

MIAMI BEACH

Commission Meeting / Special Commission Meeting

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Webinar ID: 87969403035#

May 28, 2020 - 9:00 AM

Mayor Dan Gelber
Commissioner Ricky Arriola
Commissioner Michael Gongora
Commissioner Steven Meiner
Commissioner David Richardson
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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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach, entitled "Lobbyists," requires the registration of all lobbyists with the Office of the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the Office of the City Clerk. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

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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
3. REQUEST FOR ADDITIONS, WITHDRAWALS, AND DEFERRALS

CONSENT AGENDA

C4 - Committee Assignments

- C4 A REFERRAL TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO REVIEW THE POSSIBILITY OF APPROPRIATING AND AUTHORIZING UP TO \$700,000 FROM THE CITY GENERAL RESERVE FUNDS TO SUPPORT RENT, MORTGAGE, AND UTILITIES ASSISTANCE PROGRAM(S) FOR QUALIFIED CITY RESIDENTS DUE THE ECONOMIC CRISIS.

Commissioner David Richardson

Co-sponsored by Commissioner Gongora

- C4 B REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE - DISCUSSION REGARDING A MIAMI BEACH VEHICLE DECAL DURING HIGH IMPACT PERIODS, HURRICANES, AND OTHER EMERGENCIES.

Commissioner Michael Gongora

- C4 C RE-REFERRAL TO THE PLANNING BOARD TO DISCUSS CONDITIONAL USES IN THE RM-2 DISTRICT.

Commissioner Ricky Arriola

- C4 D REFERRAL TO THE COMMITTEE FOR QUALITY EDUCATION IN MIAMI BEACH TO REVIEW THE CITY'S CURRENT EDUCATION FUNDING, AND PRIORITIZE THE SPENDING IN THE EVENT THAT THE CITY COMMISSION NEEDS TO MAKE BUDGET ADJUSTMENTS IN THE NEXT FISCAL YEAR GIVEN THE ECONOMIC CRISIS RELATED TO THE PANDEMIC.

Commissioner David Richardson

C7 - Resolutions

- C7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING IN SUBSTANTIAL FORM AND AUTHORIZING THE CITY MANAGER TO EXECUTE, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF MIAMI BEACH, FLORIDA, AND THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT, INC. (LRBID), IN ORDER TO CONTINUE PROVIDING CITY FUNDING IN THE AMOUNT OF \$160,000 PER YEAR (OR \$13,333.33 PER MONTH) FOR ENVIRONMENTAL MAINTENANCE, HOSPITALITY, AND SAFETY SERVICES FOR THE AREA LOCATED WITHIN THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT; SAID AGREEMENT FOR A TERM OF APPROXIMATELY FIVE (5) MONTHS, COMMENCING RETROACTIVELY ON MAY 1, 2020, AND ENDING ON SEPTEMBER 30, 2020, WHICH TERM MAY BE EXTENDED FOR UP TO TWO (2) ONE-YEAR RENEWAL TERMS, AT THE SOLE DISCRETION OF THE CITY COMMISSION, AND SUBJECT TO ANY REQUIRED BUDGETARY APPROPRIATIONS.

Property Management

Deferred from May 13, 2020 - R7 G

REGULAR AGENDA

R7 - Resolutions

- R7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXTEND THE DECLARATION OF A STATE OF EMERGENCY, DATED MARCH 12, 2020, IN THE CITY OF MIAMI BEACH TO ADDRESS THE COVID-19 PANDEMIC, AS EXTENDED THROUGH MAY 29, 2020, SUCH EXTENSION FOR AN ADDITIONAL PERIOD OF SEVEN (7) DAYS, COMMENCING ON MAY 30, 2020 AND ENDING ON JUNE 5, 2020, PROVIDED THAT THE SCOPE OF ANY EMERGENCY MEASURES ORDERED BY THE CITY MANAGER SHALL, CONSISTENT WITH ALL PRIOR EMERGENCY MEASURES IMPOSED BY THE CITY MANAGER TO DATE, BE LIMITED TO RESPOND TO IMMEDIATE THREATS POSED BY THE COVID-19 PANDEMIC; FURTHER, PROVIDING THAT NO EMERGENCY ACTION TAKEN BY THE CITY MANAGER SHALL BE BINDING ON THE CITY COMMISSION BEYOND THE PERIOD OF THE COVID-19 STATE OF EMERGENCY, OR OTHERWISE LIMIT THE ABILITY OF THE CITY COMMISSION TO UNDO ANY ACTION OF THE CITY MANAGER, WHETHER CONTRACTUALLY OR LEGISLATIVELY; AND FURTHER PROVIDING THAT THE SUBJECT DECLARATION OF EMERGENCY SHALL BE TERMINABLE BY THE CITY COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF THIS RESOLUTION.

Office of the City Attorney

R9 - New Business and Commission Requests

- R9 A DISCUSSION ON THE PROPOSED NORTH BEACH CRA.
Economic Development
- R9 B DISCUSS A PILOT PROGRAM WITH CURBFLOW, INC. FOR REALTIME CURB ACCESS MANAGEMENT OF COMMERCIAL AND ON-DEMAND OPERATORS AT NO COST TO THE CITY OF MIAMI BEACH.
Mayor Dan Gelber
- R9 C DISCUSS REOPENING OF DOG PARKS.
Commissioner Ricky Arriola
- R9 D DISCUSS REOPENING OF OUTDOOR GYM EQUIPMENT.
Commissioner Ricky Arriola
- R9 E DISCUSS EXPANDING ALLOWABLE HOURS FOR BIKES ON THE BEACHWALK.
Commissioner Ricky Arriola
- R9 F DISCUSSION REGARDING TRANSPORTING THE MIAMI-DADE COUNTY PUBLIC SCHOOLS GRAB AND GO MEALS TO LOCATIONS IN THE MIAMI BEACH FEINBERG FISHER K-8 AND BISCAYNE BEACH ELEMENTARY NEIGHBORHOODS.
Commissioner Michael Gongora
- R9 G DISCUSSION REGARDING BEACH REOPENING ENFORCEMENT.
Office of City Manager
- R9 H DISCUSSION REGARDING FOURTH OF JULY CELEBRATION AND POSSIBLE CANCELLATION OF EVENT.
Office of the City Manager
- R9 I UPDATE ON THE CITY'S CDBG CORONAVIRUS SMALL BUSINESS ASSISTANCE PROGRAM.

Notices

1. HOW A PERSON MAY PARTICIPATE DURING THE VIRTUAL CITY COMMISSION MEETING / VIRTUAL COMMISSION MEETING PROCEDURES.
2. USE OF AUDIO-VISUAL EQUIPMENT FOR PRESENTATIONS DURING PUBLIC MEETINGS.
3. 2020 COMMISSION MEETING DATES
4. ADVERTISEMENTS.
5. TIME CERTAIN.

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner David Richardson
DATE: May 28, 2020

SUBJECT: REFERRAL TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO REVIEW THE POSSIBILITY OF APPROPRIATING AND AUTHORIZING UP TO \$700,000 FROM THE CITY GENERAL RESERVE FUNDS TO SUPPORT RENT, MORTGAGE, AND UTILITIES ASSISTANCE PROGRAM(S) FOR QUALIFIED CITY RESIDENTS DUE THE ECONOMIC CRISIS.

ANALYSIS

Please place a referral to the Finance and Economic Resiliency Committee on the May 28, 2020 Commission meeting.

I request that the Finance and Economic Resiliency Committee review the possibility of appropriating and authorizing up to \$700,000 from the City General Reserve funds to support rent, mortgage, and utilities assistance program(s) for qualified City residents due the economic crisis. This request is similar to the recent allocation of \$700,000 for food assistance.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Commissioner David Richardson

Sponsor

Co-sponsored by Commissioner Gongora

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Michael Gongora
DATE: May 28, 2020

SUBJECT: REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE - DISCUSSION REGARDING A MIAMI BEACH VEHICLE DECAL DURING HIGH IMPACT PERIODS, HURRICANES, AND OTHER EMERGENCIES.

ANALYSIS

Please place on the May 28 Commission meeting, a referral to the Neighborhood and Quality of Life Committee of a discussion regarding a Miami Beach Vehicle Decal during high impact periods, hurricanes, and other emergencies. This was a motion that was made by the Police Citizens Committee that was held on May 19, 2020. Please find attached the LTC with the motion. Please feel free to contact Diana Fontani should you need additional information.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

Yes

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Commissioner Michael Gongora

ATTACHMENTS:

Description

▯ LTC 187-2020

MIAMI BEACH

OFFICE OF THE CITY MANAGER

NO. LTC# **187-2020**

LETTER TO COMMISSION

TO: Mayor Dan Gelber and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: May 21, 2020

SUBJECT: **Motions from the Police Citizen Relations Committee
May 19, 2020 Teams Phone Conference Meeting**

The purpose of this Letter to the Commission (LTC) is to inform the Mayor and the Commission of seven (7) motions made by the Police Citizen Relations Committee at their May 19, 2020 Teams Teleconference Meeting.

Background:

The Miami Beach Police Department ("MBPD") continually aspires to address crime and community concerns through innovation and positive partnerships with the community. To support the public safety goals of MBPD, it is the purpose of the Police/Citizens Relations Committee ("Committee") to, in part, endorse programs that will enhance the well-being of residents and visitors. The May 19, 2020 meeting of the Police Citizen Relations committee included a robust discussion regarding managing the COVID-19 pandemic and the challenges facing the MBPD and the City Of Miami Beach during this period including pertaining to the homeless situation. The following motions were made:

Motion 1 – Virtual community meetings

Motion urging the Community Affairs Unit to conduct virtual community meetings with neighborhood associations. Meetings should include the participation of command staff, captains, neighborhood resource officers, or any other individual as assigned by the Chief to discuss neighborhood specific matters.

Motion 2 – Beach reopening response plan

Motion urging the Miami Beach Police Department to create a Beach Reopening Response Plan to address any surge of visitors upon the eventual reopening of beaches and until the start of the 2020-2021 school year. This motion further urges the City Commission to approve any necessary funding as may be requested by the Miami Beach Police Department to implement such Beach Reopening Response Plan.

Any Beach Reopening Response Plan, or similar plan should, at a minimum, address:

- the enforcement of emergency orders;
- the enforcement of the current municipal code of ordinances;
- support Code Enforcement in its enforcement of new safety regulations on commercial establishments pertaining to COVID-19;
- **enlisting the support of Goodwill Ambassadors and other nonsworn individuals** to provide information and assistance to the public and avoid impacts to the level of police service currently being provided to the community;

- **reduced entrances to the beach and the implementation of occupancy limits for proper social distancing;**
- **the implementation and enforcement of a beach schedule with a strict closing time;**
- the continued policing of nightly curfews; and,
- outdoors music in areas prone to public congregation.

Similar to High Impact Weekend Plans or Major Event Plans, the Beach Reopening Response Plan should be created with the intent of providing support to Park Rangers, Code Enforcement, Fire Rescue, other regulatory departments, and to private establishments in the enforcement of any amended or new emergency orders pertaining to the closing and reopening of public beaches, bars, night life establishments, and other nonessential businesses.

Motion 3 – Additional penalties for violation of emergency orders

Motion urging the Mayor and the City Commission to adopt a resolution urging the State of Florida, or the appropriate governmental jurisdiction, to amend current laws pertaining to the penalties for the violation of an emergency order to allow law enforcement with the discretion to issue penalties other than arrest including, for example, a civil fine. Further urging that such penalty or fine be associated to an individual's driver's license to establish a statewide tracking mechanism for the violation of such emergency orders.

Motion 4 – Supporting current enhanced staffing

Motion supporting the current enhanced staffing of the Miami Beach Police Department providing approximately double the amount of police presence for business and residential neighborhoods. Furthermore, anticipating the potential increase in criminal activity and other social impacts, such as homelessness, resulting from the COVID-19 economic crisis, this committee urges the Miami Beach Police Department to continue the implementation of an enhanced staffing plan through the remainder of FY 2019-2020 and FY 2020-2021. Said staffing plan shall result in a cost-saving in the budget for the Miami Beach Police Department and provide additional extra time off to officers on an annual basis.

Motion 5 – Supporting the Actions of the City Manager establishing a No Panhandling Zone

Motion supporting the actions of the City Manager establishing the temporary restriction on panhandling as established in the Phase 1 Reopening Order and Emergency Measures implemented by the City of Miami Beach effective May 17, 2020 to better protect the general public from exposure to COVID-19. Further urging the City Administration and the City Commission to continue such restriction on panhandling for as long as social distancing is a recommended practice by the Center for Disease Control.

Language of the restriction on panhandling:

TEMPORARY EMERGENCY RESTRICTION ON PANHANDLING IN SAFETY-SENSITIVE LOCATIONS

Panhandling, which is defined as begging, asking or soliciting in person for an immediate donation of money or other thing of value for charity or personal gain, either by words, bodily gestures, signs or other means indicating one is seeking an immediate donation or other thing of value, is temporarily restricted through May 21, 2020, to include the following restrictions for safety-sensitive locations: it shall be temporarily unlawful for any person to panhandle on public property within fifty feet from the entrance or service window of any essential retail and commercial business or restaurant or food service establishment.

Motion 6 – Supporting homeless services as an essential service at the current level of service

Motion urging the City Administration to:

- (1) classify budgets related to homeless services as essential to public health and to public safety;
- (2) avoid any cut in funding for homeless services during the remainder of the FY 2019-20 budget and maintain the current level of funding in the FY 2020-21 budget; and,
- (3) continue at the current level of service the provision of meal cards, the availability of bathroom facilities for the homeless, and outreach services including referrals and placements.

Motion 7 – Resident and Employee Vehicle Decal

Motion urging the City Commission and the City Administration to explore the feasibility of creating a Miami Beach Vehicle Decal as a tool that may be used by law enforcement during high impact periods, hurricanes, and other emergencies. The Committee further recommends that any said decal be colored coded to differentiate between residents and employees.

Committee Members in Attendance (Teams Teleconference Meeting):

Chairman Alex Fernandez, Vice-Chairman Adam Kravitz, Lizette Lopez, Pamela Brumer, Seth Feuer, Bruce Reich, Daniel Aronson, Moshe Rothman, and Alexander Fryd.

Committee Members Absent:

Matt Salom, Rafael Velasquez, Angie Chirino, Christine Klingspor, and Julian Linares.

JLM:RMC:tr

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Ricky Arriola
DATE: May 28, 2020

SUBJECT: RE-REFERRAL TO THE PLANNING BOARD TO DISCUSS CONDITIONAL
USES IN THE RM-2 DISTRICT.

ANALYSIS

This is a re-referral of a pending second reading ordinance pertaining to RM-2 Conditional Uses for the 600 Block of Washington Avenue to the Planning Board. The ordinance was approved at first reading on February 12, 2020. The reason for the re-referral is to introduce outdoor bars as a conditional use.

Applicable Area

Citywide

**Is this a "Residents Right
to Know" item, pursuant to
City Code Section 2-14?**

Yes

**Does this item utilize G.O.
Bond Funds?**

No

Legislative Tracking

Commissioner Ricky Arriola

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner David Richardson
DATE: May 28, 2020

SUBJECT: REFERRAL TO THE COMMITTEE FOR QUALITY EDUCATION IN MIAMI BEACH TO REVIEW THE CITY'S CURRENT EDUCATION FUNDING, AND PRIORITIZE THE SPENDING IN THE EVENT THAT THE CITY COMMISSION NEEDS TO MAKE BUDGET ADJUSTMENTS IN THE NEXT FISCAL YEAR GIVEN THE ECONOMIC CRISIS RELATED TO THE PANDEMIC.

ANALYSIS

Please place a referral to the Committee for Quality Education in Miami Beach on the May 28, 2020 Consent Agenda.

I request that the Committee for Quality Education in Miami Beach review the City's current education funding, and prioritize the spending in the event that the City Commission needs to make budget adjustments in the next Fiscal Year given the economic crisis related to the pandemic.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Commissioner David Richardson

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: May 28, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING IN SUBSTANTIAL FORM AND AUTHORIZING THE CITY MANAGER TO EXECUTE, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF MIAMI BEACH, FLORIDA, AND THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT, INC. (LRBID), IN ORDER TO CONTINUE PROVIDING CITY FUNDING IN THE AMOUNT OF \$160,000 PER YEAR (OR \$13,333.33 PER MONTH) FOR ENVIRONMENTAL MAINTENANCE, HOSPITALITY, AND SAFETY SERVICES FOR THE AREA LOCATED WITHIN THE LINCOLN ROAD BUSINESS IMPROVEMENT DISTRICT; SAID AGREEMENT FOR A TERM OF APPROXIMATELY FIVE (5) MONTHS, COMMENCING RETROACTIVELY ON MAY 1, 2020, AND ENDING ON SEPTEMBER 30, 2020, WHICH TERM MAY BE EXTENDED FOR UP TO TWO (2) ONE-YEAR RENEWAL TERMS, AT THE SOLE DISCRETION OF THE CITY COMMISSION, AND SUBJECT TO ANY REQUIRED BUDGETARY APPROPRIATIONS.

RECOMMENDATION

City Administration recommends adopting the Resolution.

BACKGROUND/HISTORY

On April 15, 2015, the Mayor and City Commission adopted Resolution No. 2015-28992, which created a special assessment district to be known as the Lincoln Road Business Improvement District (the LRBID) for a period of ten (10) years, to stabilize and improve the Lincoln Road retail business district, which is located within a nationally recognized historic district, through promotion, management, marketing, and other similar services.

On October 1, 2016, the LRBID entered into an agreement with Mydatt Services Inc., d/b/a Block by Block (Block by Block) to provide enhanced environmental maintenance services (manual removal of litter and debris, weed control, handbill removal, graffiti removal, power washing, special projects, and landscaping), and hospitality and safety services (walking patrols, public relations checks, addressing quality of life crimes, after hours escorts, information

sharing, reporting, and hospitality services) for the area located within the District (the Services).

On February 9, 2017, and pursuant to City Resolution No. 2016-29692, the City and the LRBID entered into a Memorandum of Understanding (the MOU) to provide City funding for a portion of the Services, for a Term of approximately eight (8) months, which Term ended on September 30, 2017. On October 18, 2017 and pursuant to Resolution No. 2017-30051, the City executed Amendment No. 1 to the MOU, which provided the option to extend the term for a one year, until September 30, 2019.

ANALYSIS

On September 11, 2019, the Mayor and City Commission adopted Resolution No. 2019-30948 as amended, to extend the Term of the current MOU on a month-to-month basis, provided that this extension of the MOU shall not exceed a period of six (6) months. In March 2020, the LRBID and Block by Block temporarily suspended the performance of the Services in the District as a result of the COVID-19 pandemic. Consequently, a MOU is needed for the continuation of services rendered by Mydatt Services Inc., d/b/a Block by Block (Block by Block).

In order to resume the Services, the Administration recommends executing new Memorandum of Understanding with the LRBID for a five (5) months, commencing on May 1, 2020 and ending on September 30, 2020, in order to continue to provide funding for a portion of the Services at the rate of \$160,000 per year, or \$13,333.33 per month.

FINANCIAL INFORMATION

CONCLUSION

The Administration recommends that the Mayor and City Commission hereby approve in substantial form and authorize the City Manager to execute, in a form acceptable to the City Attorney, a Memorandum of Understanding between the City and the LRBID, in order to continue providing City funding in the amount of \$160,000 per year (or \$13,333.33 per month) for environmental maintenance, hospitality, and safety services for the area located within the District; said agreement for a term of five (5) months, commencing retroactively on May 1, 2020, and ending on September 30, 2020, which term may be extended for up to two (2) one-year renewal terms, at the sole discretion of the City Commission, and subject to any required budgetary appropriations.

Applicable Area

Not Applicable

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Property Management

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Raul J. Aguila, City Attorney
DATE: May 28, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXTEND THE DECLARATION OF A STATE OF EMERGENCY, DATED MARCH 12, 2020, IN THE CITY OF MIAMI BEACH TO ADDRESS THE COVID-19 PANDEMIC, AS EXTENDED THROUGH MAY 29, 2020, SUCH EXTENSION FOR AN ADDITIONAL PERIOD OF SEVEN (7) DAYS, COMMENCING ON MAY 30, 2020 AND ENDING ON JUNE 5, 2020, PROVIDED THAT THE SCOPE OF ANY EMERGENCY MEASURES ORDERED BY THE CITY MANAGER SHALL, CONSISTENT WITH ALL PRIOR EMERGENCY MEASURES IMPOSED BY THE CITY MANAGER TO DATE, BE LIMITED TO RESPOND TO IMMEDIATE THREATS POSED BY THE COVID-19 PANDEMIC; FURTHER, PROVIDING THAT NO EMERGENCY ACTION TAKEN BY THE CITY MANAGER SHALL BE BINDING ON THE CITY COMMISSION BEYOND THE PERIOD OF THE COVID-19 STATE OF EMERGENCY, OR OTHERWISE LIMIT THE ABILITY OF THE CITY COMMISSION TO UNDO ANY ACTION OF THE CITY MANAGER, WHETHER CONTRACTUALLY OR LEGISLATIVELY; AND FURTHER PROVIDING THAT THE SUBJECT DECLARATION OF EMERGENCY SHALL BE TERMINABLE BY THE CITY COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF THIS RESOLUTION.

ANALYSIS

The attached Resolution requests authorization, pursuant to City Code Section 26-35, to further extend the duration of the Declaration of a State of Emergency, dated March 12, 2020, in order to continue to address threats associated with the coronavirus disease 2019 ("COVID-19") pandemic.

