

MIAMI BEACH

Commission Meeting

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January 13, 2021 - 8:30 AM

Mayor Dan Gelber
Commissioner Ricky Arriola
Commissioner Michael Gongora
Commissioner Steven Meiner
Commissioner David Richardson
Commissioner Mark Samuelian
Commissioner Micky Steinberg

Interim City Manager Raul J. Aguila
Acting City Attorney Rafael Paz
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. INSPIRATIONAL MESSAGE
3. PLEDGE OF ALLEGIANCE
4. REQUEST FOR ADDITIONS, WITHDRAWALS, AND DEFERRALS
5. RECESS FOR LUNCH AT APPROXIMATELY 12:00 P.M.

CONSENT AGENDA

C2 - Competitive Bid Reports

- C2 A REQUEST FOR APPROVAL TO AWARD A CONTRACT PURSUANT TO INVITATION TO BID (ITB) NO. 2020-026-DF FOR NORTH BEACH OCEANSIDE PARK BEACHWALK (FROM 79TH TO 87TH ST) FM#440841-1-58-01, CONTINGENT UPON APPROVAL OF AWARD FROM FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT).

Capital Improvement Projects/Procurement

ITEM DEFERRED

- C2 B REQUEST FOR APPROVAL TO AWARD A CONTRACT PURSUANT TO INVITATION TO BID (ITB) NO. 2021-028-AY 59TH STREET BIOSWALE.

Public Works/Procurement

- C2 C REQUEST FOR APPROVAL OF TERM RENEWAL OPTIONS, SERVICE/TASK ORDERS AND CHANGE ORDERS ON CITY AWARDED CONTRACTS.

Procurement

- C2 D REQUEST FOR APPROVAL TO ISSUE REQUEST FOR PROPOSALS (RFP) 2021-105-KB FOR THE DEVELOPMENT AND OPERATION OF THE COLLINS PARK CULTURAL ARTS FACILITY.

Economic Development/Procurement

ITEM DEFERRED

C4 - Committee Assignments

- C4 A REFERRAL TO THE PLANNING BOARD - MEMBERSHIP CATEGORIES ON CITY LAND USE BOARDS.

Planning

Commissioner Michael Gongora

Supplemental updated on 1/12/2021 (Revised Draft Ordinance)

- C4 B REFERRAL TO THE PLANNING BOARD TO DISCUSS DECREASING THE ALLOWABLE HEIGHT FOR THE FAENA OVERLAY DISTRICT.

Commissioner Ricky Arriola

- C4 C REFERRAL TO THE JANUARY 2021 FINANCE AND ECONOMIC RESILIENCY COMMITTEE (FERC) TO DISCUSS FUNDING NEEDS OF STORMWATER PROJECTS.

Capital Improvement Projects

- C4 D REFERRAL TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE FOR DISCUSSION REGARDING AMENDING MIAMI BEACH CITY CODE CHAPTER 78,

ARTICLE II THEREOF, ENTITLED "EMPLOYEE BENEFIT PLANS"; AMENDING SECTION 78-81, "ENTITLED GROUP HEALTH INSURANCE," AND SECTION 78-82, ENTITLED "HEALTH MAINTENANCE ORGANIZATION," TO PROVIDE THAT ANY EMPLOYEE WHO ELECTS TO DECLINE PARTICIPATION IN THE CITY'S GROUP HEALTH INSURANCE FOLLOWING RETIREMENT MAY RESUME COVERAGE WITH THE CITY'S CONTRIBUTION TOWARDS THE COST OF COVERAGE IF IT IS DEMONSTRATED THAT THE RETIRED EMPLOYEE HAS MAINTAINED CONTINUOUS COVERAGE UNDER ANOTHER GROUP HEALTH PLAN SINCE THEIR DATE OF RETIREMENT OR SINCE THE DATE ON WHICH THEY LAST OPTED OUT OF THE CITY'S GROUP HEALTH INSURANCE PLAN.

Human Resources

ITEM WITHDRAWN

C4 E REFERRAL TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO DISCUSS FUNDING FOR THE LAZARUS PROGRAM ADMINISTERED BY CAMILLUS HOUSE.

Housing and Community Services
Commissioner Michael Gongora

C4 F REFERRAL TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO DISCUSS ADOPTING A BIKE SAFETY ORDINANCE.

Commissioner Ricky Arriola

C4 G REFERRAL TO FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO DISCUSS SOBEWFF SPONSORSHIP REQUEST FOR 2021 EVENT.

Tourism and Culture
Mayor Dan Gelber

C4 H REFERRAL TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE TO DISCUSS THE COST OF OBTAINING A ZONING VERIFICATION LETTER.

Commissioner Ricky Arriola

C4 I REFERRAL TO THE LAND USE AND SUSTAINABILITY COMMITTEE TO REVIEW CITY CODE SECTION 90-277 CONCERNING ANY CONTAINERS OR DUMPSTERS LOCATED WITHIN THE CITY REQUIRING A PERMIT.

