkProgress.

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However the company has not ended its contributions to the Fellowship of Christian Athletes or Salvation Army. It explained that its donations to those groups had been used to support summer sports camps and various children's programs, respectively.

"[S]ince the Chick-fil-A Foundation was created in 2012, our giving has always focused on youth and education," the company said. "We have never donated with the purpose of supporting a social or political agenda. There are 140,000 people — black, white; gay, straight; Christian, non-Christian — who represent Chick-fil-A. We are the sum of many experiences, but what we all have in common is a commitment to providing great food, genuine hospitality, and a welcoming environment to all of our guests."

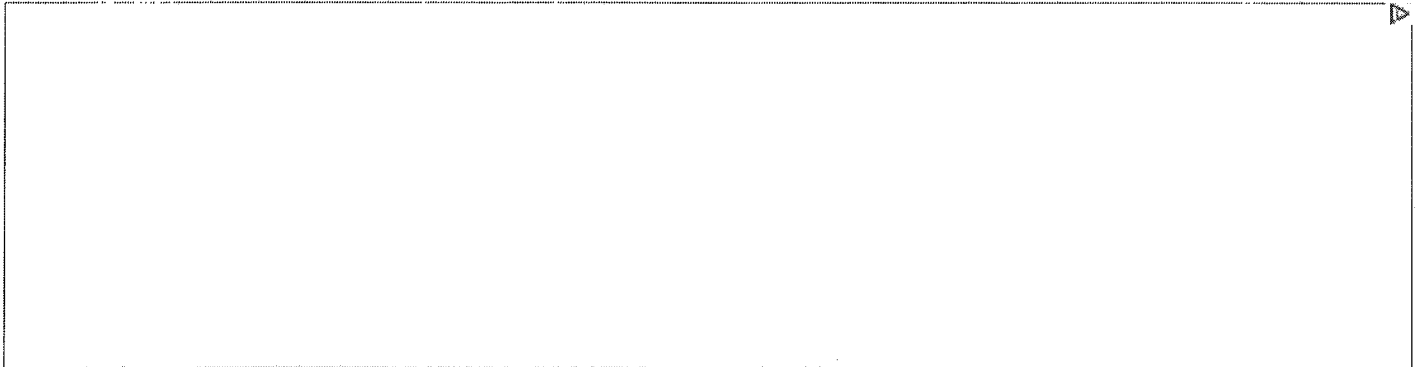
Chick-fil-A's practices made headlines again in recent weeks, after Rider University in New Jersey declined to consider putting a location on campus, in light of the company's record. The company similarly told the Atlanta Journal-Constitution in December, "We have no policy of discrimination against any group, and we do not have a political or social agenda."

The then-dean of Rider's College of Business Administration, a self-described "committed follower of Jesus Christ," announced earlier this month that she had resigned over the decision and felt like she had "been punched in the stomach" when the school would not apologize for criticizing Chick-fil-A's "corporate values," which she said were "exactly" like her own.



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U.S. NEWS 05/19/2019 05:23 pm ET

Chick-fil-A Executive Calls Supporting Anti-LGBTQ Organizations A 'Higher Calling'

The fast-food company has continued to donate hundreds of thousands of dollars to anti-LGBTQ groups despite backlash.



By Sanjana Karanth

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Chick-fil-A Executive Calls Supporting Anti-LGBTQ Organizatio...

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Rodney Bullard, leader of the Chick-fil-A Foundation, defended the group's donations in an interview published Wednesday in Business Insider, saying they were "relevant and impactful to the community."

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"The calling for us is to ensure that we are relevant and impactful in the community, and that we're helping children and that we're helping them to be everything that they can be," said Bullard, the company's vice president of corporate social responsibility and the executive director of the company's charitable foundation. "For us, that's a much higher calling than any political or cultural war that's being waged. This is really about an authentic problem that is on the ground, that is present and ever present in the lives of many children who can't help themselves."

Bullard told Business Insider that Chick-fil-A is focused on serving low-income and underprivileged children, ignoring the fact that LGBTQ youth are often disproportionately harmed by issues like homelessness, mental illness and poor education.

The company, which is headquartered in Georgia, has long drawn criticism over its donations to anti-LGBTQ organizations. Tax documents obtained in March by ThinkProgress found that the company donated about \$1.8 million in 2017 to groups known to discriminate against the queer community, including the Fellowship of Christian Athletes, The Salvation Army and the Paul Anderson Youth Home. Chick-fil-A said it has since stopped donating to the latter organization after learning of its strict policy against same-sex marriage.