On March 12, 2020, the City Manager declared a State of Emergency for the City of Miami Beach, on the basis that the COVID-19 pandemic poses a health risk to the City's residents, particularly elderly residents and those who are immunosuppressed or otherwise have high risk of medical conditions (the "Declaration").

On March 13, 2020, the City Commission adopted Resolution No. 2020-31192, authorizing the City Manager to extend the duration of those discretionary emergency measures that the City

Manager deemed necessary to address the COVID-19 pandemic beyond the 72-hour time period set forth in City Code Section 26-35, for a period of seven (7) days commencing March 12, 2020, and ending on March 19, 2020.

On March 18, 2020, the City Commission adopted Resolution No. 2020-31219, which, in pertinent part, authorized the City Manager to extend the duration of the Declaration in additional seven-day increments, through April 23, 2020.

On April 22, 2020, the City Commission adopted Resolution No. 2020-31245, authorizing the City Manager to extend the duration of the Declaration for an additional period of seven (7) days, commencing on April 24, 2020, and ending on April 30, 2020. The Resolution further authorized the City Manager to extend the duration of the Declaration on April 30, 2020, for an additional 7-day increment, which would commence on May 1, 2020, and end on May 7, 2020.

On May 1, 2020, the City Commission adopted Resolution No. 2020-31246, authorizing the City Manager to extend the duration of the Declaration for an additional period of seven (7) days, commencing on May 8, 2020, and ending on May 14, 2020.

On May 13, 2020, the City Commission adopted Resolution No. 2020-31273, authorizing the City Manager to extend the Declaration of a State of Emergency for an additional seven (7) days, commencing on May 15, 2020 and ending on May 21, 2020, and further authorizing the City Manager to extend the Declaration of a State of Emergency by one (1) additional day, commencing at 12:00 a.m. on May 22, 2020, and ending at 11:59 p.m. on May 22, 2020.

On May 22, 2020, the City Commission adopted Resolution No. 2020-31280, authorizing the City Manager to extend the duration of the Declaration for an additional period of seven (7) days, commencing on May 23, 2020, and ending on May 29, 2020.

The attached Resolution authorizes the City Manager to extend the duration of the Declaration for an additional period of seven (7) days, commencing on May 30, 2020, and ending on June 5, 2020.

The Resolution further provides that the scope of any emergency measures ordered by the City Manager pursuant to the Declaration shall, consistent with all prior emergency measures imposed by the City Manager to date, be limited to respond to immediate threats posed by the COVID-19 pandemic. Further, no emergency action taken by the City Manager shall be binding on the City Commission beyond the period of the COVID-19 State of Emergency, or otherwise limit the ability of the City Commission to undo any action of the City Manager, whether contractually or legislatively.

Applicable Area

Not Applicable

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

ATTACHMENTS:

Description

- ▢ Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXTEND THE DECLARATION OF A STATE OF EMERGENCY, DATED MARCH 12, 2020, IN THE CITY OF MIAMI BEACH TO ADDRESS THE COVID-19 PANDEMIC, AS EXTENDED THROUGH MAY 29, 2020, SUCH EXTENSION FOR AN ADDITIONAL PERIOD OF SEVEN (7) DAYS, COMMENCING ON MAY 30, 2020 AND ENDING ON JUNE 5, 2020, PROVIDED THAT THE SCOPE OF ANY EMERGENCY MEASURES ORDERED BY THE CITY MANAGER SHALL, CONSISTENT WITH ALL PRIOR EMERGENCY MEASURES IMPOSED BY THE CITY MANAGER TO DATE, BE LIMITED TO RESPOND TO IMMEDIATE THREATS POSED BY THE COVID-19 PANDEMIC; FURTHER, PROVIDING THAT NO EMERGENCY ACTION TAKEN BY THE CITY MANAGER SHALL BE BINDING ON THE CITY COMMISSION BEYOND THE PERIOD OF THE COVID-19 STATE OF EMERGENCY, OR OTHERWISE LIMIT THE ABILITY OF THE CITY COMMISSION TO UNDO ANY ACTION OF THE CITY MANAGER, WHETHER CONTRACTUALLY OR LEGISLATIVELY; AND FURTHER PROVIDING THAT THE SUBJECT DECLARATION OF EMERGENCY SHALL BE TERMINABLE BY THE CITY COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF THIS RESOLUTION.

WHEREAS, coronavirus disease 2019 ("COVID-19"), a severe acute respiratory illness caused by the SARS-CoV-2 virus that can spread rapidly from person to person and cause serious illness or death, constitutes a clear and present threat to the lives, health, welfare and safety of the people of the City of Miami Beach; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52, declaring a State of Emergency for the State of Florida related to COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the rapidly spreading coronavirus outbreak a pandemic; and

WHEREAS, on March 12, 2020, Miami-Dade County Mayor Carlos Gimenez declared a State of Emergency for all of Miami-Dade County due to the threats associated with COVID-19; and

WHEREAS, on March 12, 2020, City Manager for the City of Miami Beach declared a State of Emergency for the City of Miami Beach, as COVID-19 poses a health risk to the City's residents, particularly elderly residents and those who are immunosuppressed or otherwise have high risk of medical conditions, which declaration was amended on March 13, 2020, and the findings of which are hereby incorporated by reference; and

WHEREAS, on March 13, 2020, the Mayor and City Commission of the City of Miami Beach unanimously adopted Resolution No. 2020-31192, authorizing the City Manager to extend the duration of the Declaration of a State of Emergency and implement discretionary emergency measures for an additional period of seven (7) days, commencing on March 12, 2020, and ending on March 19, 2020, to address the COVID-19 pandemic and protect the public health, safety and welfare of the people of the City of Miami Beach, the findings of which are hereby incorporated by reference; and

WHEREAS, on March 13, 2020, President Trump declared a national emergency due to COVID-19; and

WHEREAS, on March 18, 2020, the Mayor and City Commission unanimously adopted Resolution No. 2020-31219, authorizing the City Manager to extend the duration of the Declaration of a State of Emergency and implement discretionary emergency measures for an additional period of seven (7) days, commencing on March 19, 2020, and ending on March 26, 2020, to address the COVID-19 pandemic and protect the public health, safety and welfare of the people of the City of Miami Beach, the findings of which are hereby incorporated by reference; and

WHEREAS, the rate of infection throughout the world and in the United States has accelerated rapidly, with more than 5,588,356 confirmed cases worldwide as of May 25, 2020; and

WHEREAS, as the result of the rapid and exponential spread of COVID-19, countries such as Spain, Italy, India, Czech Republic, France, Jordan, and the United Kingdom have imposed strict measures limiting travel, and ordering citizens to stay at home to avoid or minimize the community spread of COVID-19; and

WHEREAS, as of May 25, 2020, the United States has recorded over 1,706,226 confirmed cases, with more than 99,805 deaths; and

WHEREAS, during March and April of 2020, the accelerating infection rate for COVID-19 led at least 42 states (including Florida), and countless local governments, including Miami-Dade County, to issue orders curtailing mobility and travel, through "Shelter in Place," "Stay at Home," or "Safer at Home" orders, in order to minimize contact through social distancing measures and reduce the risk of COVID-19 infection, with over 316 million Americans subject to such orders as of April 27, 2020, accounting for over 97% of the country's population; and

WHEREAS, as of May 25, 2020, the Florida Department of Health lists 51,746 positive cases of COVID-19 and 2,252 deaths, with South Florida emerging as a "hotspot" for these infections – with 6,760 confirmed cases in Broward County and 17,041 confirmed cases in Miami-Dade County, together accounting for more than half of the state's total; and

WHEREAS, as of May 25, 2020, 633 individuals in Miami-Dade County have died due to complications from COVID-19; and

WHEREAS, health experts urge people to practice extreme social distancing in order to "flatten the curve," which refers to the use of protective practices to slow the rate of COVID-19 infection, so that hospitals have sufficient room, supplies, and medical personnel for all of the patients who may need care due to COVID-19; and

WHEREAS, the failure to "flatten the curve" at the early onset of the COVID-19 pandemic in Italy has filled many hospitals in Italy beyond their capacity, forcing emergency rooms to close their doors to new patients, allocate ventilators and ICU beds to patients with highest chances of survival, hire hundreds of new doctors and healthcare personnel, and request emergency supplies of basic medical equipment, like respirator masks, from abroad; and

WHEREAS, Dr. Anthony S. Fauci, the Director of the National Institute of Allergy and Infectious Diseases and the United States government's top infectious disease expert, has warned that COVID-19 could kill between 100,000 to 200,000 Americans, despite social distancing measures already taken across the country; and

WHEREAS, COVID-19 continues to impact first responders on a global and national scale – in Italy, 8,358 health workers have tested positive for coronavirus, according to the Italian National Institute of Health, and over 60 doctors who were infected with the coronavirus have died; and

WHEREAS, as Spain overtook China on March 30, 2020, in the number of confirmed coronavirus infections, the pandemic stretched Spanish hospitals to their breaking points – at least six of Spain's 17 regions had reached their limit of ICU beds and three more regions were approaching it, according to Spanish authorities; and

WHEREAS, the COVID-19 outbreak has already overwhelmed some United States hospitals in areas with the highest infection rates, leading the U.S. military to prepare to deploy field hospitals in New York and Seattle, send military hospital ships to Los Angeles and New York City, and task the Army Corps of Engineers to convert hotels and dormitories into treatment facilities for sick patients; and

WHEREAS, the spread of COVID-19 via travel, including business and leisure travel, presents unique challenges to a resort community like Miami Beach, as attracting visitors and tourists is utterly incompatible with social distancing efforts; and

WHEREAS, in spite of warnings from City, County, State, and Federal governmental agencies, including the Centers for Disease Control and Prevention (the "CDC"), thousands of students and other persons congregated in Miami Beach for "Spring Break" and other social activities, and congregated in and around parks, beaches, hotels, restaurants, bars, nightclubs, and other places of public assemblage, without observing the social distancing guidelines recommended by the CDC, thus increasing the risk of transmission; and

WHEREAS, as of April 2, 2020, at least four Miami Beach police officers, one of which was assigned to patrol the Ocean Drive area during a peak “Spring Break” period, have contracted COVID-19; and

WHEREAS, there is reason to believe that COVID-19 may be spread amongst the population by various means of exposure, including the propensity to spread person-to-person and the propensity to attach to surfaces for prolonged periods of time, thereby spreading from surface to person and causing property loss and damage in certain circumstances; and

WHEREAS, the media has reported that two religious leaders in the Surfside/Bal Harbour area have contracted COVID-19, and accordingly, continued gatherings in places of public assemblage, such as religious institutions, pose a risk to the health, safety and welfare of the people of the City of Miami Beach; and

WHEREAS, since Miami-Dade County’s initial declaration of a State of Emergency, Miami-Dade County has issued various Emergency Orders temporarily closing public and private facilities, including the temporary closure of all non-essential retail and commercial establishments within Miami-Dade County (as such term is defined in Miami-Dade County’s Emergency Orders), subject to any further restrictions as may be ordered by municipalities within their jurisdictions; and

WHEREAS, in response to the threat posed by COVID-19 to the health, safety and welfare of the City’s residents, since March 12, 2020, City Manager of the City of Miami Beach have imposed a number of temporary emergency measures to limit the inflow of leisure guests to the City and require the closure of, and limit crowds in, public facilities, public property, and places of public assemblage (including, without limitation, hotels, restaurants, bars, nightclubs, concert halls, entertainment venues, movie theaters, and houses of worship), as well as other restrictions on travel and gatherings of any number of people, including imposition of a general curfew throughout the City, in order to reduce community spread, relieve pressure on hospitals and healthcare personnel, protect workers, and maintain social order; and

WHEREAS, other counties and municipalities in Florida, including Miami-Dade County, Monroe County, and Key Biscayne, have issued emergency orders with restrictions on commercial lodging establishments within their jurisdictions; and

WHEREAS, many countries have enacted travel restrictions in response to the spread of COVID-19, including the United States, which issued a Level 4 “Do Not Travel” global health advisory, advising United States citizens to avoid all international travel due to the global impact of COVID-19; and

WHEREAS, in an effort to further implement social distancing practices to curb the spread of COVID-19, on March 23, 2020, City Manager issued a “Safer at Home” Emergency Order, requiring all persons living in the City to remain in their homes to the maximum extent possible, except to engage in essential activities as set forth in the Order; and

WHEREAS, other cities in Miami-Dade County, including Miami, Hialeah, Coral Gables, Surfside, North Bay Village, Golden Beach, Aventura, Bay Harbor Islands, and Doral have also issued similar orders for residents; and

WHEREAS, however, domestic air travel remains unrestricted and Florida continues to receive guests and visitors from high risk areas, such as visitors from New York seeking shelter in Florida, potentially further compounding the public health emergency and straining resources for local governments in Florida; and

WHEREAS, on March 23, 2020, Florida Governor Ron DeSantis issued Executive Order No. 20-80, requiring visitors entering the State of Florida through airports from New York, New Jersey, and Connecticut to isolate or quarantine for a period of 14 days following their arrival in Florida, in an effort to stop the spread of COVID-19; and

WHEREAS, subsequently, on March 27, 2020, Governor DeSantis issued Executive Order 20-86, requiring visitors entering the State of Florida from Louisiana to isolate or quarantine for a period of 14 days following their arrival in Florida; and

WHEREAS, on March 27, 2020, Governor DeSantis also issued an executive order suspending operations of all vacation rentals in Florida and prohibiting them from making new reservations or bookings and accepting new guests for check-in for the duration of the order; and

WHEREAS, on March 27, 2020, the United States Congress approved the largest economic relief package in United States history, allocating \$2 trillion to provide immediate assistance to individual Americans, small businesses, and major industries on the brink of economic collapse amid the ongoing pandemic; and

WHEREAS, on March 29, 2020, in recognition that extreme social distancing measures are critical to containment of the pandemic, President Trump extended federal social distancing guidelines through April 30, recommending that all Americans must continue to avoid nonessential travel, going to work, eating at bars and restaurants, or gathering in groups of more than 10 persons; and

WHEREAS, on March 30, 2020, Governor DeSantis issued an executive order directing Miami-Dade County, Broward County, Palm Beach County, and Monroe County (which together account for over sixty (60) percent of Florida's identified COVID-19 cases), to restrict public access to businesses and facilities deemed non-essential pursuant to the guidelines established by Miami-Dade County pursuant to its March 19, 2020 Emergency Order 07-20, as amended; and

WHEREAS, on March 31, 2020, Governor DeSantis issued a stay-at-home order for Miami-Dade County, Broward County, Palm Beach County, and Monroe County; and

WHEREAS, on April 3, 2020, the CDC announced national guidelines recommending that all persons use non-medical grade masks when engaging in any activities outside the home; and

WHEREAS, on April 3, 2020, the City issued an Emergency Order requiring all employees and customers of grocery stores, pharmacies and restaurant facilities to wear a form of covering over their nose and mouth at all times when inside these establishments, and strongly encouraging the use of such coverings in all other essential retail and commercial businesses; and

WHEREAS, in order to create additional capacity in hospitals, the State of Florida has determined that there is an urgent need to construct, rehabilitate and install treatment facilities to house and treat those residents and visitors of the State who are suffering from COVID-19 and non-COVID-19 illnesses; and

WHEREAS, on Wednesday, April 8, 2020, City of Miami Beach Mayor Dan Gelber, along with Governor DeSantis, Miami-Dade County Mayor Carlos Gimenez and Lt. Gen. Todd T. Semonite, Commanding General of the United States Army Corps of Engineers, announced an initiative to repurpose the Miami Beach Convention Center as a temporary medical facility for COVID-19 patients, which will initially include up to 450 beds, with capacity for additional beds if necessary; and

WHEREAS, on April 29, 2020, Governor DeSantis issued Emergency Order 20-112, which, in pertinent part, permits certain businesses required to close pursuant to previous executive orders to reopen (subject to certain restrictions), effective May 4, 2020; and

WHEREAS, in recognition of widespread transmission of COVID-19 in South Florida, and the need to continue emergency measures in South Florida, Executive Order 20-112 exempted Miami-Dade, Broward, and Palm Beach counties from the reopening provisions of the Order, providing that "allowances for services and activities from . . . this order will be considered in consultation with local leadership"; and

WHEREAS, pursuant to Sections 26-31 and 26-33 of the City Code and Chapter 252 of the Florida Statutes, the City Manager of the City of Miami Beach is authorized to declare a state of emergency and order and promulgate discretionary emergency measures, with such limitations and conditions as the City Manager may deem appropriate; and

WHEREAS, pursuant to City Code Section 26-35, the duration of such Declaration of a State of Emergency (and any such discretionary emergency measures implemented pursuant thereto) is limited to a period of 72 consecutive hours, unless an extension is authorized by the City Commission by duly enacted resolution in a regular or special session of the City Commission; and

WHEREAS, Section 252.38, Florida Statutes, provides that the duration of each State of Emergency declared locally is limited to a period of seven (7) days; however,

Section 252.38 also provides that such local State of Emergency may be extended, as necessary, in 7-day increments; and

WHEREAS, in Resolution No. 2020-31219, the Mayor and City Commission further authorized the City Manager to continue to extend the Declaration of a State of Emergency in the City of Miami Beach, for four (4) additional 7-day increments, which would commence on March 26, 2020, and end on April 23, 2020; and

WHEREAS, on April 2, 2020, and pursuant to Resolution No. 2020-31219, the City Manager extended the Declaration of a State of Emergency for an additional period of seven (7) days, commencing on April 3, 2020, and ending on April 9, 2020; and

WHEREAS, on April 9, 2020, the City Manager extended the Declaration of a State of Emergency for an additional period of seven (7) days, commencing on April 10, 2020, and ending on April 16, 2020; and

WHEREAS, on April 16, 2020, the City Manager extended the Declaration of a State of Emergency for an additional period of seven (7) days, commencing on April 17, 2020, and ending on April 23, 2020; and

WHEREAS, on April 22, 2020, the Mayor and City Commission unanimously adopted Resolution No. 2020-31245, authorizing the City Manager to extend the duration of the Declaration of a State of Emergency and implement discretionary emergency measures for an additional period of seven (7) days, commencing on April 24, 2020, and ending on April 30, 2020, to address the COVID-19 pandemic and protect the public health, safety and welfare of the people of the City of Miami Beach, the findings of which are hereby incorporated by reference; and

WHEREAS, Resolution No. 2020-31245 further authorized the City Manager to extend the Declaration of a State of Emergency in the City of Miami Beach, on April 30, 2020, for an additional 7-day increment, which would commence on May 1, 2020, and end on May 7, 2020; and

WHEREAS, on April 30, 2020, the City Manager extended the Declaration of a State of Emergency for an additional period of seven (7) days, commencing on May 1, 2020, and ending on May 7, 2020; and

WHEREAS, on May 1, 2020, the Mayor and City Commission adopted Resolution No. 2020-31246, and authorized the City Manager to extend the Declaration of a State of Emergency in the City of Miami Beach, for an additional 7-day increment, which would commence on May 8, 2020, and end on May 14, 2020, to address the COVID-19 pandemic and protect the public health, safety and welfare of the people of the City of Miami Beach, the findings of which are hereby incorporated by reference; and

WHEREAS, on May 7, 2020, the City Manager extended the Declaration of a State of Emergency for an additional seven (7) days, commencing on May 8, 2020 and ending on May 14, 2020; and

WHEREAS, on May 13, 2020, the Mayor and City Commission adopted Resolution No. 2020-31273, authorizing the City Manager to extend the Declaration of a State of Emergency for an additional seven (7) days, commencing on May 15, 2020 and ending on May 21, 2020, and further authorizing the City Manager to extend the Declaration of a State of Emergency by one (1) additional day, commencing at 12:00 a.m. on May 22, 2020, and ending at 11:59 p.m. on May 22, 2020; and

WHEREAS, on May 14, 2020, the City Manager extended the Declaration of a State of Emergency for an additional seven (7) days, commencing on May 15, 2020 and ending on May 21, 2020; and

WHEREAS, on May 15, 2020, Miami-Dade County Mayor Carlos Gimenez issued Emergency Order 23-20, effective May 18, 2020, permitting certain retail and commercial establishments and other establishments or facilities in Miami-Dade County to reopen, subject to strict compliance with social distancing guidelines issued by the County ("EO 23-20"); and

WHEREAS, the provisions of EO 23-20 serve as minimum standards, and municipalities may impose more stringent standards within their jurisdictions; and

WHEREAS, on May 16, 2020, and pursuant to the City's Declaration of a State of Emergency, the City Manager issued the City's Phase 1 Reopening Order, permitting certain retail and commercial establishments to reopen subject to strict compliance with social distancing guidelines in EO 23-20, and the additional requirements set forth in the City's Order; and

WHEREAS, on May 21, 2020, the City Manager extended the Declaration of a State of Emergency for one (1) additional day, commencing at 12:00 a.m. on May 22, 2020 and ending at 11:59 p.m. on May 22, 2020; and

WHEREAS, on May 22, 2020, the City Commission adopted Resolution No. 2020-31280, authorizing the City Manager to extend the duration of the Declaration for an additional period of seven (7) days, commencing on May 23, 2020, and ending on May 29, 2020; and

WHEREAS, as continued measures are required to address the COVID-19 pandemic, the City Manager hereby requests that the Mayor and City Commission authorize the City Manager to extend the Declaration of a State of Emergency in the City of Miami Beach, for an additional 7-day increment, which would commence on May 30, 2020, and end on June 5, 2020; and

WHEREAS, the Mayor and City Commission hereby acknowledge and consent to the aforesaid 7-day incremental extension; provided, however, that at any duly-noticed regular or special City Commission meeting, the Mayor and City Commission may determine whether any further extensions of the City Manager's Declaration of a State of Emergency are necessary and warranted; and

WHEREAS, should the currently scheduled meetings of the Mayor and City Commission be canceled or rescheduled to a subsequent date, the City Manager shall call a special emergency meeting of the City Commission, pursuant to Section 2.04 of the City Charter, for the express purpose of terminating or continuing to extend the Declaration of a State of Emergency.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, as follows:

1. The City Manager is hereby authorized to extend the Declaration of a State of Emergency in the City of Miami Beach to address the COVID-19 pandemic; said extension for an additional period of seven (7) days, commencing on May 30, 2020, and ending on June 5, 2020.
2. The scope of any emergency measures ordered by the City Manager pursuant to the Declaration of a State of Emergency shall, consistent with all prior emergency measures imposed by the City Manager to date, be limited to respond to immediate threats posed by the COVID-19 pandemic. Further, no emergency action taken by the City Manager shall be binding on the City Commission beyond the period of the Covid-19 State of Emergency, or otherwise limit the ability of the City Commission to undo any action of the City Manager, whether contractually or legislatively.
3. The City Commission may, at a duly-noticed City Commission meeting, determine whether the then-current extension of the Declaration of a State of Emergency should be rescinded, or whether any further extensions are warranted. Should the currently scheduled meetings of the Mayor and City Commission be canceled or rescheduled to a subsequent date, the City Manager shall call a special emergency meeting of the City Commission, pursuant to Section 2.04 of the City Charter, for the express purpose of terminating or continuing to extend the Declaration of a State of Emergency.

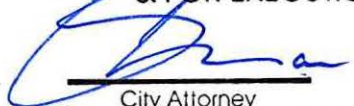
PASSED and **ADOPTED** this _____ day of _____, 2020.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

5/26/2020

Date

NK

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: May 28, 2020

SUBJECT: DISCUSSION ON THE PROPOSED NORTH BEACH CRA.

BACKGROUND/HISTORY

On December 17, 2014, per Resolution No. 2014-28879, the City Commission adopted the 2014 North Beach Revitalization Plan, which proposed a CRA or other special taxing district as the funding mechanism for North Beach revitalization strategies recommended by the Mayor's Blue Ribbon Panel on Revitalization.

On October 19, 2016, per Resolution No. 2016-29608, the City Commission accepted the recommendation of the North Beach Master Plan Steering Committee and adopted Dover Kohl's 2016 Plan NoBe – North Beach Master Plan, and further authorized the Administration to expedite implementation of the Plan's projects, programs, and policies. In the Plan, Dover Kohl explicitly proposes a CRA as a funding tool for implementation.

On February 14, 2018, the City Commission adopted Resolution No. 2018-30170, accepting the January 19, 2018 recommendation of the FCWPC, and authorizing the Administration to discuss creation of a North Beach CRA with Miami-Dade County, and further authorizing engagement of a community redevelopment consultant.

On February 14, 2018, the City Commission also adopted Resolution 20108-30171, accepting the January 24, 2018 recommendation of the NCAC, and authorizing development of a "quality of life plan" consistent with the North Beach Master Plan, with such projects to be funded by a dedicated funding stream such as a CRA.

On July 25, 2018, the City Commission adopted Resolution 2018-30432, accepting the June 20, 2018 recommendation of the NCAC to commence CRA discussions with Miami-Dade County, in order to fund projects contained in the quality of life plan and originating from the North Beach Master Plan.

ANALYSIS

Adoption of Original Boundary

On July 17, 2019, the City Commission adopted Resolution No. 2019-30892, accepting a preliminary report concerning a finding of necessity for the redevelopment of a certain area of

North Beach (the "Finding report"), and requesting that Miami-Dade County delegate redevelopment powers to the City. A map of the geographic area contained in the Finding report (the "Original Boundary") is contained in Attachment A and the July 17, 2019 resolution is contained in Attachment B. County Commissioner Sally Heyman, whose District 4 includes North Beach, agreed to sponsor the item before the Board of County Commissioners. Prior to a vote of the County Commission, the proposal is presented before two County committees.

On October 31, 2019, the City presented the Finding report to the County TIF Committee, composed of County staff from Planning, Housing, Budget, and the Property Appraiser. The committee (1) accepted the declaration of necessity contained in the Finding report and (2) made a motion to recommend that the City consider extending the boundary to include Crespi and North Shore. The TIF Committee indicated that the expanded boundaries would help retain existing housing stock and create opportunities to leverage City and County programs and services for attainable housing, and thereby strengthen the purpose of the CRA.

Alternative Boundary

Pursuant to County staff's recommendation at the October TIF Committee, the City considered revising the Finding report to include Crespi and North Shore within the proposed boundary and emphasize the role of housing solutions in the redevelopment plan.

On January 15, 2020, the City Commission deferred consideration of a boundary expansion and directed the Administration to continue community engagement. Thereafter, staff employed multiple methods of public education, including sharing multilingual collateral on social media and a new website (www.miamibeachfl.gov/CRA); attendance at numerous meetings of North Beach neighborhood associations, community groups and events; office hours at the Building Department's North Beach office; and a February 18th community meeting attended by 200 at the North Shore Youth Center.

The community engagement allowed the Administration to better understand concerns from the public, much of which originated from unfamiliarity with CRA function and misconceptions about the limited powers that Florida law delegates to CRAs:

- Public Use of Funds: pursuant to a redevelopment plan developed with public input and adopted at City and County Commission public hearings, the CRA will fund public benefits like: improved streetscapes and landscaping; parking facilities; parks and beaches; environmental resiliency programs; historic preservation and life safety/code compliance upgrades; and workforce housing.
- Tax Benefit (Not Tax Increase): the CRA does *not* levy any new taxes, but it allows for more of the property tax revenue paid by property owners to be retained for public benefit within the CRA district, rather than distributed elsewhere throughout the County.
- CRA Governance: unlike other CRAs, the governing board administering CRAs in Miami Beach, called the Miami Beach Redevelopment Agency, or "RDA", is composed of the City Commission and a County Commissioner—*without any private citizen appointees*. This Miami Beach CRA model was recognized by the State Attorney's Office as the statewide exemplar for CRA administration because the presence of elected officials ensures accountability to voters for any CRA actions. (The 2015 Miami-Dade County Grand Jury Report on CRAs highlighted Miami Beach for transparent and accountable CRA administration. Available at: http://www.miamisao.com/publications/grand_jury/2000s/gj2015s.pdf)

- **No Land Use or Regulatory Powers:** per statute, a CRA does not have any regulatory, zoning, or “super” powers. In 2006, the Florida Legislature prohibited eminent domain or the condemnation of private property by CRAs.

Despite increased efforts to educate and engage the public about the benefits of an enlarged boundary size, members of the community still expressed concerns with the basis for expanding the geographic size of the CRA's boundaries beyond what the City Commission approved in July 2019.

FINANCIAL INFORMATION

Until the County authorizes a CRA with a designated boundary, it is unknown how much funding the CRA will generate or which projects the CRA will prioritize.

CONCLUSION

As a result of the current pandemic, there are significant hurdles to obtaining community buy-in to proceed with the larger geographic boundary that had greater significance for the residential areas of Crespi and North Shore. The Original Boundary will still have tremendous impact on North Beach, but it includes smaller amounts of the RM-1 zoning district and local historic district overlays.

Pursuant to Resolution No. 2019-30892, the City Commission has already unanimously adopted the Finding report dated April 2019. The City Commission has not taken any action since that time, therefore, no further City Commission action is required by statute for the County to proceed with consideration of the Original Boundary. It is the recommendation of the Administration to move forward with the existing approved boundaries at this time and if the opportunity presents itself in the future we could revisit the expanded boundary.

Applicable Area

North Beach

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

Yes

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Economic Development

ATTACHMENTS:

Description

- ▢ Attachment A - Original Boundary
- ▢ Attachment B - Reso 2019-30892



000000 SHEET NO.	DATE	9/24/2019
	DRAWN	worknavn
	SCALE	1 inch = 600 feet
	REQUESTED	Bo Martinez
	FILENAME	North Beach CRA



Proposed North Beach
Community Redevelopment Area
Miami Beach, Florida

Legend

Proposed North Beach CRA



RESOLUTION NO. 2019-30892

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE PRELIMINARY REPORT SET FORTH AS AN EXHIBIT TO THE COMMISSION MEMORANDUM ACCOMPANYING THIS RESOLUTION, CONCERNING A FINDING OF NECESSITY FOR THE REDEVELOPMENT OF A CERTAIN GEOGRAPHIC AREA LOCATED WITHIN THE CITY OF MIAMI BEACH, DESCRIBED GENERALLY AS BEING BOUNDED ROUGHLY BY 87TH TERRACE TO THE NORTH, 65TH STREET TO THE SOUTH, THE ATLANTIC OCEAN TO THE EAST, AND RUE NOTRE DAME TO THE WEST, AS SHOWN ON THE MAP SET FORTH IN "EXHIBIT A" HERETO, AND REQUESTING MIAMI-DADE COUNTY TO DECLARE SAID AREA AS SLUM AND BLIGHT AND DELEGATE REDEVELOPMENT POWERS TO THE CITY OF MIAMI BEACH IN ACCORDANCE WITH PART III OF CHAPTER 163, FLORIDA STATUTES, SO AS TO PERMIT THE CITY OF MIAMI BEACH TO ESTABLISH A COMMUNITY REDEVELOPMENT AGENCY FOR THE AFORESAID AREA.

WHEREAS, the Mayor and City Commission of Miami Beach has adopted as a primary city-wide goal the economic development of the City and, in particular, the area north of 63rd Street generally referred to as "North Beach"; and

WHEREAS, there exists a defined geographic area within the corporate limits of the City which contains a large number of commercial buildings which are deteriorated or deteriorating, as well as a large number of substandard housing units which contribute to ill health and pose other potential dangers to the residents, such area being described generally as being bounded by 87th Terrace to the north, the Atlantic Ocean to the east, 65th Street to the south, and Rue Notre Dame to the east, as set forth more particularly in "Exhibit A" hereto (the "Proposed Boundary"); and

WHEREAS, pursuant to the Community Redevelopment Act, Chapter 163 of the Florida Statutes, a Community Redevelopment Area (CRA) means a slum area, a blighted area, or an area in which there exists a shortage of affordable housing, or a coastal and tourist area that is deteriorating and economically distressed due to outdated building density patterns, inadequate transportation and parking facilities, faulty lot layout or inadequate street layout, or a combination thereof; and

WHEREAS, in order to reverse the economic decline of said geographic area, it is necessary to consider redeveloping the defined area and establishing a community development agency as a catalyst to redeveloping such area, all in accordance with Chapter 163, Florida Statutes; and

WHEREAS, on June 20, 2018, the Neighborhoods/Community Affairs Committee (NCAC) discussed creative funding options for the North Beach Master Plan and recommended that the Administration work with Miami-Dade County to move forward with the potential creation of a CRA in North Beach; and

WHEREAS, on July 25, 2018, the Mayor and City Commission adopted Resolution 2018-30432, accepting the recommendation of the NCAC to commence discussions with the County to create a CRA in North Beach; and

WHEREAS, following adoption of the Fiscal Year 2019/20 Miami-Dade County budget, the Administration reached out to the County to discuss approach and steps for a potential CRA in North Beach, the first of which is a finding of necessity for the area; and

WHEREAS, the City has retained BusinessFlare Economic Development Solutions (the "Consultant") to prepare a report concerning a finding of necessity with respect to the redevelopment of the area set forth in the Proposed Boundary; and

WHEREAS, the Consultant has prepared a "Preliminary Draft—Finding of Necessity" for the North Beach Redevelopment Area, dated April 2016 ("Preliminary Report") as set forth in "Exhibit B"; and

WHEREAS, the Preliminary Report concludes that, within the defined target geographic area, there exist nine of fifteen criteria necessary to designate an area as blighted; and

WHEREAS, pursuant to Section 163.410, Florida Statutes, the City is required to receive a delegation of authority from the County as a condition precedent to exercising redevelopment powers conferred under the Community Redevelopment Act, relative to the redevelopment area illustrated in the Proposed Boundary; and

WHEREAS, the City Clerk has published notice of a public hearing with respect to a meeting of the City Commission to consider: (i) the acceptance of the Preliminary Report, (ii) the findings therein contained and other matters related to the establishment of a CRA and redevelopment agency pursuant to Part III of Chapter 163, Florida Statutes, and (iii) requesting delegation of authority from the County to exercise redevelopment powers within the geographic area set forth in the Proposed Boundary.

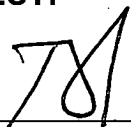
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

1. The City Commission of the City of Miami Beach hereby accepts the Preliminary Report (a copy of which is attached to this Resolution as "Exhibit B") prepared by the Consultant, subject to final findings of necessity to be made subsequent to the delegation of authority referred to herein below.

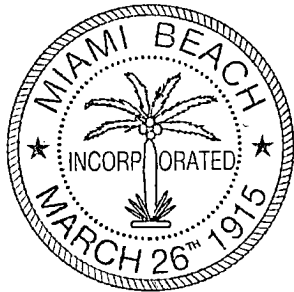
2. The Mayor and City Commission of the City of Miami Beach hereby request that the Board of County Commissioners for Miami-Dade County delegate to the City of Miami Beach broad authority to exercise redevelopment powers within the geographic area set forth in "Exhibit A" in accordance with Chapter 163, Florida Statutes.

PASSED AND ADOPTED this 17 day of July, 2019.


ATTEST:

 July 19, 2019
Rafael E. Granado, City Clerk


Dan Gelber, Mayor



APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

 7/2/19
City Attorney RAP Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: July 17, 2019

2:30 p.m. Public Hearing

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE PRELIMINARY REPORT SET FORTH AS AN EXHIBIT TO THE COMMISSION MEMORANDUM ACCOMPANYING THIS RESOLUTION, CONCERNING A FINDING OF NECESSITY FOR THE REDEVELOPMENT OF A CERTAIN GEOGRAPHIC AREA LOCATED WITHIN THE CITY OF MIAMI BEACH, DESCRIBED GENERALLY AS BEING BOUNDED ROUGHLY BY 87TH TERRACE TO THE NORTH, 65TH STREET TO THE SOUTH, THE ATLANTIC OCEAN TO THE EAST, AND RUE NOTRE DAME TO THE WEST, AS SHOWN ON THE MAP SET FORTH IN "EXHIBIT A" HERETO, AND REQUESTING MIAMI-DADE COUNTY TO DECLARE SAID AREA AS SLUM AND BLIGHT AND DELEGATE REDEVELOPMENT POWERS TO THE CITY OF MIAMI BEACH IN ACCORDANCE WITH PART III OF CHAPTER 163, FLORIDA STATUTES, SO AS TO PERMIT THE CITY OF MIAMI BEACH TO ESTABLISH A COMMUNITY REDEVELOPMENT AGENCY FOR THE AFORESAID AREA.

RECOMMENDATION

The Administration recommends approval of the attached resolution, which directs the City Manager to transmit the finding of necessity to Miami-Dade County, initiating the County process for approval of the North Beach CRA.

BACKGROUND

Pursuant to the Community Redevelopment Act, Chapter 163 of the Florida Statutes, a community redevelopment area (CRA) may refer to any one of the following: a slum area; a blighted area; or an area in which there exists a shortage of affordable housing; or a coastal and tourist area that is deteriorating and economically distressed due to outdated building density patterns, inadequate transportation and parking facilities, faulty lot layout or inadequate street layout; or any combination thereof.

Miami Beach Redevelopment Areas

Historically, the City has successfully established two CRAs. The 250-acre South Pointe CRA was active between 1987 and 2006, during which time the assessed property values increased from \$59 million to approximately \$2.5 billion in January 2005. Largely responsible for transforming the South of Fifth neighborhood from blighted conditions, the South Pointe district

is widely considered the most successful redevelopment district in the State of Florida and one of the most notable in the country.

The 332-acre City Center CRA was established in 1993 and witnessed taxable values increase from \$292.6 million to approximately \$6 billion as of January 2018. The City Center CRA was established to promote hotel development and to foster civic, cultural, and entertainment uses throughout the urban core near the Convention Center. Transformative projects resulting from public and private CRA investment included: two hotels developed as private/public partnerships, the 800-room Loews and the 425-room Royal Palm Crowne Plaza; the Anchor Shops parking garage; the beachwalk extension from 21st Street to Lummus Park; the Frank Gehry-designed New World Campus; and a Cultural Arts Campus Master Plan, which featured a new regional library, the Miami City Ballet headquarters, renovation of the Bass Museum, and restoration of Collins Park.

North Beach

Economic development is a primary citywide goal adopted by the City Commission, with particular focus on the area north of 63rd Street, which is generally referred to as North Beach. Within North Beach, there exists a defined geographic area containing a large number of deteriorated commercial buildings, as well as substandard housing units which pose danger to residents and harm economic vitality. This area is generally bounded by 87th Terrace to the north, the Atlantic Ocean to the east, 65th Street to the south, and Rue Notre Dame to the east (the proposed boundary), as set forth more particularly in Exhibit A to the resolution accompanying this memorandum. In order to reverse the economic decline of the area within the proposed boundary, it is necessary to consider establishing a community development agency as a catalyst to redevelopment, all in accordance with Chapter 163, Florida Statutes.

On February 14, 2018, the Mayor and City Commission adopted Resolution 2018-30171 with respect to enhancing North Beach through creative funding options. The resolution directed the Administration to develop a Quality of Life Plan consistent with the North Beach Master Plan (Dover Kohl, 2016), with such projects potentially funded by a dedicated funding stream for the benefit of North Beach.

On June 20, 2018, the Neighborhoods/Community Affairs Committee (NCAC) discussed creative funding options for the North Beach Master Plan and recommended that the Administration work with Miami-Dade County to move forward with the potential creation of a CRA in North Beach.

On July 25, 2018, the Mayor and City Commission adopted Resolution 2018-30432, accepting the recommendation of the NCAC to commence CRA discussions with the County. Following adoption of the County's FY 2019/20 budget, the Administration reached out to County staff to discuss the subject matter, the first procedural step being adoption of a finding of necessity for the area.

BusinessFlare Economic Development Solutions

To prepare the finding of necessity, the Administration engaged a consultant, BusinessFlare Economic Development Solutions. Principal Kevin Crowder is an IEDC Certified Economic Developer (CEcD) who served for 15 years with the City of Miami Beach and the Miami Beach Redevelopment Agency as the Director of Economic Development and Government Affairs. He is a prior member of the board of directors of the Florida Council of Public Private

Partnerships (FCP3) and the Florida Redevelopment Association (FRA), and served as chair of the FRA Legislative Committee.

In addition to the Miami Beach RDA, Mr. Crowder's redevelopment experience includes the North Miami CRA Plan and extension, the North Miami Beach CRA Plan and West Dixie Highway Implementation Plan, the Dania Beach CRA Plan, the Naranja Lakes CRA Expansion Plan, the Palm Bay Bayfront CRA Implementation Plan, the Cape Coral CRA's Bimini Basin Revitalization Plan, the Davie CRA P3 Initiative, the Mount Dora Northeast CRA, and the Martin County CRA Plan.

ANALYSIS

Pursuant to the Community Redevelopment Act, Chapter 163, Florida Statutes, creation of a CRA requires conducting an economic survey, which results in the finding of slum and/or blight conditions in the subject area, as documented in a finding of necessity.

Florida law defines a "slum area" as containing at least one of the following conditions:

- inadequate ventilation, light, air, sanitation, or open space;
- higher density of population compared to adjacent areas; or
- the existence of conditions that endanger life or property by fire or other causes.

"Blighted area" is defined as containing at least two of the following conditions:

- inadequate street layout, parking facilities, roadways, bridges, or public transportation facilities;
- property values that have failed to appreciably increase in the past five years;
- faulty lot layout in relation to size adequacy, accessibility or usefulness;
- unsanitary or unsafe conditions;
- deterioration of site or other improvements;
- inadequate and outdated building density patterns;
- falling commercial lease rates compared to the city or county;
- tax delinquencies that exceed fair value of the land;
- residential and commercial vacancy rates are higher than the city or county;
- crime rate is higher than the city or county;
- fire and emergency calls to the area are proportionately higher than the remainder of the city;
- diversity of property ownership or unusual conditions of title;
- government owned property with adverse environmental conditions; or
- substantial sinkhole activity.

Formation of a CRA allows for designating a special funding district within its boundaries, where

the incremental increase in property taxes are used for specific redevelopment purposes within the boundary area (a process called tax increment financing or TIF). Any TIF funds generated within the CRA must be used for specific redevelopment purposes in the targeted area, as outlined in a formal community redevelopment plan that addresses the unique needs and planned projects for the area.

North Beach Finding of Necessity

The geographic area recommended for designation as the North Beach CRA (Exhibit A) includes the North Beach Town Center, Ocean Terrace, the Normandy Fountain commercial plaza, the West Lots, and North Shore Open Space Park. The draft finding of necessity report prepared by the consultant (Exhibit B) identified the presence of nine of the fifteen criteria legally necessary to designate an area as blighted and then proceed to formal discussions with the County.