Chick-fil-A has also gained heat for not including employee protections for discrimination stemming from sexual orientation and gender identity, according to ThinkProgress. The company also consistently scores a zero in the Human Rights Campaign's annual buyers guide.

The company prompted outrage in the LGBTQ community after billionaire CEO Dan Cathy publicly denounced same-sex marriage in 2012. Chick-fil-A since pledged not to have a political agenda, though its tax filings show differently.

In the months since the filings' release, two airports have banned Chick-fil-A from opening on their premises. San Jose, California, said it would allow a location at its airport if the company encourages hiring LGBTQ employees and if LGBTQ flags are hoisted at the airport to counter queer discrimination.

Some people on Twitter reacted to the Chick-fil-A Foundation's dismissal of criticism over its donations to anti-LGBTQ organizations:



christine teigen
@chrissyteigen



Chick-fil-A Executive Calls Supporting Anti-LGBTQ Organizatio...

2.5k



MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Raul J. Aguila, City Attorney
DATE: May 22, 2019

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF MIAMI BEACH, FLORIDA, URGING THE UNITED STATES SENATE TO APPROVE SENATE BILL S. 788, ALSO KNOWN AS "THE EQUALITY ACT," WHICH WILL SERVE TO EXTEND FEDERAL ANTI-DISCRIMINATION PROTECTIONS TO LESBIAN, GAY, BISEXUAL, AND TRANSGENDER ("LGBT") AMERICANS, BY PROVIDING THEM WITH EQUAL PROTECTION UNDER THE LAW.

RECOMMENDATION

Pursuant to the request of Commissioner Michael Gongora, the attached Resolution is submitted for consideration by the Mayor and City Commission at the May 22, 2019 City Commission meeting.

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Office of the City Attorney

Sponsor

Commissioner Michael Gongora

ATTACHMENTS:

Description

- ▣ Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION
OF MIAMI BEACH, FLORIDA, URGING THE UNITED
STATES SENATE TO APPROVE SENATE BILL S. 788,
ALSO KNOWN AS "THE EQUALITY ACT," WHICH WILL
SERVE TO EXTEND FEDERAL ANTI-DISCRIMINATION
PROTECTIONS TO LESBIAN, GAY, BISEXUAL, AND
TRANSGENDER ("LGBT") AMERICANS, BY PROVIDING
THEM WITH EQUAL PROTECTION UNDER THE LAW.**

WHEREAS, the City of Miami Beach's Human Rights Ordinance declares that "there is no greater danger to the health, morals, safety and welfare of the city and its inhabitants than the existence of prejudice against one another and antagonistic to each other because of differences of race, color, national origin, religion, sex, intersexuality, gender identity, sexual orientation, marital and familial status, age, or disability"; and

WHEREAS, as stated in the Human Rights Ordinance, "prejudice, intolerance, bigotry and discrimination and disorder occasioned thereby threaten the rights and proper privileges of its inhabitants and menace the very institutions, foundations and bedrock of a free, democratic society"; and

WHEREAS, in view of the foregoing principles, the City's Human Rights Ordinance prohibits discrimination in employment, public accommodations, housing, and public services, on the basis of race, color, national origin, religion, sex, intersexuality, gender identity, sexual orientation, marital and familial status, age, disability, ancestry, height, weight, domestic partner status, labor organization membership, familial situation, and political affiliation; and

WHEREAS, however, lesbian, gay, bisexual, and transgender ("LGBT") Americans continue to lack basic legal protections in states across the country; and

WHEREAS, our nation's civil rights laws protect people on the basis of race, color, national origin, and in most cases, sex, disability, and religion but do not provide consistent non-discrimination protections based on sexual orientation or gender identity; and

WHEREAS, on May 17, 2019, the United States House of Representatives, passed a bill H.R. 5, entitled the "Equality Act," which would extend federal anti-discrimination protections to LGBTQ Americans; and

WHEREAS, specifically, the Equality Act would prohibit discrimination based on sexual orientation and gender identity in housing, employment, credit, and federally funded programs, among other areas; and

WHEREAS, the United States Senate version of H.R. 5, Senate Bill S. 788, also entitled the "Equality Act" and identical in substance, was introduced to the Senate on

March 13, 2019 but no action has been taken beyond referring the bill to the Senate Judiciary Committee; and

WHEREAS, the City of Miami Beach urges the United States Senate to vote on and approve the Equality Act, as passage of the act will provide a uniform standard of protection nationwide that will ensure that LGBT Americans are no longer treated as second-class citizens.

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 urge the United States Senate to approve Senate Bill S. 788, also known as the "Equality Act," which will serve to extend federal anti-discrimination protections to lesbian, gay, and transgender ("LGBT") Americans, by providing them with equal protection under the law.

PASSED AND ADOPTED this 22nd day of May, 2019.


ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Michael Gongora)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney
FA

5/20/19

Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Ricky Arriola
DATE: May 22, 2019

SUBJECT: DISCUSSION TO AUTHORIZE THE CITY MANAGER TO BEGIN DISCUSSIONS WITH ULTRA MUSIC FESTIVAL TO DETERMINE THE FEASIBILITY OF HOSTING ULTRA MUSIC FESTIVAL 2020 AT LUMMUS PARK PROVIDED THAT AN ADEQUATE PUBLIC SAFETY, TRANSPORTATION, AND NOISE MITIGATION PLAN BE PROVIDED.

ANALYSIS

On May 6, 2019 Miami Beach United (MBU) transmitted a resolution to the City of Miami Beach regarding the family of ordinances that were proposed at the May 8, 2019 City Commission meeting "in response to the unfortunate events of March 2019 and other similar high- impact weekends over the past few years." In that resolution, MBU indicated their recommendation and support for counter-programming during high impact weekends.

MBU asked the Commission to consider "the difference between Memorial Day weekend before the addition of the Air and Sea show, when visitors used to come down to a giant blank canvas that turned into a giant stretch of chaos, vs now, when visitors come and can choose to participate in a significant event based in and around the MXE. The city is not shut down, all are still welcome, and we still have an enormous influx of guests in town for the long weekend."

On the same day as the May 8, 2019 City Commission, the Miami Herald reported that Ultra Music Festival canceled its contract with the City of Miami after a twenty-year relationship. Given these circumstances, I ask for the Commission to authorize the City Manager to begin discussions with Ultra Music Festival to determine the feasibility of hosting Ultra Music Festival 2020 at Lummus Park provided that an adequate public safety, transportation, and noise mitigation plan be provided.

The month of March is one of the nicest months of the year. In my view, closing down the public beach, as it has been proposed, for the entire month of March would not only be unfeasible, but also disastrous to our small businesses and hotels. Inviting an established, well-organized event like Ultra for Spring Break 2020 will put heads in beds and serve as the counter-programming mechanism against the unorganized chaos that was Spring Break 2019 on Miami Beach.

Legislative Tracking

Commissioner Ricky Arriola

ATTACHMENTS:

Description

- ▢ MBU Resolution
- ▢ Ultra Letter

Miami Beach United Letter to Commission
High Impact Weekend Family of Ordinances (R5-G, H, I, J, K)
May 8, 2019

In addition to the resolutions attached to this email, Miami Beach United would like to share thoughts on the family of ordinances proposed in response to the unfortunate events of March 2019 and other similar high-impact weekends over the past few years.

We don't suppose to know what the silver bullet might be to resolving the issue of behavior which ranges from threatening and a nuisance, to downright violence, and which affects not just residents and business owners in and around the MXE district, but also affects visitors and our global brand. We appreciate that you are trying to find the right combination of tools to ensure that we don't have such problematic weeks going forward.

As the only 501(c)4 organization representing residents across the city, we feel it our role to share and amplify the two consistent requests we are hearing repeatedly from residents to be included in the mix of actions as you move forward.

The first is to ensure consistent enforcement of rules and laws already on the books, every day, equally across the city, at all times. This will go a very long way in sending a message, setting expectations, and making it crystal clear what sort of behavior is tolerated, at any time, in the city of Miami Beach.

The second is the preparatory anticipation of, and counter-programming for, high impact weekends where there are not already significant organized public access activities. Consider, for instance, the difference between Memorial Day weekend before the addition of the Air and Sea show, when visitors used to come down to a giant blank canvas that turned into a giant stretch of chaos, vs now, when visitors come and can choose to participate in a significant event based in and around the MXE. The city is not shut down, all are still welcome, and we still have an enormous influx of guests in town for the long weekend. However, even if visitors choose to not participate directly, this programming still flavors and sets the tone for the weekend, and unruly behavior has been significantly minimized versus years prior.