The nine criteria identified in North Beach by the economic consultant:

1. predominance of defective or inadequate street layout, parking facilities, roadways, bridges, or public transportation facilities;
2. aggregate assessed values of real property in the area have failed to show appreciable increase over the five years prior to the finding of such conditions;
3. faulty lot layout in relation to size, adequacy, accessibility, or usefulness;
4. unsanitary or unsafe conditions;
5. deterioration of site or other improvements;
6. inadequate and outdated building density patterns;
7. fire and emergency medical service calls to the area proportionately higher than in the remainder of the county or municipality;
8. a greater number of violations of the Florida Building Code in the area than the number of violations recorded in the remainder of the county or municipality; and
9. diversity of ownership or defective or unusual conditions of title which prevent the free alienability of land within the deteriorated or hazardous area.

Upon completion of a draft finding of necessity, a local government transmits the study to the County, requesting the County to accept the finding's results and proceed with creation of a CRA, including its governing body and taxing powers. As required by statute, the City has provided notice to all taxing authorities who may be impacted by the creation of a special taxing district. The City's consultant will assist City staff throughout the County approval process, for which the anticipated steps are as follows:

1. acceptance by City Commission and transmittal to Miami-Dade County;
2. meeting with County staff to review the finding;
3. presentations to County TIF Committee and Commission Committee;
4. presentation to, and acceptance by, the County Commission;
5. preparation of the community redevelopment plan; and
6. negotiation and approval of an interlocal agreement with the County.

CONCLUSION

The analysis identified the presence of nine of the 15 criteria identified by statute as necessary for establishing a community redevelopment area. The City of Miami Beach has devoted a

significant amount of policy development and planning to North Beach, including the North Beach Master Plan, the West Lots Plan, and the Ocean Terrace Master Plan. A CRA is one of the best tools available for implementation of those plans and North Beach clearly qualifies for designation. A CRA would play a critical role in the future of North Beach, by leveraging public and private investment as a catalyst for new development.

The Administration recommends that the City Commission transmit the findings to the County and seek creation of the North Beach CRA.

Legislative Tracking

Economic Development

Sponsor

Vice-Mayor Ricky Arriola

ATTACHMENTS:

Description

- ▣ Attachment A - Proposed Boundary
- ▣ Attachment B - Finding of Necessity
- ▣ Resolution

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Mayor Dan Gelber
DATE: May 28, 2020

SUBJECT: DISCUSS A PILOT PROGRAM WITH CURBFLOW, INC. FOR REALTIME CURB ACCESS MANAGEMENT OF COMMERCIAL AND ON-DEMAND OPERATORS AT NO COST TO THE CITY OF MIAMI BEACH.

BACKGROUND/HISTORY

On March 18, 2020, the Mayor and Commission approved referral item no. C4 P entitled, "Discuss A Pilot Program With Curbflow, Inc. For Realtime Curb Access Management of Commercial and On-Demand Operators At No Cost To The City Of Miami Beach" to the Finance and Economic Resiliency Committee for discussion.

As the item has yet to be discussed at the Finance and Economic Resiliency Committee, I would like to have the discussion at the May 28, 2020 Commission meeting.

ANALYSIS

Curbflow, Inc. provides curb management services related to use of parking spaces for commercial/freight loading, package/parcel deliveries, and food delivery services.

Curbflow provides a reservation platform for purveyors to secure brief time slots at designated delivery zones to perform their delivery. Curbflow assesses a fee to the purveyors for said service which results in no expense to the City.

Curbflow has state-of-the-art technology to monitor and assist the City in managing curbside availability through digitized loading zones, enforcement, and automated analytics.

Please refer to the attachment for more detailed information regarding Curbflow's services and technology.

CONCLUSION

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Mayor Dan Gelber

ATTACHMENTS:

Description

- ▢ Presentation

MODERN-DAY FLOW MANAGEMENT

MIAMI BEACH



APRIL 14, 2020



TODAY'S AGENDA

1. Miami Beach context
2. curbFlow's Solutions
3. Next Steps



An aerial photograph of Miami Beach, showing the sandy beach, the turquoise ocean, and the city skyline in the background. The image is overlaid with a semi-transparent blue geometric pattern of white lines. The text is centered over the image.

For discussion:

What are the greatest challenges the City of Miami Beach is facing today? The Parking Department specifically?

If you had a magic wand, what would you fix?





Some of the challenges curbFlow is solving: SUPER

Safety

1 Illegal and double parking result in unsafe behavior

Utilization & Productivity

2 Curbs and other city assets are underutilized or used for unproductive purposes (e.g., private vehicle storage), and cities lack the data to make informed changes

Emissions

3 Curb shortages and congestion are causing unnecessary emissions from vehicles circling looking for space

Revenue

4 Cities are mispricing the curb and other city assets



curbFlow's solution: Digital Flow Management

Optimized Vehicle Flow Management



Optimized Pedestrian and Micromobility Flow Management



Reduced reliance on physical infrastructure (e.g. meter-less payment, gate-less enforcement, digital permitting)



Informed planning and decision making using data & insights



Our approach to Digital Flow Management

curbFlow's
'Secret Sauce'

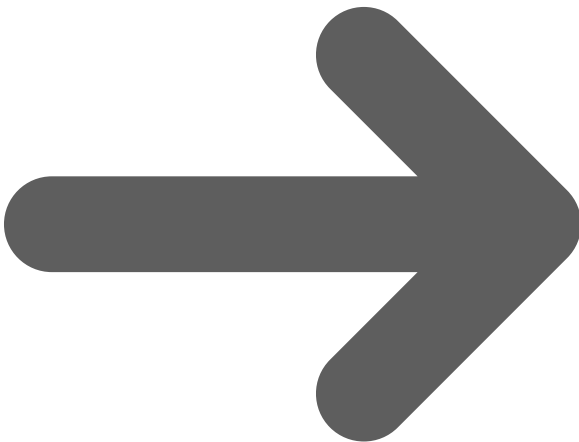
curbVision

+

**PUDO
Activity Index**

+

Relationships



curbFlow's Digital Flow
Management

1

Digitized Loading Zones

2

Enforcement

3

Automated Analytics

curbFlow has relationships with >1,000 operators, from small businesses to the nation's largest freight, parcel, and delivery companies

A sample of key partners:

Operator Relationships



Uber Eats



Extensive
local / mom
& pop
relationships



We collect millions of proprietary data points from operator partners to create our Pickup/Drop-off (PUDO) Activity Index

PUDO Activity Index

Recent Operator Historical Data in City



Parcel



Freight



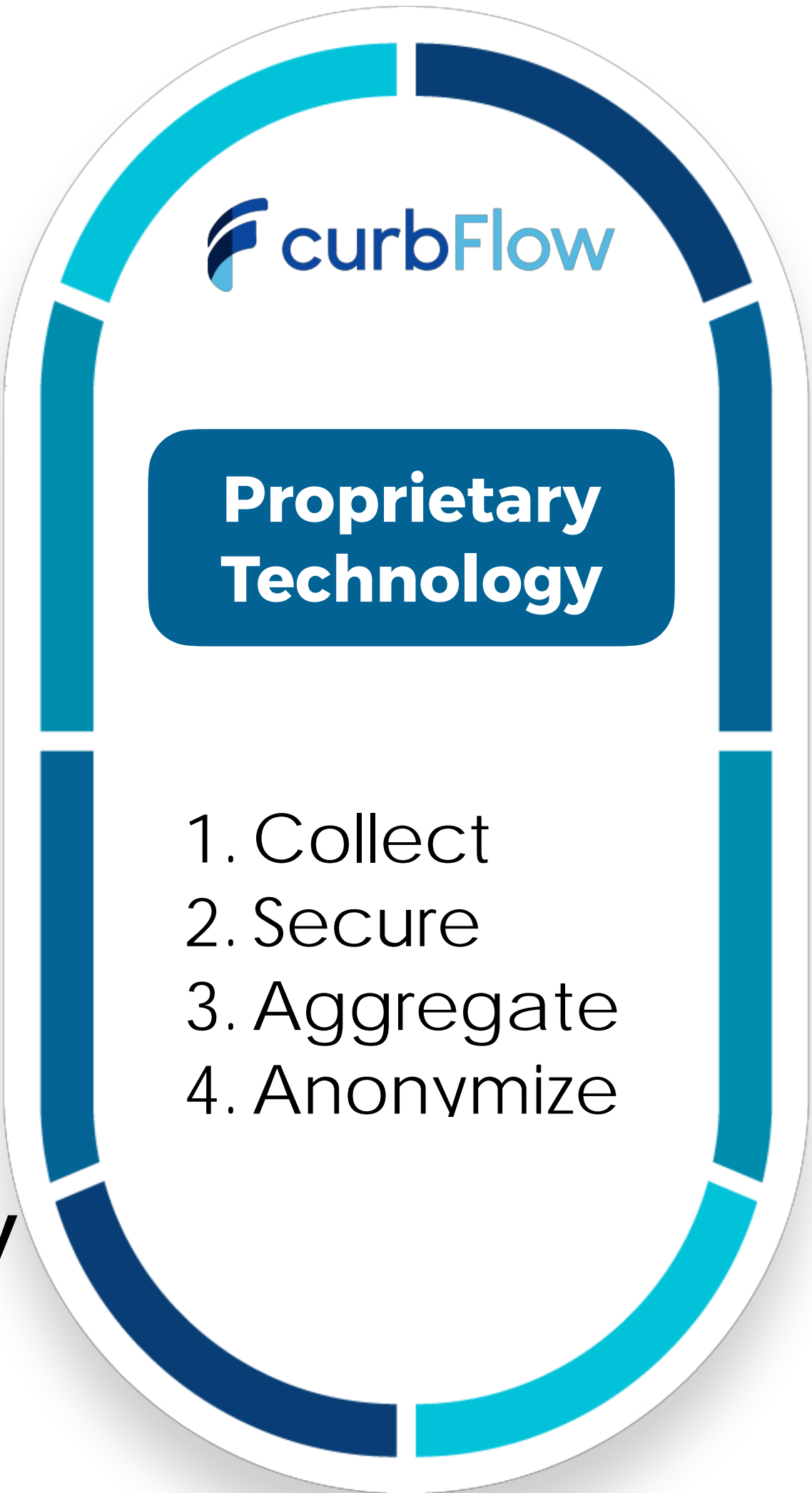
ODD



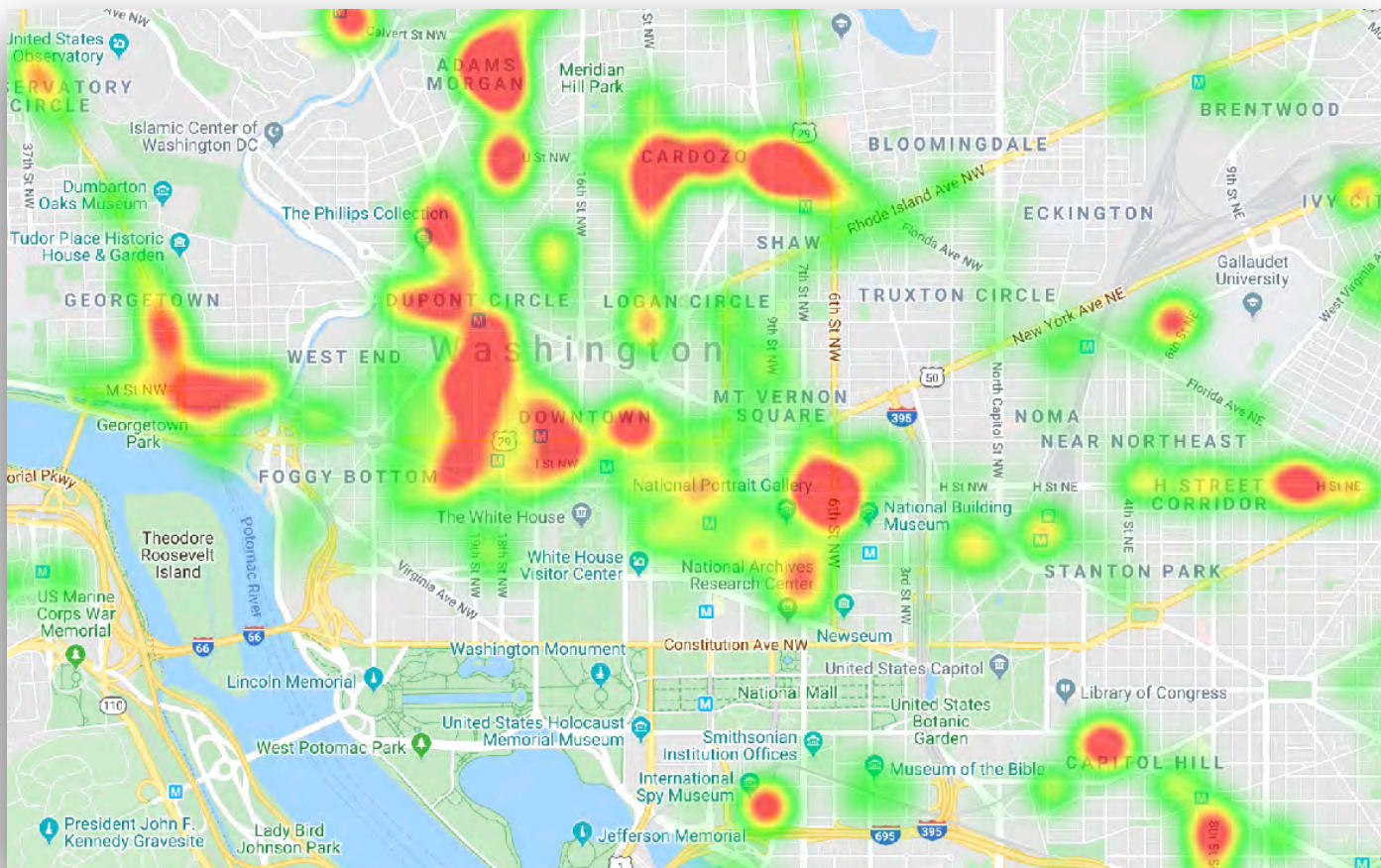
Data Provided



- 1. Location
- 2. Frequency / Day
- 3. Day of Week / Time of Day
- 4. Avg. Dwell Time at Curb



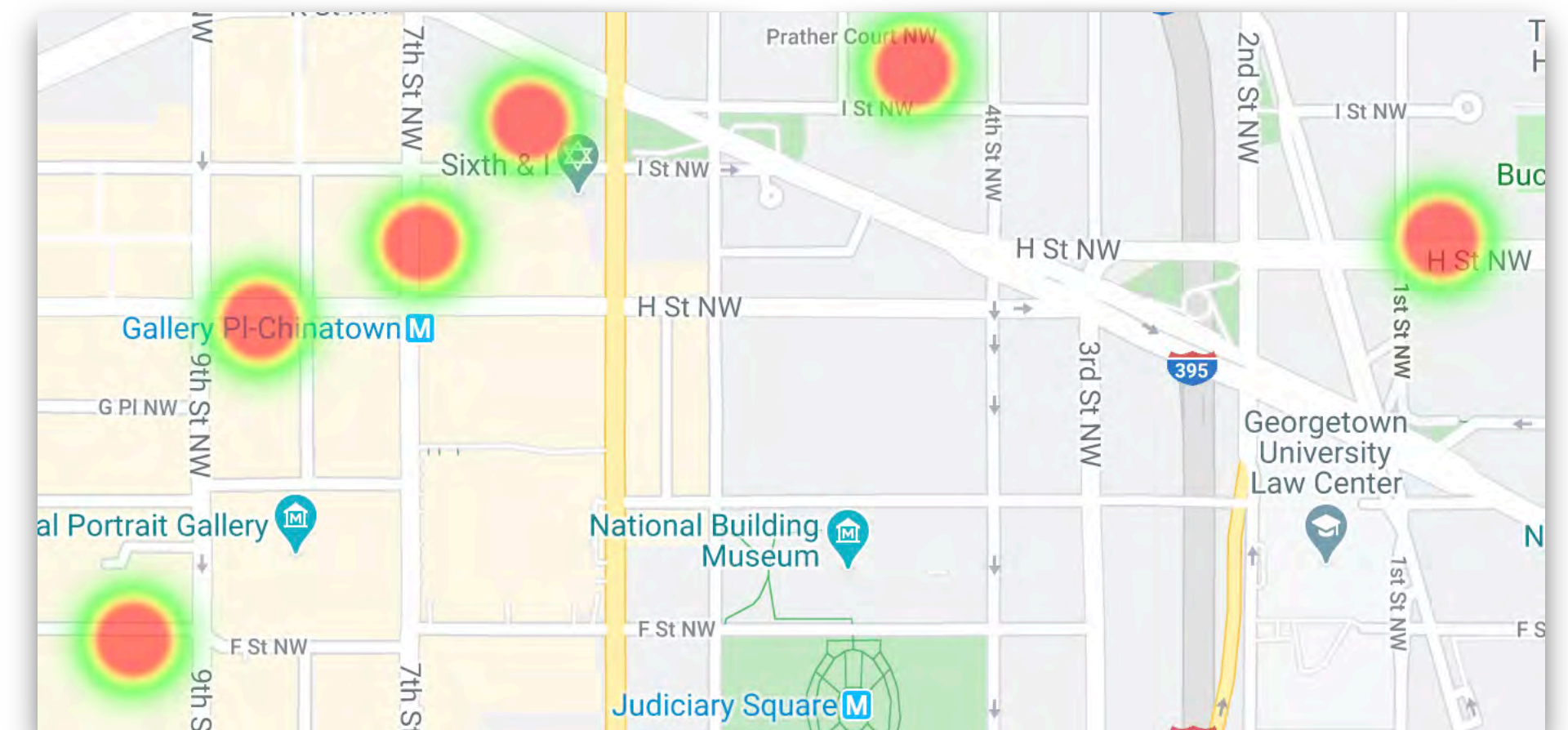
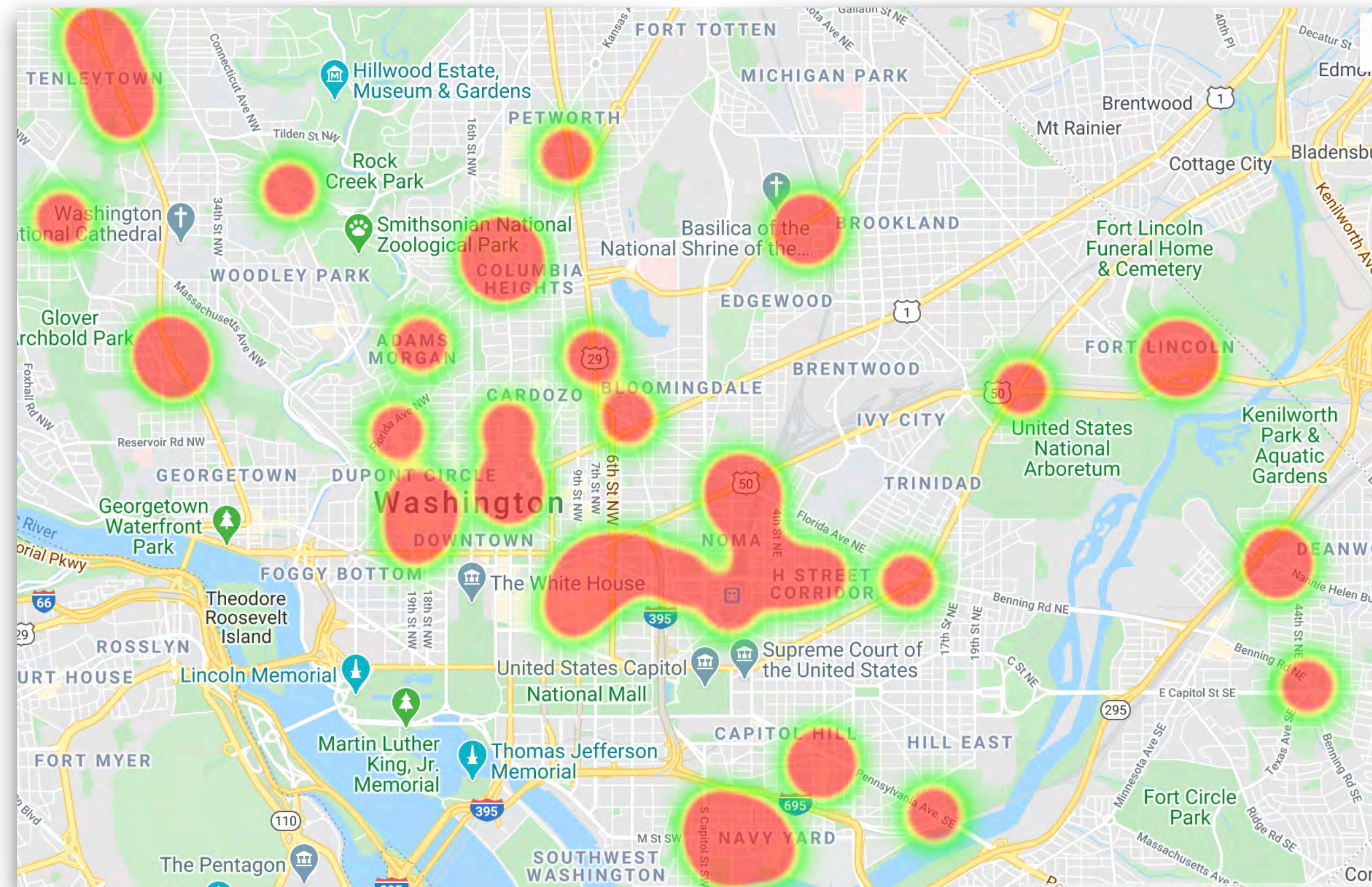
"PUDO Activity Index"



Example application: in the first week of the COVID-19 pandemic, 65 addresses in Washington DC accounted for >16,000 restaurant orders

Restaurant Orders During Covid-19 Outbreak
Mar 11 - Mar 18 (one platform only)

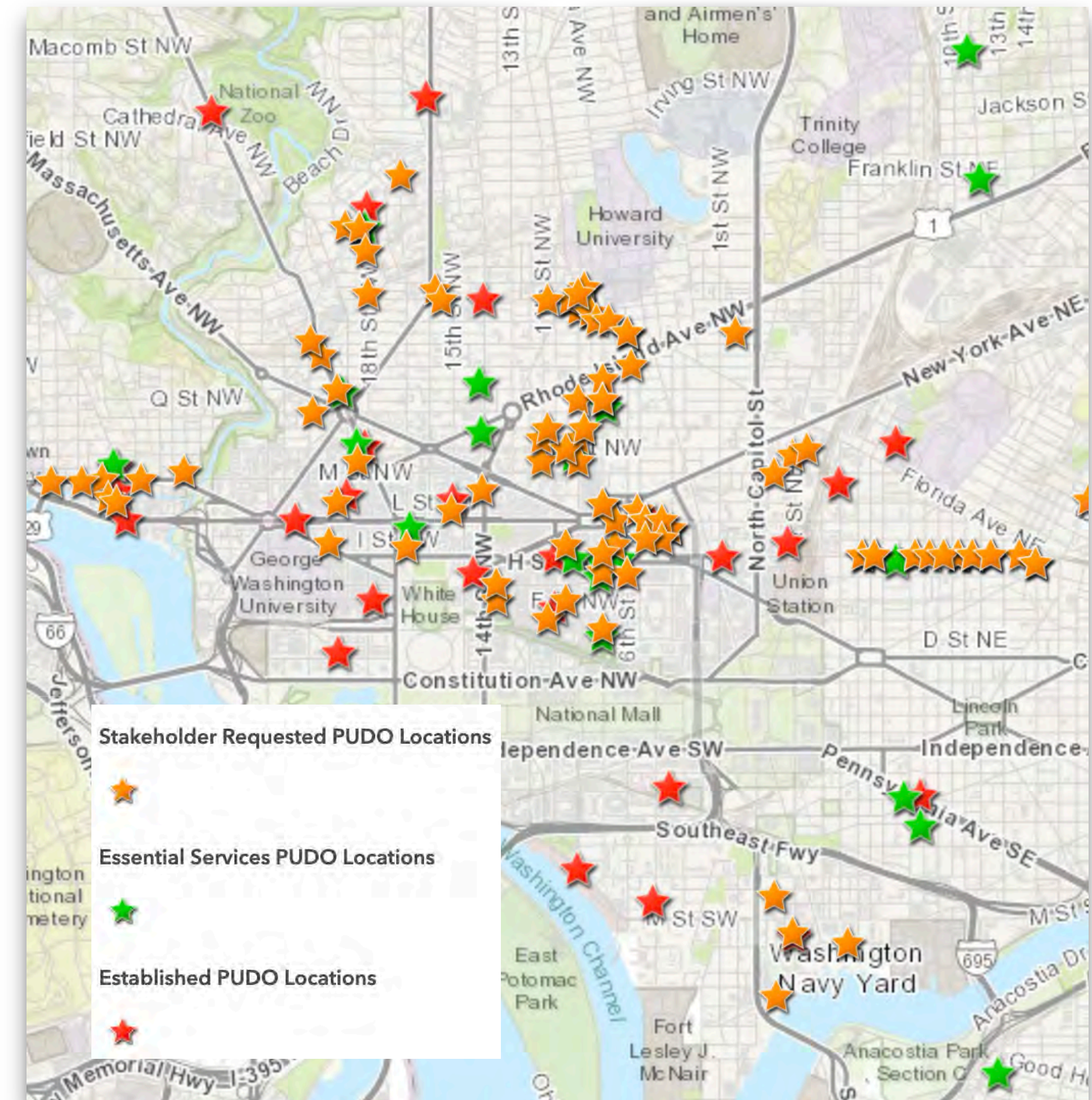
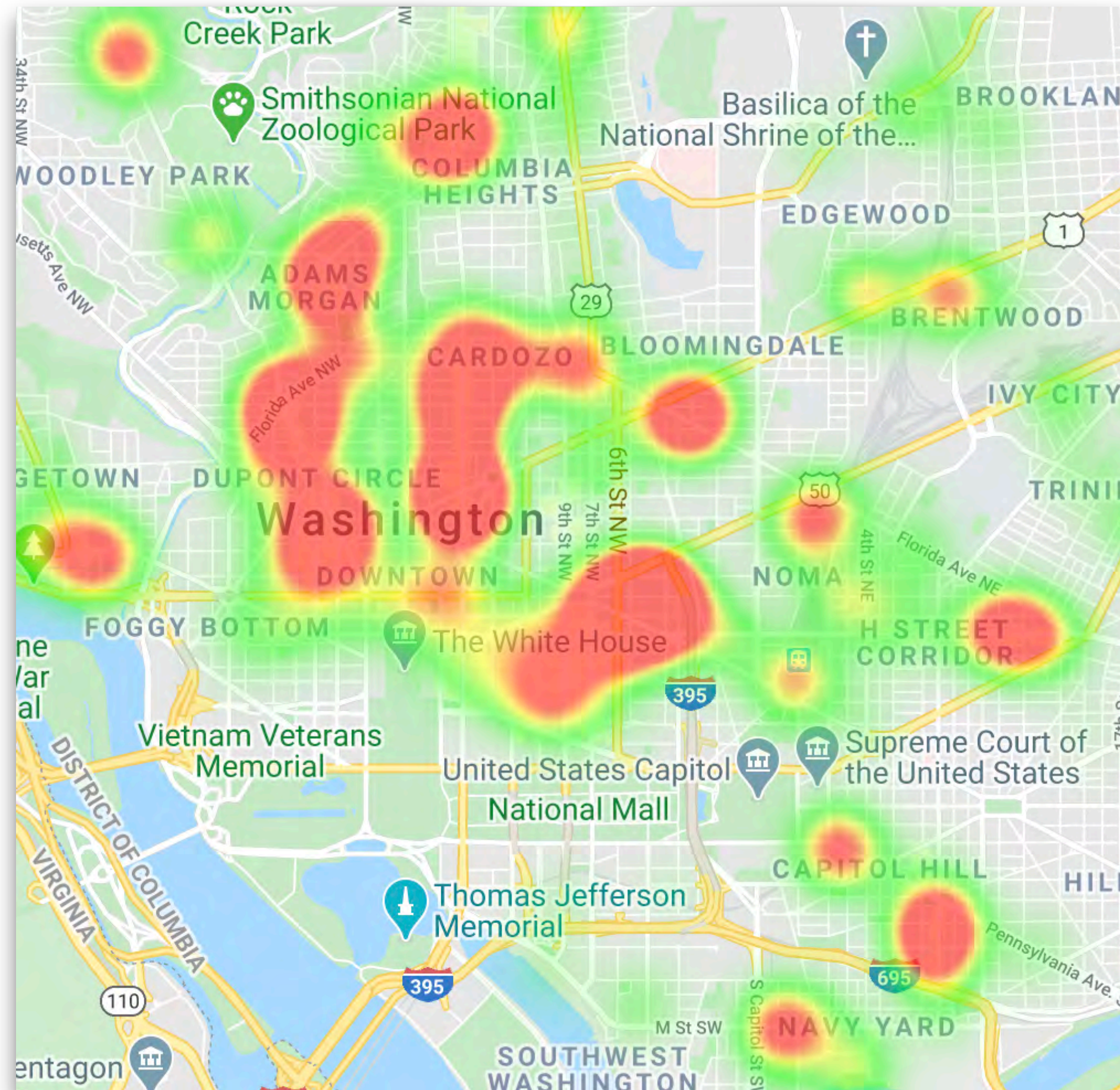
Zoomed-in View:
Delivery & Pickup High-Volume Curbs



Leveraging curbFlow-provided data, DDOT acted fast in establishing Grab & Go zones in DC where they are most needed

Restaurant Orders During Covid-19 Outbreak
Mar 11 - April 3

DDOT PUDO Zone Locations



curbVision by curbFlow is a first-of-its-kind insights and alert notification platform

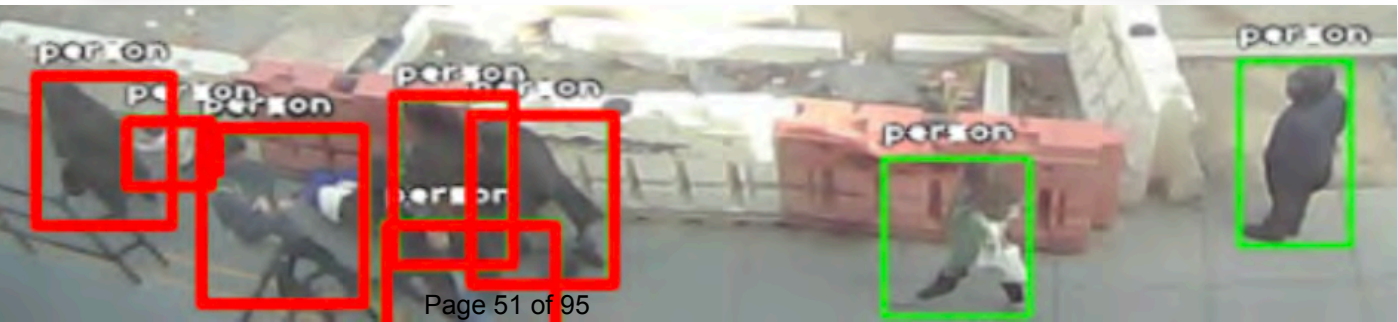
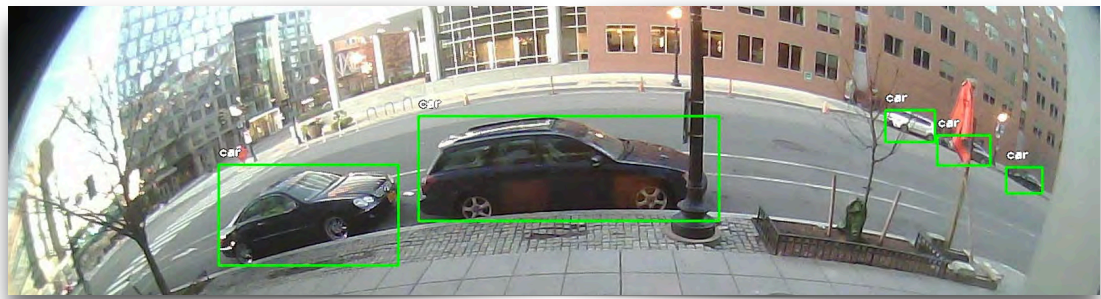


**Customized
machine
learning library
(non-PII)**

**Optional sleek
and discrete
computer vision
devices**



**Best-in-class computer
vision capabilities**



**Digital tracking and
recording of usage**

Plate: OH-J879445 3:39:00pm
Size: small
Color: Red
Make: Chevrolet
Model: Cruze
2165 North High St, Columbus, OH, 43201



curbVision ties into existing city cameras or can be enabled by curbFlow's sleek curb safety devices

OPTION A

- Install curbFlow's stand-alone hardware



OPTION B

- Share video feed from city's cameras



OPTION C

- Combination of both options



Our approach to Digital Flow Management

curbFlow's
'Secret Sauce'

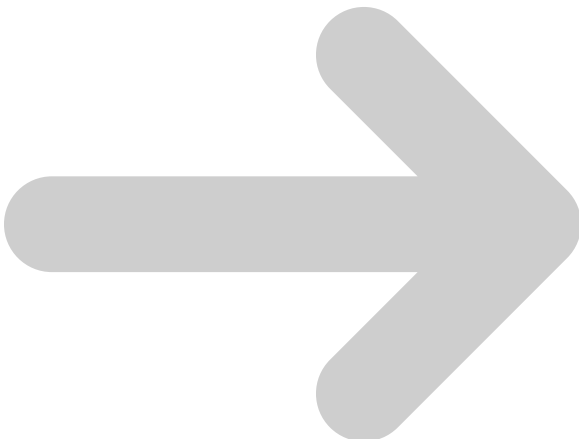
curbVision

+

PUDO
Activity Index

+

Relationships



curbFlow's Digital Flow
Management

1

Digitized Loading Zones

2

Enforcement

3

Automated Analytics

curbFlow modernizes commercial loading zones (“CLZs”)

Challenges with CLZs today

- ✗ No driver visibility of CLZ locations and availability
- ✗ No city data or insights on CLZ usage or productivity
- ✗ Inefficient enforcement of CLZs
- ✗ Suboptimal revenue generation
- ✗ CLZ planning not based on operator demand data
- ✗ No flexibility for dynamic curb uses

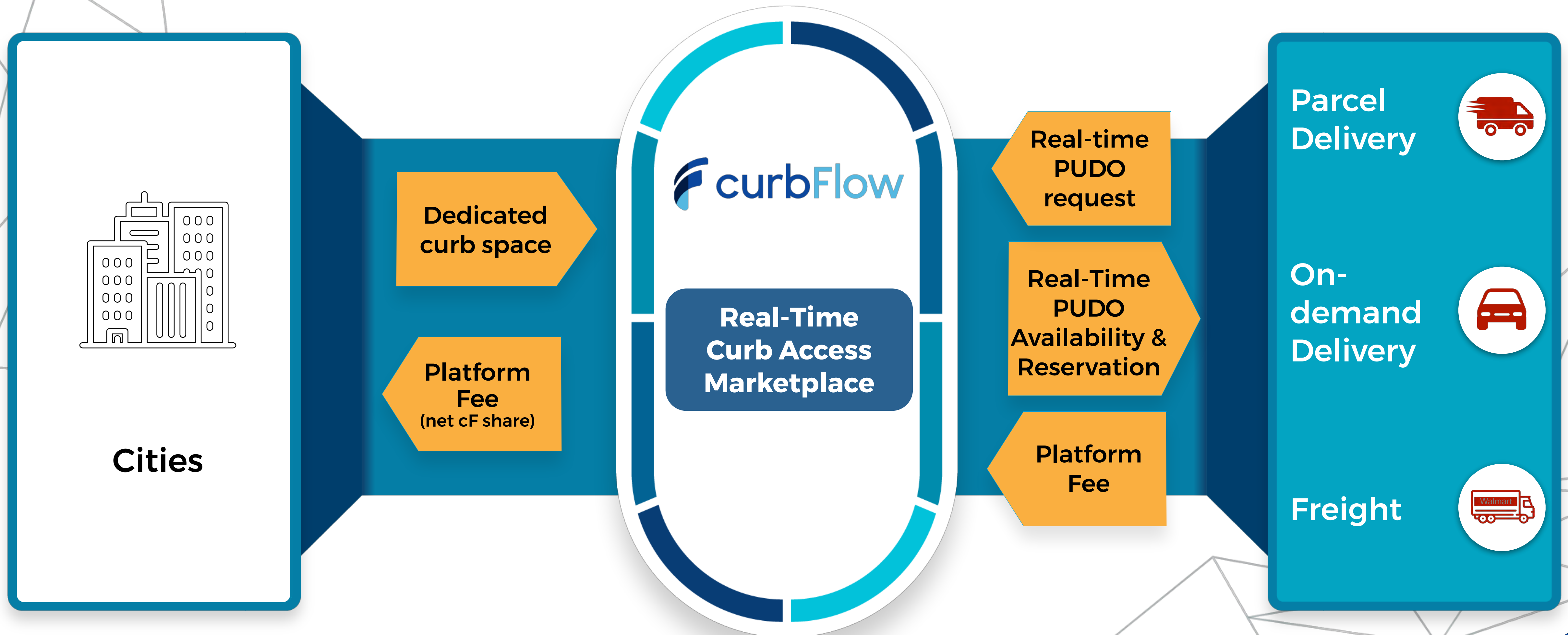


curbFlow's Digitized Loading Zone vs. existing CLZ programs

	WITH CURBFLOW	WITHOUT CURBFLOW
Real-time visibility of location and availability of all CLZs	✓	✗
Data on usage and productivity	✓	✗
Effective tracking and enforcement with optional Enforcement App and alert system	✓	✗
Optimized revenue generated from program	✓	✗
Improved long-term planning using synthesized insights	✓	✗
Curb rules and usage is flexible and dynamic	✓	✗ ¹⁵



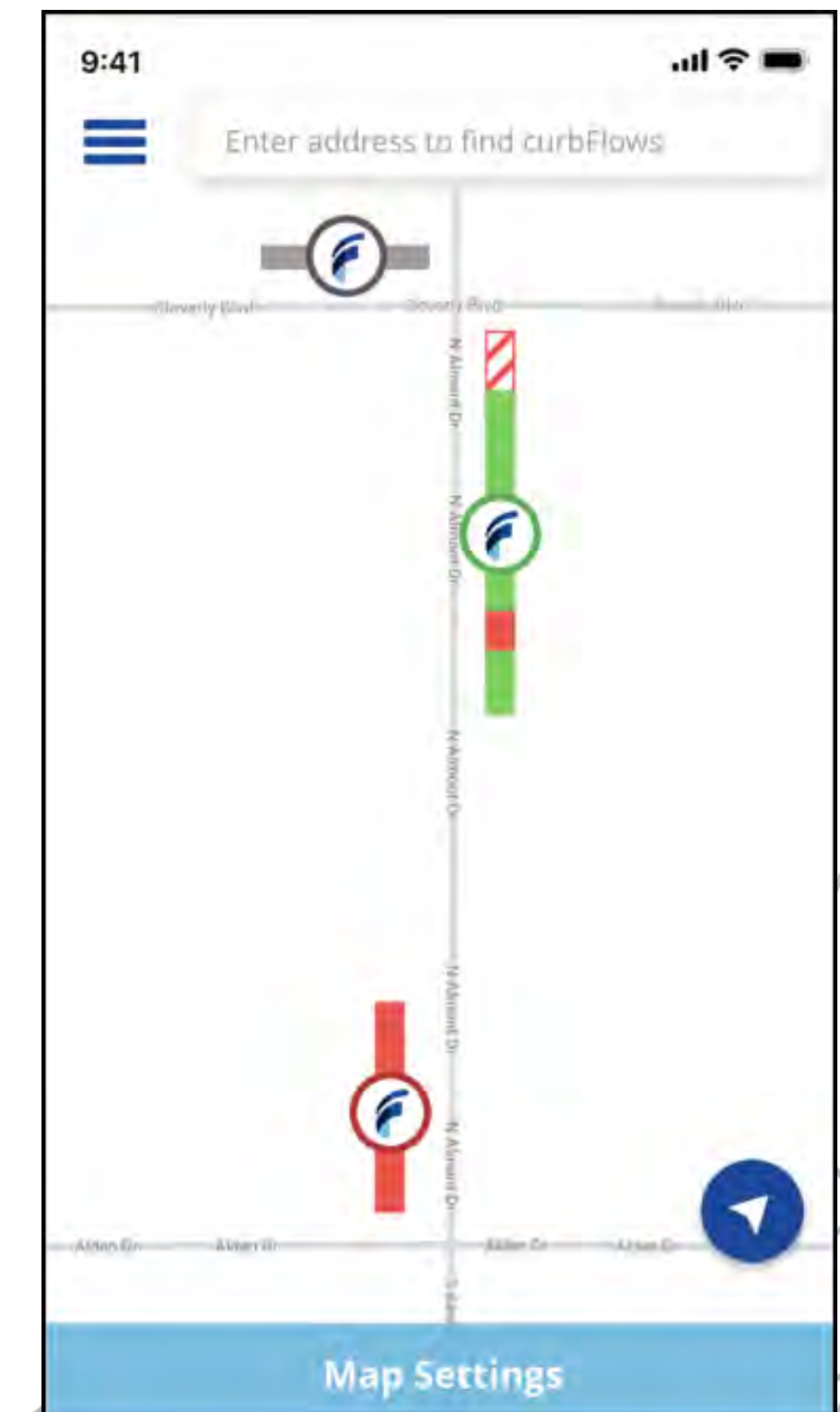
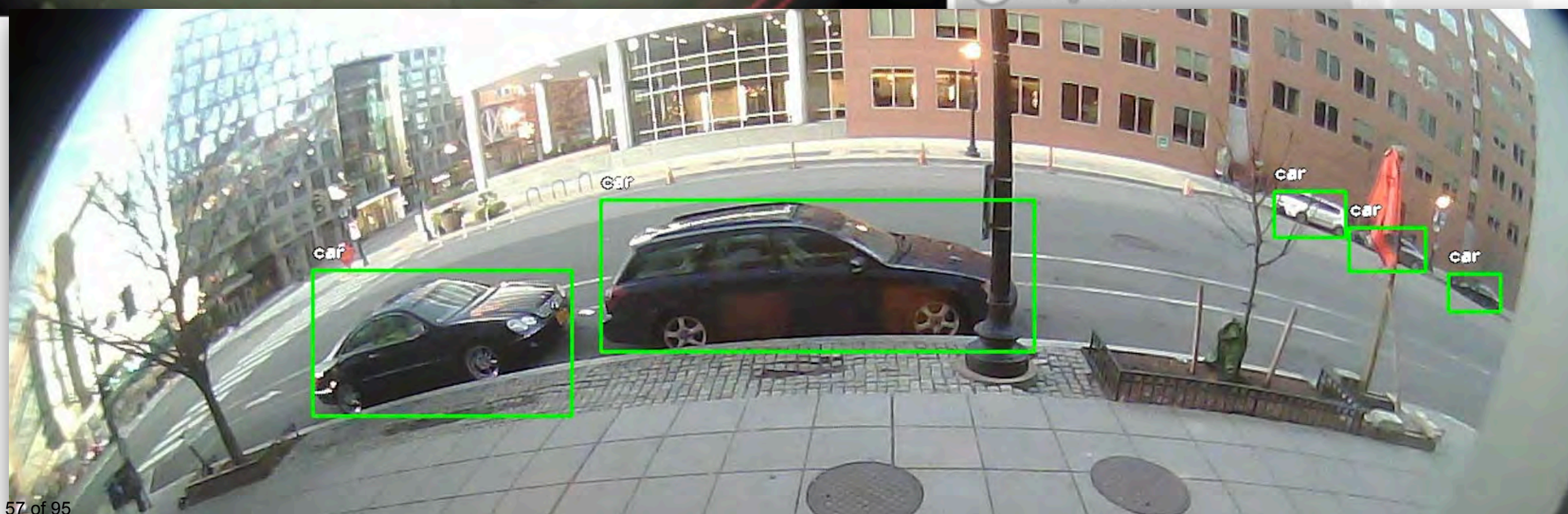
curbFlow's approach to Digitized Loading Zones