We are confident that with a judicious eye to applying existing regulations and with bold thinking about future events, this repeat crisis can be mitigated going forward, and its memory confined to the dustbin of history.



Ultronauts.

Throughout the years of Ultra's existence, our top priority has always been to offer you the best possible festival experience. Since our inaugural festival in 1999, we have hosted Ultra Music Festival at a variety of different venues throughout the Greater Miami area, with our most recent event taking place on Virginia Key.

After listening to feedback from many of you (including over 20,000 fans who took our post-event survey), it is clear that the festival experience on Virginia Key was simply not good enough. This is Ultra Music Festival, after all, and our attendees expect us to deliver on our commitment to excellence. Being committed to excellence not only means constantly striving to become better, it also means being willing to change things when they are not working.

Accordingly, we have voluntarily terminated our City of Miami license and thank them for being a part of our story for the last two decades.

We are now finalizing a new South Florida location that will serve as an incredible and permanent home for Ultra Music Festival. We have been approached by many interested parties over the years with offers to host the festival at some very unique and impressive locales. One of these, however, has shined far above the others, and we look forward to making our home there for many years to come.

We are in the process of putting the finishing touches on the final details that will ensure that this new location allows us to deliver the incredible experience that our loyal fans expect and deserve. Our priority is providing our attendees a unique, accessible, breathtaking venue.

A formal announcement including full event details and ticket information will be made soon.

Sincerely,

A stylized, handwritten-style signature that reads 'Ultra Music Festival'.



COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: May 22, 2019

SUBJECT: DESIGNATION OF HIGH IMPACT PERIOD FOR MEMORIAL DAY WEEKEND 2019.

RECOMMENDATION

This period reflects historically high attendance on Miami Beach beachfront property, due to the schedule of Memorial Day Weekend programming, including the Air and Sea Show.

Measures imposed during a High Impact Period on beach property will include:

- The prohibition of coolers;
- The prohibition of any inflatable devices;
- The prohibition of tents, tables, and similar structures;
- The limitation of live or amplified music;
- The limitation of traffic routes to prohibit vehicular access to non-residents, and permit access only for residents and those patrons and employees of businesses located in the specific area where traffic routes have been limited;
- The establishment of occupancy limits for different segments of beach property, and prohibiting access to those areas that have reached those occupancy limits, in order to protect the health, safety, and welfare of the general public;
- The prohibition on issuance BTRs for promoters;
- The prohibition of any direct or indirect consumption of alcohol on the beach property; and
- The implementation of a license plate reader police detail, which may be utilized on eastbound traffic lanes of the MacArthur Causeway, Julia Tuttle Causeway, and on any other access points to the City.

ANALYSIS

Based on estimates derived from prior years, we anticipate that this time period will meet the following requirements to enact the provision set forth in Chapter 82 of the City Code. Per Section 2016-4019, only one of the below requirements is sufficient to trigger these protective measures:

- An event, activity or period of time is expected to generate attendance by more than 5,000 people for an area of beach property that extends less than 15 blocks from north to south. Ocean

Rescue's patron attendance estimates for the beachfront from South Pointe to 15 Street is at 20,000 patrons/day. It is anticipated the count will be higher from years past as the Air and Sea Show will host the Blue Angels which has a large following of spectators.

- City parking lots and garages in an area within a 15 block radius of beachfront property are at full capacity. Parking Department's use reports of garages nearby the public beach area (7th st Street garage, 12th Street garage, 13th Street garage, 16th Street/ Anchor garage) for the same period show these garages near capacity with intermittent closures between 11 am to 9 pm.

- There is a designated major event period (as set forth and identified within the special event regulations and guidelines). The special event regulations and guidelines define Air and Sea Show and Memorial Day Weekend, this year May 24-28, as a major event period.

- A maintenance of traffic plan is required (including street closures) based upon the high impact. As in years past the Police Department will close Ocean Drive from 5 to 14 Streets for Memorial Day Weekend and will institute a traffic loop along Washington and Collins Avenue.

- Hotel occupancy levels are anticipated to be greater than 85% in the City. In 2018 Hotel occupancy levels were at 71.3% up 2.1% over 2017.

CONCLUSION

Designation of the 2019 Memorial Day Weekend High Impact Period from Friday, May 24th at 7 AM to Tuesday, May 29th at 7 AM; exceeding the 72 hour maximum as set forth in the recently amended 82-433.

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Office of the City Manager