With curbVision and the curbFlow App, drivers know real-time curb availability

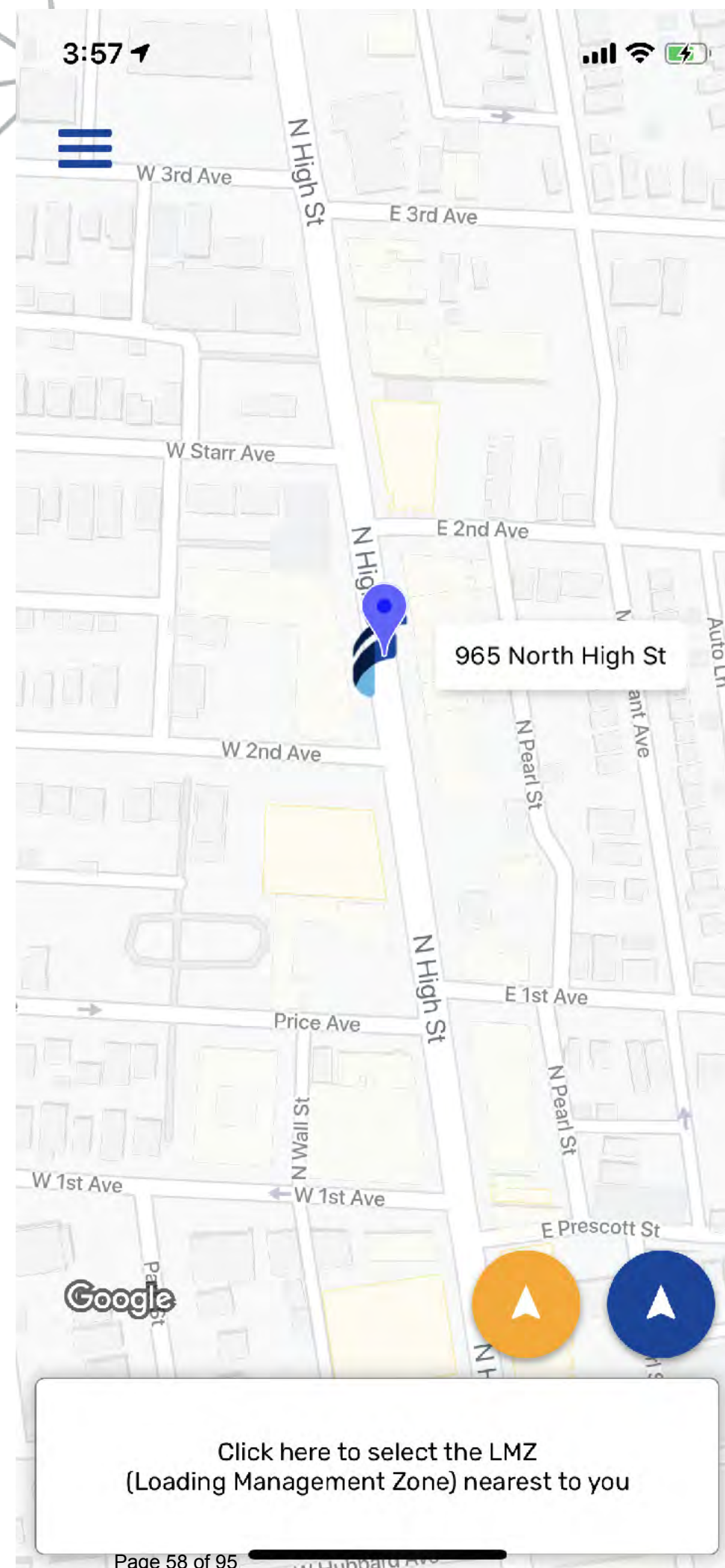
Monitor Curb Availability

Availability Provided to Drivers

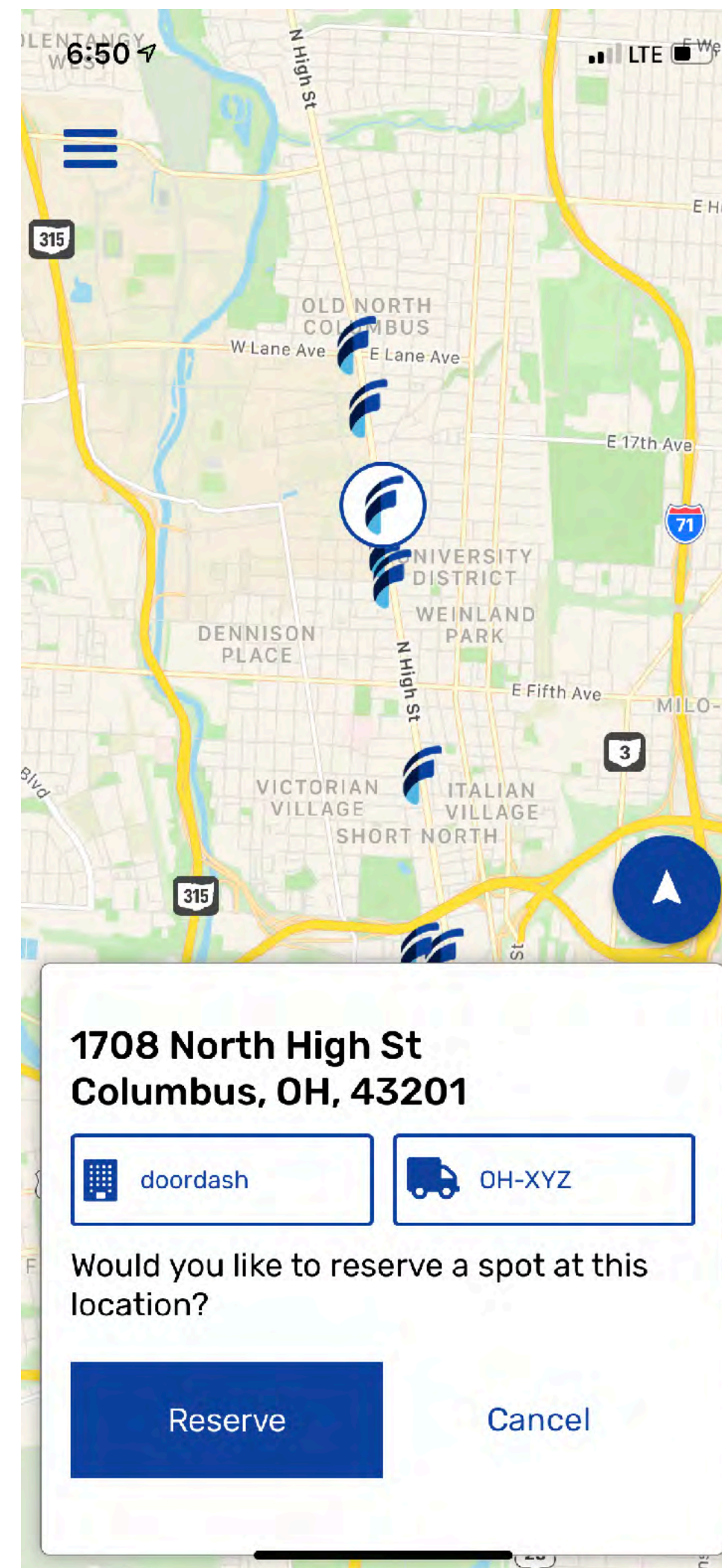


Drivers use curbFlow's app to reserve space

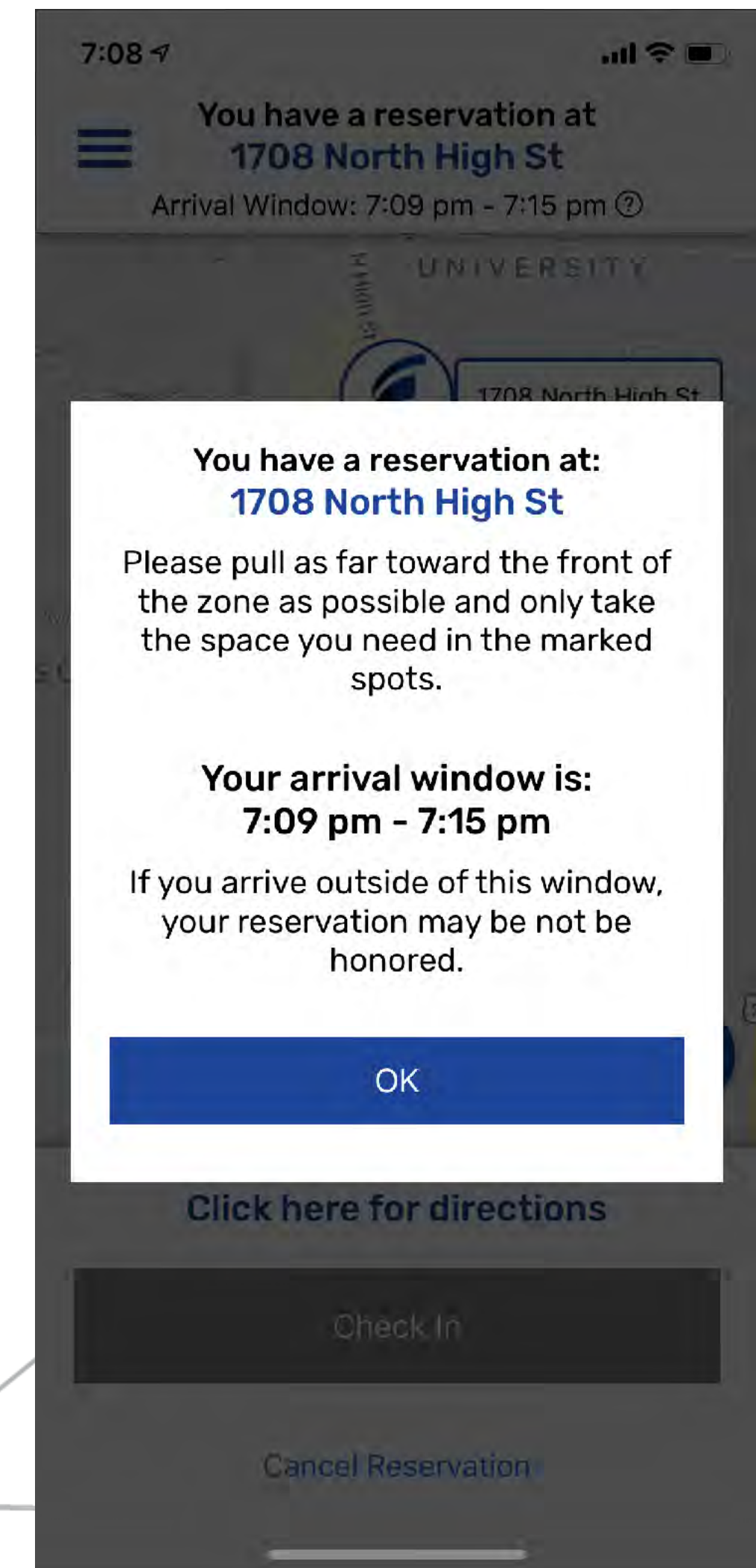
Select Location



Reserve Space



Manage Reservation



1 UPS requests a drop-off space from curbFlow



Request

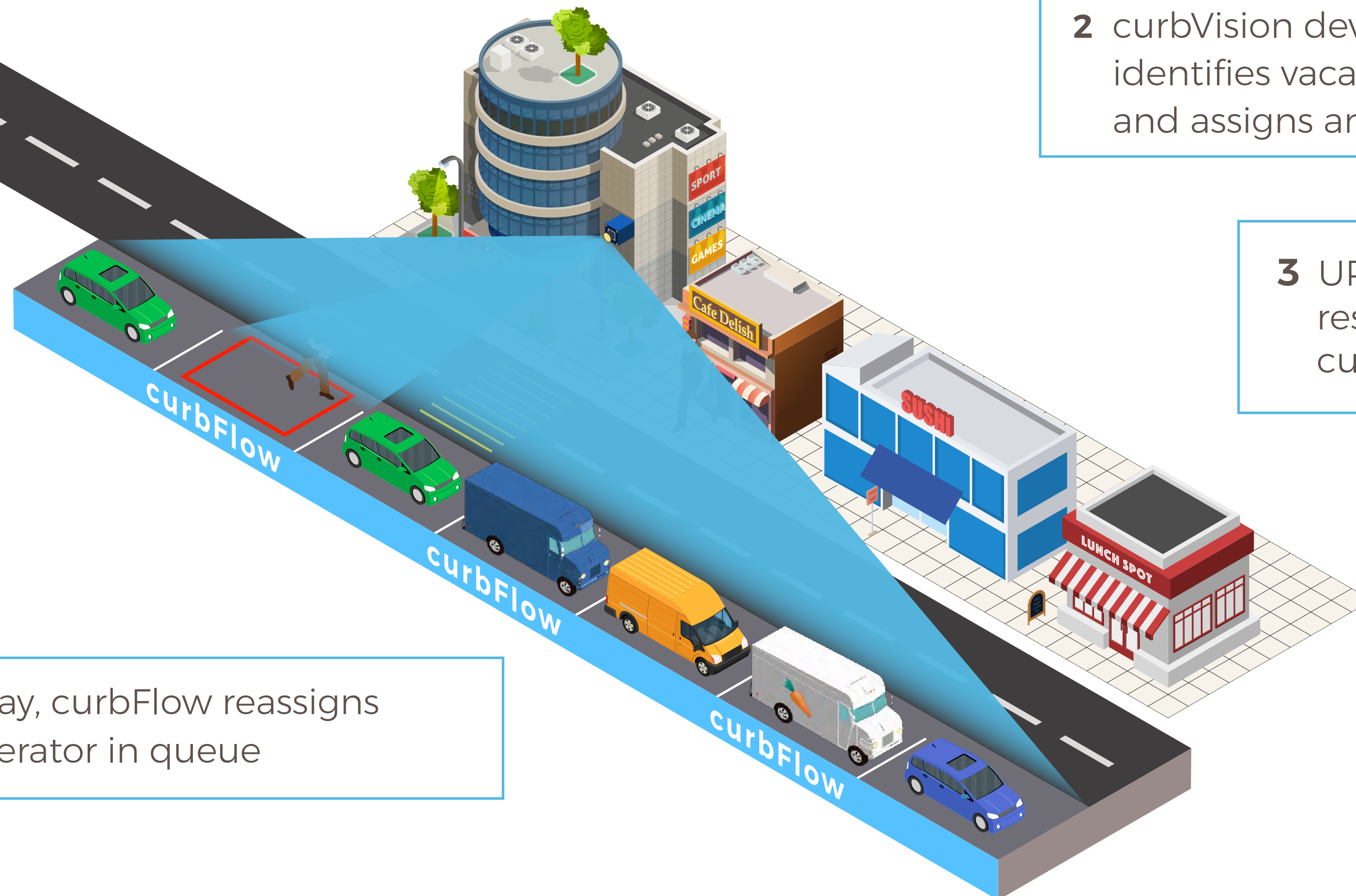


2 curbVision device on private property identifies vacancy at Managed curbFlow and assigns and reserves it for UPS

3 UPS directs the driver to the reserved curb through the curbFlow mobile app

4 When UPS enters, driver will have 15 minutes to drop-off

5 When UPS drives away, curbFlow reassigns space to the next operator in queue





“...With curbFlow, I love removing risk of parking tickets and the time saved finding parking...”

— Freight Driver, Washington, DC, October 2019





“...I love curbFlow because I can park on busy streets with spots reserved for easy deliveries. ...”

*— Freight Driver, Washington, DC
October, 2019*



“...One word. Convenience!...”

*— Freight Driver, Washington, DC
October 2019*





***“...curbFlow makes me feel safe,
secure and confident with
peace of mind doing my job...”***

*— Uber Eats Driver, Washington, DC
October 2019*

Uber Eats





“...Our drivers are no longer worried about being ticketed and given that we depend on these pickup drivers it's been an important service...”

— Rahul Vinod, Co-Founder and CEO, RASA, October 2019





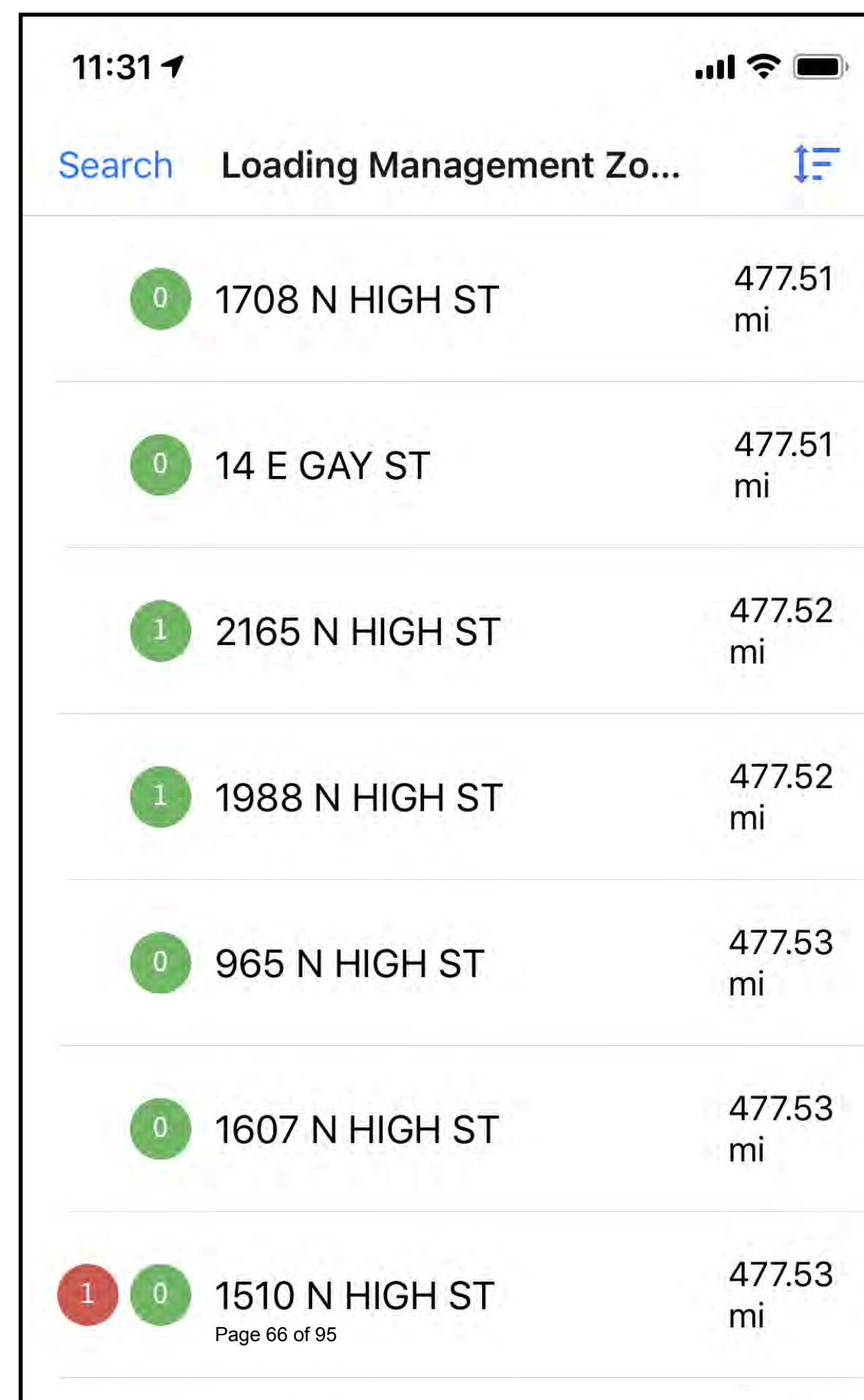
“...The curbFlow program was so successful, it will serve as an example for future programs...it also gave us a finer look at utilization to improve our own management...”

*— Dena Iverson, Chief External Affairs Officer, DDOT
November 2019*

d.

curbFlow's Enforcement Companion App provides the city with the real-time intelligence to effectively enforce Digital Flow Management

Eligible and Ineligible Vehicles by Location



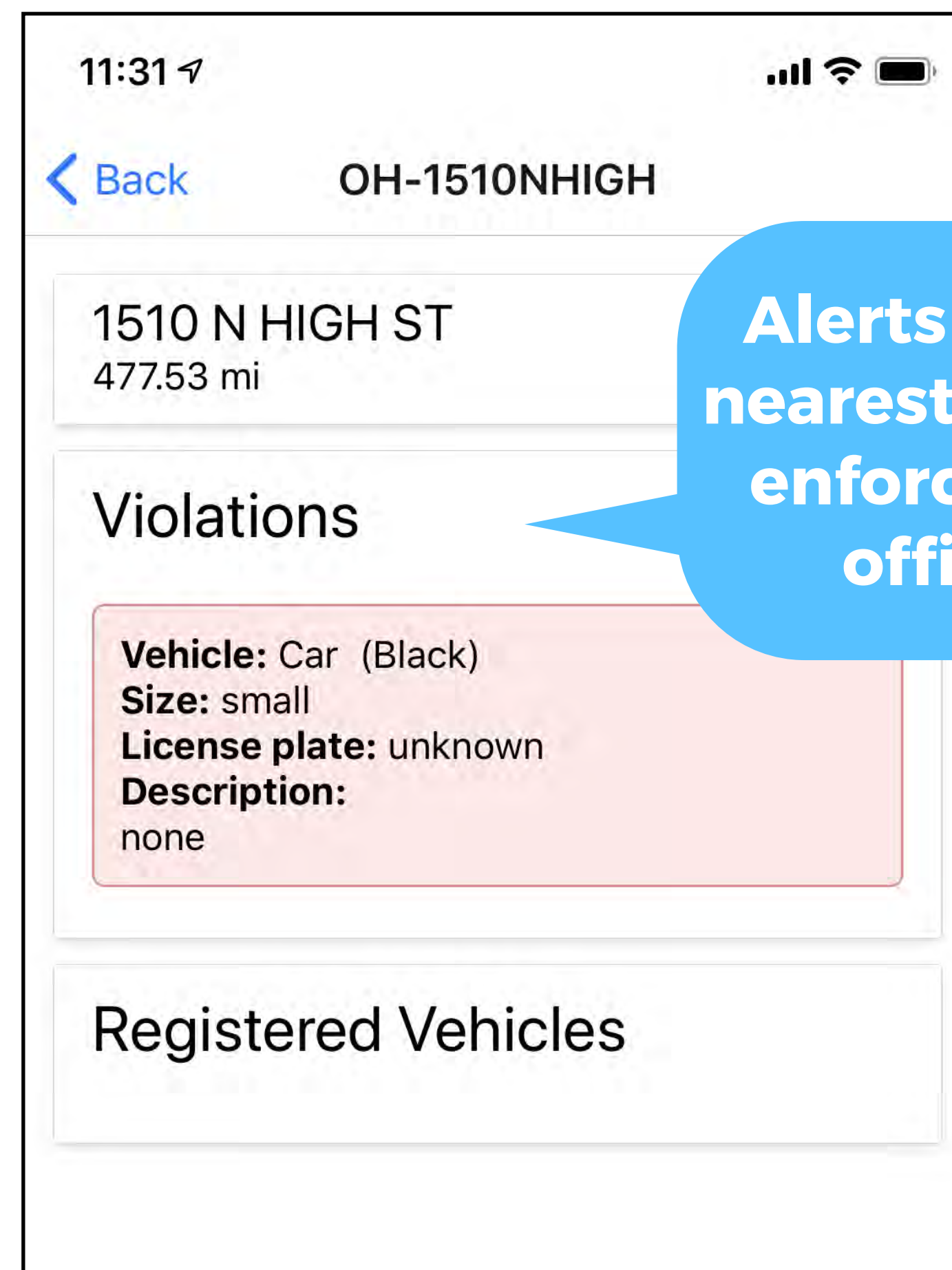
11:31

Search Loading Management Zo...

0	1708 N HIGH ST	477.51 mi
0	14 E GAY ST	477.51 mi
1	2165 N HIGH ST	477.52 mi
1	1988 N HIGH ST	477.52 mi
0	965 N HIGH ST	477.53 mi
0	1607 N HIGH ST	477.53 mi
1 0	1510 N HIGH ST	477.53 mi

Page 66 of 95

Violations Recorded



11:31

Back OH-1510NHIGH

1510 N HIGH ST
477.53 mi

Violations

Vehicle: Car (Black)
Size: small
License plate: unknown
Description: none

Registered Vehicles

Alerts sent to nearest parking enforcement officers

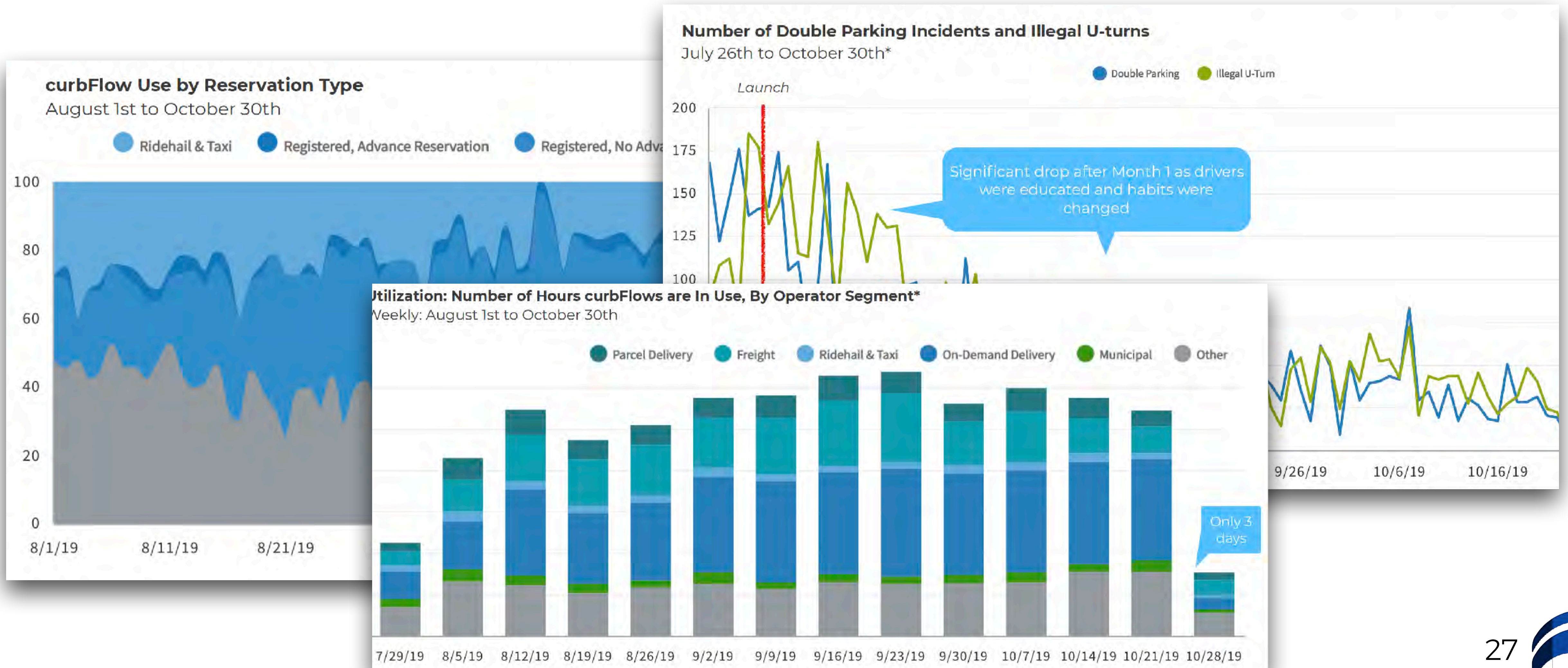
Violators Cleared



Officers assist in clearing curb space or write citation for improper use



With curbVision, curbFlow provides to our city partners unique and comprehensive vehicle data & insights...



...As well as new and unique data to solve for current city challenges

1

Pedestrian counting, direction, dwell time

2

Social distancing measurement

3

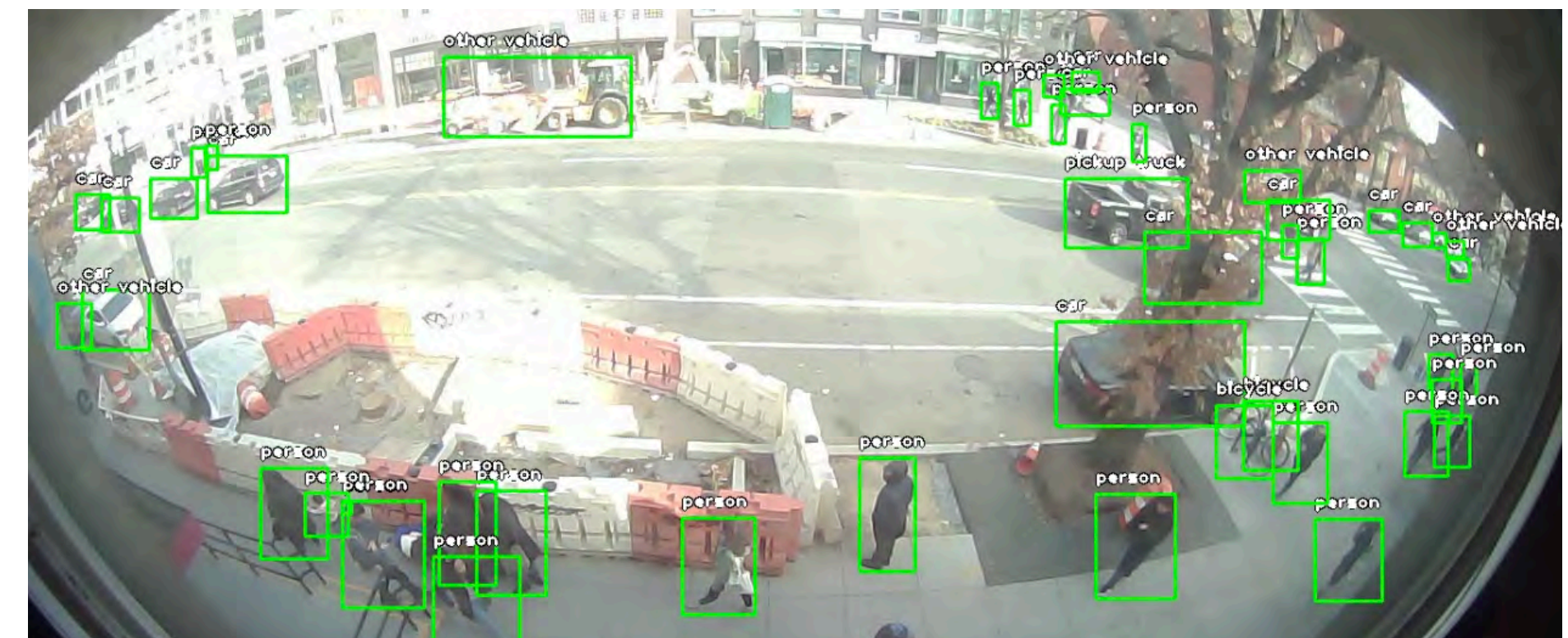
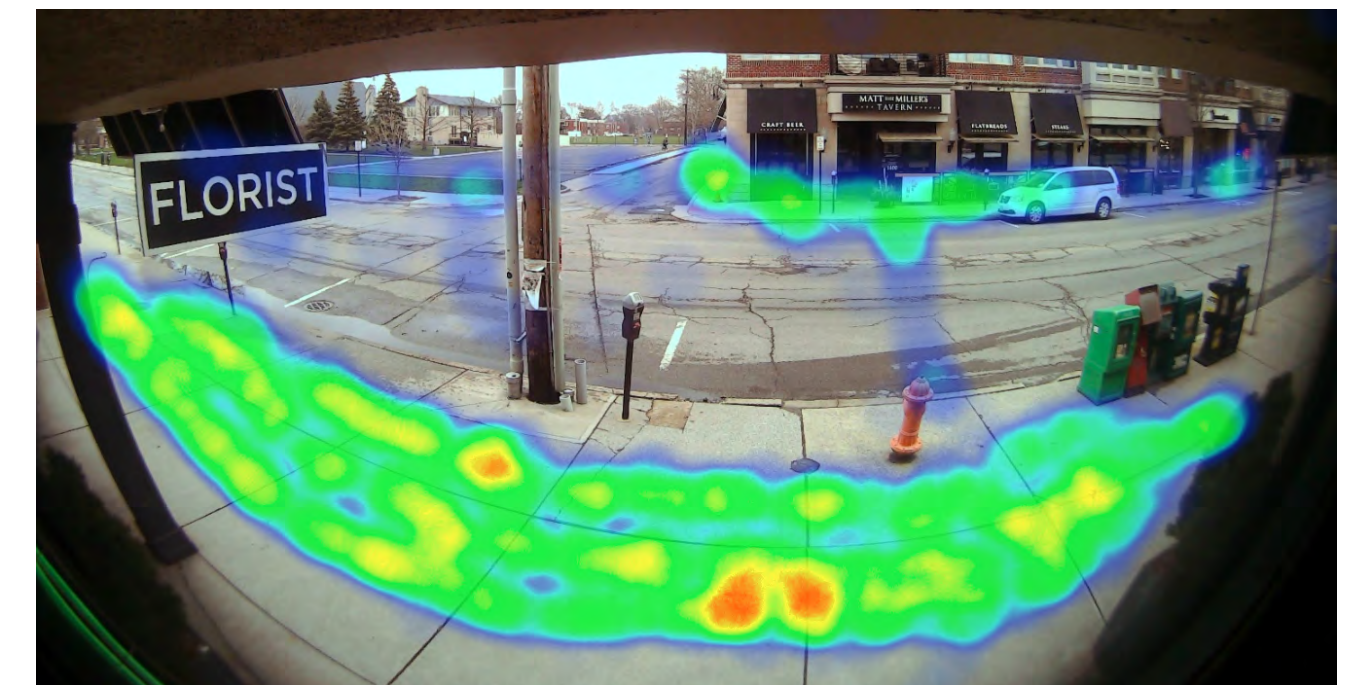
Sidewalk usage heat map

4

Cyclist counting and evolution

5

Violence or fight detection



An aerial photograph of Miami Beach, showing a wide sandy beach crowded with people and umbrellas. The turquoise ocean waves are breaking on the shore. In the background, a dense line of high-rise buildings forms the city skyline under a clear blue sky. The image is overlaid with a semi-transparent geometric pattern of white lines in the corners.

For discussion:

How can we best tailor Digital Flow Management for Miami Beach?



With curbFlow, Miami Beach has a number of revenue opportunities

1

Dynamic pricing of curbs and other assets

2

Citation revenue from more effective enforcement

3

A data-based approach to permitting (e.g., micromobility)

4

Incremental tax revenue from value-added initiatives to local businesses



Thank You

CONTACT

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Founder & CEO



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415.933.7899

Kevan Moniri

Sr. Director of Operations



kevan@curbflow.com



857.265.5538

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Ricky Arriola
DATE: May 28, 2020

SUBJECT: DISCUSS REOPENING OF DOG PARKS.

Applicable Area

Citywide

**Is this a "Residents Right
to Know" item, pursuant to
City Code Section 2-14?**

Yes

**Does this item utilize G.O.
Bond Funds?**

No

Legislative Tracking

Commissioner Ricky Arriola

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Ricky Arriola
DATE: May 28, 2020

SUBJECT: DISCUSS REOPENING OF OUTDOOR GYM EQUIPMENT.

ANALYSIS

The Center for Disease Control (CDC) now says that coronavirus does not spread easily via surfaces. Due to this as well as all benchmarks for reopening being met, I ask that we discuss the reopening of outdoor, open-air gym equipment according to CDC guidelines.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

Yes

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Commissioner Ricky Arriola

ATTACHMENTS:

Description

- NYT on CDC Guidance

Coronavirus Does Not Spread Easily on Surfaces, C.D.C. Says

If you're worried about wiping down grocery bags or disinfecting mailed packages, this C.D.C. guidance might bring some relief. It's not new information; the agency has been saying this for months.

By Jacey Fortin

May 22, 2020

Guidelines from the Centers for Disease Control and Prevention making the rounds this week on the internet are clarifying what we know about the transmission of the coronavirus.

The virus does not spread easily via contaminated surfaces, according to the C.D.C. For those who were worried about wiping down grocery bags or disinfecting mailed packages, the news headlines highlighting this guidance in recent days might have brought some relief.

But this information is not new: The C.D.C. has been using similar language for months. If anything, the headlines have pulled into sharper focus what we already know about the virus.

The coronavirus is thought to spread mainly from one person to another, typically through droplets when an infected person sneezes, coughs or talks at close range — even if that person is not showing symptoms.

“The virus that causes Covid-19 is spreading very easily and sustainably between people,” the C.D.C. says on its website. “Information from the ongoing Covid-19 pandemic suggest that this virus is spreading more efficiently than influenza, but not as efficiently as measles, which is highly contagious.”



Members of the Zavala Elementary School's custodial staff cleaning the surfaces in classrooms in Odessa, Texas. Ben Powell/Odessa American, via Associated Press

The website also says that people can become infected by “touching a surface or object that has the virus on it and then touching their own mouth, nose, or possibly their eyes.” But those are “not thought to be the main way the virus spreads.”

According to cached versions of the website that are available online, this language has remained largely unchanged since at least late March.

The format of the C.D.C. website was slightly altered this month, but the language about surfaces remained the same. It appears to have been placed under a new subheading — “The virus does not spread easily in other ways” — on May 11, and more information about the difficulty of catching the virus from animals was added.

Kristen Nordlund, a spokeswoman for the agency, told The Washington Post that the revisions followed an internal review and were the product of “usability testing.”

Latest Updates: Coronavirus Outbreak in the U.S.

- [Meat processing companies are reluctant to disclose detailed case counts.](#)
- [On Memorial Day, remembrances mix with politics.](#)
- [Crime is down in many places.](#)

[See more updates](#)

Updated 4m ago

More live coverage: [Global](#) [Markets](#) [New York](#)

“Our transmission language has not changed,” Ms. Nordlund said. “Covid-19 spreads mainly through close contact from person to person.”

Experts at the C.D.C. and elsewhere are still learning about the new coronavirus.

There are questions about how the density of virus particles could affect transmission rates. Researchers don’t yet know whether all speech, cough and sneeze droplets carrying the particles are equally infectious, or if a specific amount of virus needs to be transmitted for a person to get sick by breathing it in. A study last week found that talking alone can launch thousands of droplets into the air, and that they can remain suspended for eight to 14 minutes.

It seems that the virus spreads most easily when people are in close contact with one another — in a conversation, for example — or gathered in poorly ventilated spaces, said Linsey Marr, an aerosol scientist at Virginia Tech.

She said that in order for a person to catch the virus from a surface, it would seem that a few things would have to happen. First, the virus would have to be transmitted to the surface in large enough amounts. Then, it would have to survive on that surface until it was touched by someone else. And even if it was eventually transferred to, say, a person’s finger, it would then have to survive on the skin until that person happened to touch an eye or mouth.

[The Coronavirus Outbreak](#) >

Frequently Asked Questions and Advice

Updated May 20, 2020

• How can I protect myself while flying?

If air travel is unavoidable, [there are some steps you can take to protect yourself](#). Most important: Wash your hands often, and stop touching your face. If possible, choose a window seat. [A study from Emory University](#) found that during flu season, the safest place to sit on a plane is by a window, as people sitting in window seats had less contact with potentially sick people. Disinfect hard surfaces. When you get to your seat and your hands are clean, use

Page 75 of 95

disinfecting wipes to clean the hard surfaces at your seat like the head and arm rest, the seatbelt buckle, the remote, screen, seat back pocket and the tray table. If the seat is hard and nonporous or leather or pleather, you can wipe that

READ MORE 

“There’s just a lot more conditions that have to be met for transmission to happen via touching these objects,” Dr. Marr said.

A lot of what we know about how long the virus lives on surfaces comes from a study published in The New England Journal of Medicine in March. The study found that the virus can survive, under ideal conditions, up to three days on hard metal surfaces and plastic and up to 24 hours on cardboard.

And since catching the coronavirus from a contaminated surface is still considered a possibility, people who prefer to wipe down bags, boxes or park benches can still do so. The C.D.C. recommends washing your hands often and regularly cleaning or disinfecting frequently touched surfaces.

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Ricky Arriola
DATE: May 28, 2020

SUBJECT: DISCUSS EXPANDING ALLOWABLE HOURS FOR BIKES ON THE BEACHWALK.

BACKGROUND/HISTORY

Now that different parts of Miami Beach are opening up, including the public beach, I ask that the Commission discuss expanding the allowable hours for bikes on the beachwalk.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

Yes

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Commissioner Ricky Arriola

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Commissioner Michael Gongora
DATE: May 28, 2020

SUBJECT: DISCUSSION REGARDING TRANSPORTING THE MIAMI-DADE COUNTY PUBLIC SCHOOLS GRAB AND GO MEALS TO LOCATIONS IN THE MIAMI BEACH FEINBERG FISHER K-8 AND BISCAYNE BEACH ELEMENTARY NEIGHBORHOODS.

ANALYSIS

Please place on the May 28 Commission agenda, a discussion item regarding transporting the Miami-Dade County Public Schools Grab and Go Meals to locations in the Miami Beach Feinberg Fisher K- 8 and Biscayne Beach Elementary neighborhoods. This was the 3rd motion that was made by the Committee for Quality Education at their April 28 meeting. Please find the Letter to the Commission (LTC) with motion attached. Please feel free to contact Diana Fontani should you need additional information.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

Yes

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Commissioner Michael Gongora

ATTACHMENTS:

Description

- LTC Quality of Education Motion 3

MIAMI BEACH

OFFICE OF THE CITY MANAGER

NO. LTC # **172-2020**

LETTER TO COMMISSION

TO: Mayor Dan Gelber and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: May 8, 2020

SUBJECT: Committee for Quality Education Motions

The Committee for Quality Education would like you to be aware of the following motions regarding a request to support the Miami Beach Senior High School Patio Beautification Project and food distribution locations, approved at the April 28, 2020 committee meeting.

C: Executive Staff

Dr. Leslie Rosenfeld, Chief Learning Development Officer



MT/LDR

City of Miami Beach
Committee for Quality Education

Meeting of April 28, 2020

Members Present: Mary Keinath, Joshua Levy, Elisheva Rogoff, Judith Berson-Levinson, Tiffany Heckler, Karen Edelstein, Rachel Weissman, Beverly Heller, Jamie Adams, Ivan Alvarez, Karen Latham, Beth Edwards, and Betsy Mateu,

Members Absent: Jordan Leonard

Motion 1

Motion made by Beverly Heller

Motion seconded by Judith Berson-Levinson

The Miami Beach Committee for Quality Education rescinds the motion from the March 17, 2020 meeting, due to COVID-19 economic impacts, requesting support for the Miami Beach Senior High School Parent Teacher Student Association (PTSA) ask of \$200,000 for their Miami Beach Senior High School Patio Beautification Project.

The Committee for Quality Education urges the Mayor and Commission to support the above request.

Motion Passage: Votes 13-0

Motion 2

Motion made by Beverly Heller

Motion seconded by Judith Berson-Levinson

The Miami Beach Committee for Quality Education requests the Mayor and City Commission support the Miami Beach Senior High School Parent Teacher Student Association (PTSA) Patio Beautification Project.

The Committee for Quality Education urges the Mayor and Commission to support the above request.

Motion Passage: Votes 13-0

Motion 3

Motion made by Beverly Heller

Motion seconded by Beth Edwards

The Miami Beach Committee for Quality Education requests the support of the Mayor and City Commission to request support from Miami-Dade County Public Schools (MDCPS) to allow the City of Miami Beach to transport MDCPS Grab and Go meals to locations in the Miami Beach Fienberg Fisher K-8 and Biscayne Beach Elementary neighborhoods.

The Committee for Quality Education urges the Mayor and Commission to support the above request.

Motion Passage: Votes 13-0

Motion 4

Motion made by Beth Edwards

Motion seconded by Beverly Heller

The Miami Beach Committee for Quality Education requests the Mayor and City Commission through the City's Division of Emergency Management establish locations throughout Miami Beach to coordinate volunteers to collect and distribute community donations to support families in need.

The Committee for Quality Education urges the Mayor and Commission to support the above request.

Motion Passage: Votes 13-0

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: May 28, 2020

SUBJECT: DISCUSSION REGARDING BEACH REOPENING ENFORCEMENT.

Applicable Area

Citywide

**Is this a "Residents Right
to Know" item, pursuant to
City Code Section 2-14?**

Yes

**Does this item utilize G.O.
Bond Funds?**

No

Legislative Tracking

Office of City Manager

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: May 28, 2020

SUBJECT: DISCUSSION REGARDING FOURTH OF JULY CELEBRATION AND
POSSIBLE CANCELLATION OF EVENT.

Applicable Area

Citywide

Is this a "Residents Right
to Know" item, pursuant to
City Code Section 2-14?

No

Does this item utilize G.O.
Bond Funds?

No

Legislative Tracking

Office of the City Manager

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: May 28, 2020

SUBJECT: UPDATE ON THE CITY'S CDBG CORONAVIRUS SMALL BUSINESS ASSISTANCE PROGRAM.

BACKGROUND/HISTORY

As the City of Miami Beach is a HUD entitlement recipient of Community Development Block Grant (CDBG) funds, the CARES Act has made available approximately \$564,276.00 in supplemental CDBG Coronavirus funds (CDBG-CV).

On May 13, 2020, Resolution 2020-31257 authorized amendment of the City's 2018-2022 Consolidated Plan and FY 2019 Action Plan in order to administer these funds, with \$200,000 devoted to small business assistance.

ANALYSIS

Per federal guidelines, the grant funding is intended to “avoid job loss caused by business closures related to social distancing by providing short-term working capital assistance to small businesses to enable retention of jobs held by low- and moderate-income persons.”

Accordingly, Economic Development and Housing have developed a program providing relief up to \$10,000 in reimbursable grants for small businesses of no more than 20 employees. Businesses will not be required to repay funds to the City, as long as the business, throughout a period of 12 months, retains or creates one (1) full-time employee that resides in a low-income City of Miami Beach household***. Upon 12 months after receiving the funding, the business must verify compliance with the employee retention requirement by submitting payroll documentation. If unable to verify compliance, then any funds received from the City must be repaid.

- Eligibility. To be eligible to apply, businesses must have a valid Miami Beach BTR since February 1, 2019, be in good standing with the Finance and Code Compliance departments, and may not have been deemed an “essential business” by emergency order of the City of Miami Beach (i.e., the business must have been forced closed during the pandemic).
- Funding type. Upon submission by eligible businesses of applications with expense receipts, the City will reimburse receipts for qualified expenses up to \$10,000 per business. Each business is limited to \$10,000, but there is no limit on the number of applicants or their number

of applications for reimbursement, until the \$200,000 program funding is exhausted.

- Permitted use of funds. 'Qualified business expenses' are considered any operational costs such as payroll, utilities, rents, and/or COVID-related expenditures. Receipts for qualified expenses must be submitted before reimbursement is paid by the City, and businesses must also prove retention of one employee 12 months after the reimbursement, otherwise all funding must be paid back.

***Low Income Employee. HUD develops income limits based on Median Family Income estimates and Fair Market Rent area definitions for each metropolitan area (i.e., Miami-Dade County). Low income is defined as earning 80% of the median family income. The 2020 income limits applicable for the household of the employee of the applicant business are:

Household Size	1-Person	2-Person	3-Person	4-Person	5-Person	6-Person	7-Person	8-Person
Low-Income (80%) AM	\$51,200	\$58,500	\$65,800	\$73,100	\$78,950	\$84,800	\$90,650	\$96,500

CONCLUSION

The City Commission authorized use of the CDBG-CV funds for small business assistance per Resolution 2020-31257 and further City Commission action is not required. It is the recommendation of the Administration to move forward with the funding program as described, pursuant to any additional direction the Commission deems appropriate.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

Yes

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Economic Development

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael E. Granado, City Clerk
DATE: May 28, 2020

SUBJECT: HOW A PERSON MAY PARTICIPATE DURING THE VIRTUAL CITY
COMMISSION MEETING / VIRTUAL COMMISSION MEETING
PROCEDURES.

RECOMMENDATION

ANALYSIS

See memorandum.

Applicable Area

Not Applicable

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Office of the City Clerk

ATTACHMENTS:

Description

- ▢ Memorandum

CITY OF MIAMI BEACH
HOW A PERSON MAY PARTICIPATE DURING THE
VIRTUAL CITY COMMISSION MEETING
AND
VIRTUAL COMMISSION MEETING PROCEDURES

May 28, 2020

The May 28, 2020 City of Miami Beach Commission Meeting will be held as a Virtual Meeting with the Mayor, Commissioners, and City staff participating through video conferencing.

- **How to observe the Virtual Commission Meeting:**

The Virtual Commission Meeting will be broadcast live on Miami Beach TV (MBTV), viewable on the City's website at <https://www.miamibeachfl.gov/government/mbtv/>, as well as on Atlantic Broadband Cable channel 660, AT&T U-verse channel 99, Hotwire Communications channel 395, and ROKU device on PEG.TV channel, and on social media at [facebook.com/cityofmiamibeach](https://www.facebook.com/cityofmiamibeach).

- **How to provide spoken public comment during the Virtual Commission Meeting:**

To participate or provide comments during the Virtual Commission Meeting, the public may join the webinar at: <https://us02web.zoom.us/j/87969403035> or by telephone at: 1.301.715.8592 (U.S.) or 877.853.5257 (Toll Free) Webinar ID: 87969403035#

Members of the public wanting to speak on an item during the meeting, must click the "raise hand" icon if using the Zoom app or press *9 on the telephone to raise their hand.

- **How to submit written public comment before the Virtual Commission Meeting:**

The public may submit written comments by sending an email to CityClerk@miamibeachfl.gov by 5:00 p.m. the day before the Virtual Commission Meeting. Please identify the Agenda Item Number in the email subject line. Emails received will be forwarded to the Mayor and Commissioners and will be included as a part of the meeting record.

Please note that Governor DeSantis' Executive Order Number 20-69 suspended the requirement of Section 112.286, Florida Statutes, the Florida Sunshine Law, that a quorum must be present in person, and that a local government body meet at a specific public place. The Executive Order also allows local government bodies to utilize communications media technology, such as telephonic and video conferencing for local government body meetings.

GENERAL INFORMATION

The regularly scheduled meetings of the City Commission are established by Resolution. Scheduled meeting dates are available in the Office of the City Clerk's webpage at: <https://www.miamibeachfl.gov/wp-content/uploads/2020/05/2020-Commission-Dates-4.pdf> or by calling the Office of the City Clerk at: 305.673.7411.

1. The Dr. Stanley Sutnick Citizens' Forum will be held during the first Commission meeting each month. The Dr. Stanley Sutnick Citizens' Forum starts at 8:30 a.m., or as soon as possible thereafter. Approximately thirty (30) minutes will be allocated for each session, with individuals being limited to no more than three (3) minutes or for a period established by the Mayor. No appointment or advance notification is needed to speak to the Commission during this Forum. During the Dr. Stanley Sutnick Citizen's Forum, the public may speak on any issues and/or concerns.
2. Prior to every Commission meeting, an Agenda and backup material are published by the Administration. The Agenda and backup materials are available on the City's website: <https://www.miamibeachfl.gov/city-hall/city-clerk/agenda-archive-main-page-2/> the Thursday prior to a regularly scheduled Virtual Commission Meeting.
3. Any person requesting placement of an item on the Agenda must provide a written statement with his/her complete address and telephone number to the Office of the City Manager, 1700 Convention Center Drive, 4th Floor, Miami Beach, FL 33139, briefly outlining the subject matter of the proposed presentation. To determine whether the request can be handled administratively, an appointment may be scheduled to discuss the matter with a member of the City Manager's staff. "Requests for Agenda Consideration" will not be placed on the Agenda until after Administrative staff review. Such review will ensure that the issue is germane to the City's business and has been addressed in sufficient detail so that the City Commission may be fully apprised. Such written requests must be received in the City Manager's Office no later than noon on Monday of the week prior to the scheduled Commission meeting to allow time for processing and inclusion in the Agenda package. Presenters will be allowed sufficient time, within the discretion of the Mayor, to make their presentations and will be limited to those subjects included in their written requests.
4. Once an Agenda for a Virtual Commission Meeting is published, persons wishing to speak on item(s) listed on the Agenda, other than public hearing items and the Dr. Stanley Sutnick Citizens Forum, should call or email the Office of the City Clerk at 305.673.7411 / CityClerk@miamibeachfl.gov, before 5:00 p.m., no later than the day prior to the Commission meeting and give their name, the Agenda item to be discussed, and if known, the Agenda item number.
5. All persons who have been listed by the City Clerk to speak on the Agenda item in which they are specifically interested, and persons granted permission by the Mayor, will be allowed sufficient time, within the discretion of the Mayor, to present their views. When there are scheduled public hearings on an Agenda item, IT IS NOT necessary to register at the Office of the City Clerk in advance of the meeting. All persons wishing to speak at a public hearing may do so and will be allowed sufficient time, within the discretion of the Mayor, to present their views.

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael E. Granado, City Clerk
DATE: May 28, 2020

SUBJECT: USE OF AUDIO-VISUAL EQUIPMENT FOR PRESENTATIONS DURING
PUBLIC MEETINGS.

RECOMMENDATION

AUDIO/VISUAL PRESENTATIONS

Members of the public may present audio/visual (AV) materials relating to Agenda Items at City Commission meetings by utilizing the City's AV equipment, provided that materials are submitted to the Department of Marketing and Communications by 8:30 a.m., one (1) business day prior to the meeting. Advance submittal of a presentation will allow the Communications Department to plan for the use of the appropriate AV equipment. AV materials must be submitted via email at communications@miamibeachfl.gov. The body of the email must include a notation listing the name or group, contact person, daytime telephone number, email address, description/title of the presentation, and Agenda Item Title as well as the Agenda Item Number. Please reference "*Audio/Visual Material*" in the email subject line. Acceptable formats for electronic submission are .pdf, .ppt, .pptx, .pps, .ppsx, .wmv, .avi, and .mov. (Note that .pdf is the preferred format for PowerPoint presentations.)

Applicable Area

Not Applicable

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Marketing and Communications

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael E. Granado, City Clerk
DATE: May 28, 2020

SUBJECT: 2020 COMMISSION MEETING DATES

ANALYSIS

See attached.

Applicable Area

Not Applicable

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Office of the City Clerk

ATTACHMENTS:

Description

▢ Attachment

MIAMI BEACH

2020 CITY COMMISSION MEETING DATES

Commission Meetings Start at 8:30 a.m. (unless noted)

Presentations & Awards/Commission Meetings Start at 5:00 p.m. (unless noted)

January 15

P&A will be heard in the January 15 meeting

January 27 @ 8:55 a.m. Special Commission Meeting

January 27 @ 9:00 a.m. City Commission Retreat

February 12

February 26

March 5 @ 9:00 a.m. Commission Goals Conference

March 13 @ 1:00 p.m. Special Commission Meeting

March 18

P&A will be heard in the March 18 meeting

March 25 @ 10:30 a.m. Special Commission Meeting

April 22

P&A will be heard in the April 22 meeting

May 1 @ 9:00 a.m. Special Commission Meeting

May 8 @ 9:00 a.m. Special Commission Meeting

May 13

May 22 @ 9:00 a.m. Special Commission Meeting

~~May 27~~ Cancelled

May 28 @ 9:00 a.m. Special Commission Meeting

June 5 @ 9:00 a.m. Special Commission Meeting

June 12 @ 9:00 a.m. Special Commission Meeting

June 24

P&A will be heard in the June 24 meeting

July 29

P&A will be heard in the July 29 meeting

August - City Commission in recess

September 16

September 29 @ 5:00 p.m. 2nd Budget Meeting

October 14

October 28

November 18

P&A will be heard in the November 18 meeting

December 9

P&A will be heard in the December 9 meeting

In those cases where the Regular Commission Meeting is combined with the P&A Meeting, Presentations will start at 5:00 p.m., unless noted otherwise.

Meetings are held in the City Commission Chambers, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, unless noticed otherwise.

The Dr. Stanley Sutnick Citizens' Forum will be held during the first Commission meeting each month. The Forum will be split into two (2) sessions, 8:30 a.m. and 1:00 p.m. Approximately thirty (30) minutes will be allocated per session, with individuals being limited to no more than three (3) minutes. No appointment or advance notification is needed in order to speak to the Commission during this Forum.

F:\CLERK\ALL\LILIA\COMMISSION MEETING DATES FILE\2020\2020 Commission Dates.docx

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael E. Granado, City Clerk
DATE: May 28, 2020

SUBJECT: ADVERTISEMENTS.

Applicable Area

Not Applicable

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Office of the City Clerk

ATTACHMENTS:

Description

▣ Ad



Community Council 2020 Elections

Become involved in your community, Community Council members help shape their community by making zoning and land use decisions for a specified geographic area.

Available Seats for 2020 Ballot:

Community Council 2 (Northeast)

Subarea – 22
Subarea – 23
Subarea – 24
Subarea – 26

Community Council 5 (Country Club of Miami)

Subarea – 52
Subarea – 53
Subarea – 54
Subarea – 55
Subarea – At-Large

Community Council 7 (Biscayne Shores)

Subarea – 72(a)
Subarea – 72(b)
Subarea – 73(a)
Subarea – 73(b)

Community Council 8 (North Central)

Subarea – 81
Subarea – 82
Subarea – 84
Subarea – At-Large

Community Council 10 (Westchester)

Subarea – 101
Subarea – 102
Subarea – At-Large
Subarea – 105
Subarea – 106

Community Council 11 (West Kendall)

Subarea – 112
Subarea – 114
Subarea – 116

Community Council 12 (Kendall)

Subarea – 121
Subarea – 122
Subarea – 124
Subarea – 126

Community Council 14 (Redland)

Subarea – 141
Subarea – 142
Subarea – 143
Subarea – 144
Subarea – 145
Subarea – 146

Community Council 15 (South Bay)

Subarea – 152
Subarea – 154
Subarea – 156

Community Council 16 (Fisher Island)

Subarea – 161-A
Subarea – 161-B
Subarea – 161-C
Subarea – 161-D
Subarea – 161-E
Subarea – 161-F

Elected Council Members shall, for at least six (6) months prior to qualifying, have been resident electors of the council area for which they are qualifying, and, for at least three (3) years prior to qualifying, resident electors of Miami-Dade County. Additionally, each elected Council Member seeking to represent a subarea shall, for three (3) months prior to qualifying, have been a resident elector of the separate subarea of the council area for which the Member is qualifying. The qualifying period to run for the August 18, 2020 election begins at 8:00 a.m., Monday, June 8, 2020 through noon, Tuesday, June 9, 2020. The qualifying office may accept and hold qualifying documents submitted no earlier than 14 days prior (May 25, 2020) to the beginning of the qualifying period. To verify the subarea of your residence, please contact the Department of Regulatory and Economic Resources, Zoning Agenda Coordinator at 305-375-1244.

Should you have any questions or concerns that pertain to the qualification process, please contact Miami-Dade County Elections Department, Campaign Qualifying Section at 305-499-8410. Miami-Dade County employees are not eligible.

For legal ads online, go to <http://legalads.miamidade.gov>

MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF VIRTUAL SPECIAL CITY COMMISSION MEETING

MAY 28, 2020 AT 9:00 A.M.

NOTICE IS HEREBY given that the City Commission of the City of Miami Beach, Florida, will hold a **Virtual Special City Commission Meeting on May 28, 2020 at 9:00 a.m.** to discuss Coronavirus (COVID-19) matters. This Virtual Special Commission Meeting will be broadcast live on Miami Beach TV (MBTV), viewable on the City's website at <https://www.miamibeachfl.gov/government/mbtv/>, as well as on Atlantic Broadband Cable channel 660, AT&T U-verse channel 99, Hotwire Communications channel 395, and ROKU device on PEG.TV channel, and on social media at [facebook.com/cityofmiamibeach](https://www.facebook.com/cityofmiamibeach).

To take part in or provide comments during the **May 28, 2020, 9:00 a.m.** Virtual Special Commission Meeting, the public may:

- Join the webinar at: <https://us02web.zoom.us/j/87969403035>

Or

- By telephone at: 301.715.8592 (U.S.) or 877.853.5257 (Toll Free)

Webinar ID: 87969403035 #

Members of the public wanting to speak on an item during the Virtual Special Commission Meeting, must click the "raise hand" icon if using the Zoom app or press *9 on the telephone to raise their hand.

INTERESTED PARTIES are invited to take part in this meeting or be represented by an agent. The public may submit written comments by sending an email to: CityClerk@miamibeachfl.gov by 5:00 p.m. the day before the Virtual Special Commission Meeting. Please identify the Agenda Item Number in the email subject line. Emails received will be forwarded to the Mayor and Commissioners and will be included as a part of the meeting record.

Copies of Agenda Items are available for public inspection at: <https://www.miamibeachfl.gov/city-hall/city-clerk/agenda-archive-main-page-2/>. This meeting, or any item therein, may be continued, and under such circumstances, additional legal notice need not be provided.

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meetings or its hearings, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

Members of the public may present audio/visual (AV) materials relating to Agenda Items at City Commission meetings by utilizing the City's AV equipment, provided that materials are submitted to the Department of Marketing and Communications by 8:30 a.m., one (1) business day prior to the meeting. Advance submittal of a presentation will allow the Communications Department to plan for the use of the appropriate AV equipment. AV materials must be submitted via email at communications@miamibeachfl.gov. The body of the email must include a notation listing the name or group, contact person, daytime telephone number, email address, description/title of the presentation, and Agenda Item Title as well as the Agenda Item Number. Please reference "Audio/Visual Material" in the email subject line. Acceptable formats for electronic submission are .pdf, .ppt, .ptpx, .pps, .ppsx, .wmv, .avi, and .mov. (Note that .pdf is the preferred format for PowerPoint presentations.)

To request this material in alternate format, sign language interpreter (five-day notice required), information on access for persons with disabilities, and/or any accommodation to review any document or participate in any city-sponsored proceedings, call 305.604.2489 and select 1 for English or 2 for Spanish, then option 6; TTY users may call via 711 (Florida Relay Service).

Rafael E. Granado, City Clerk
City of Miami Beach

Ad 05282020-01

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Office of the City Clerk
DATE: May 28, 2020

SUBJECT: TIME CERTAIN.

Applicable Area

Not Applicable

**Is this a "Residents Right
to Know" item, pursuant to
City Code Section 2-14?**

No

**Does this item utilize G.O.
Bond Funds?**

No

Legislative Tracking

Office of the City Clerk