Commissioner Mark Samuelian

C4 J REFERRAL TO THE SENIOR AFFAIRS COMMITTEE - DISCUSSION ON RESOURCES TO ASSIST SENIORS CITIZENS WITH LONELINESS AND ISOLATION.

Commissioner Michael Gongora

C4 K REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE TO DISCUSS THE HISPANIC AFFAIRS COMMITTEE MOTION ASKING THAT THE MAYOR AND COMMISSION REQUIRE THAT CITY STAFF AND BOARD MEMBERS RECEIVE ETHICS TRAINING FROM THE MIAMI-DADE COUNTY COMMISSION ON ETHICS AND PUBLIC TRUST.

Commissioner Mark Samuelian

C4 L REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE - DISCUSSION REGARDING THE GARAGE ADVERTISING AGREEMENT.

Commissioner Michael Gongora

C4 M REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE TO DISCUSS OPTIONS TO BRING FIBER OPTIC INTERNET CONNECTIVITY TO MIAMI

BEACH.

Vice-Mayor Steven Meiner

C4 N REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE TO DISCUSS THE STRATEGIC MARKETING PLAN FOR 2021 AND THE NEW NORMAL.

Vice-Mayor Steven Meiner

C4 O REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE TO AMEND THE SPECIAL MASTER ADMINISTRATIVE RULES AND PROCEDURES TO ENSURE THAT CERTAIN CODE VIOLATIONS SUCH AS LIFE SAFETY OR HABITUAL PROPERTY VIOLATIONS ARE PRIORITIZED ON THE SPECIAL MASTER CALENDAR AND ARE SET FOR HEARING ON A PRIORITY BASIS WITHOUT UNDUE DELAY.

Vice-Mayor Steven Meiner

C4 P REFERRAL TO THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE - DISCUSSION REGARDING CREATING A BEACH WALK ART EXHIBIT.

Commissioner Michael Gongora

Addendum added on 1/8/2021 (Approved by Mayor)

C4 Q REFERRAL TO THE BLACK AFFAIRS ADVISORY COMMITTEE FOR A RECOMMENDATION ON A MARTIN LUTHER KING, JR. COMMEMORATIVE MARKER OR OTHER DESIGNATION.

Office of the Mayor and Commission

Commissioner David Richardson

Addendum added on 1/11/2021 (Approved by Mayor)

C6 - Commission Committee Reports

C6 A REPORT OF THE DECEMBER 15, 2020 LAND USE AND SUSTAINABILITY COMMITTEE MEETING: 1. UPDATE ON PROJECTS: A) WEST AVENUE B) INDIAN CREEK C) PALM & HIBISCUS D) FIRST STREET. 2. DISCUSSION PERTAINING TO SIZE, LOT AGGREGATION AND PARKING REQUIREMENTS IN THE SUNSET HARBOR NEIGHBORHOOD. 3. DISCUSS ENACTING LIMITATIONS ON BIG BOX STORES ON LINCOLN ROAD. 4. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO DEVELOP A PUBLIC SEAWALL ACTION PLAN THAT INCLUDES AN UPDATED 2011 SEAWALL INVESTIGATION REPORT, AND DETAILS CURRENT AND ON-GOING PROJECTS TO REPAIR AND/OR STRENGTHEN EXISTING PUBLIC SEAWALLS WITHIN THE CITY, VULNERABILITIES THAT DEMAND IMMEDIATE ATTENTION, PROJECTS REQUIRED TO ADDRESS SUCH VULNERABILITIES, AND A MULTI-YEAR FUNDING PLAN WITH POTENTIAL SOURCES FOR IT; AND FURTHER DIRECTING THE CITY ADMINISTRATION TO BRING EXISTING MATERIALS AND OUTLINED PROPOSALS TO THE LAND USE AND SUSTAINABILITY COMMITTEE IN 60 DAYS FROM THE ADOPTION OF THIS RESOLUTION. 5. DISCUSS THE SUSTAINABILITY COMMITTEE MOTION REQUESTING THE CITY COMMISSION TO WAIVE OR REDUCE THE PERMITTING FEES FOR A PERIOD OF TWO YEARS FOR THE INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS TO INCENTIVIZE AND FACILITATE EMISSION-FREE DRIVING IN MIAMI BEACH. 6. DISCUSS MOTIONS MADE BY THE SUSTAINABILITY COMMITTEE. 7. DISCUSS THE RENOVATION OF THE SEAGULL HOTEL. 8. DISCUSS ALLOWING BUSINESSES ON 41ST STREET TO UTILIZE SIDEWALKS FOR A-FRAME SIGNAGE TO ADVERTISE MERCHANDISE. 9. DISCUSSION REGARDING BISCAYNE BAY WATER QUALITY AND IDEAS FOR IMPROVING WATER QUALITY. 10. DISCUSSION REGARDING AN ORDINANCE AMENDMENT PERTAINING TO A BUILDING HEIGHT INCREASE IN STRATEGIC COMMERCIAL AREAS TO INCENTIVIZE OFFICE USES.

C6 B REPORT OF THE DECEMBER 18, 2020 FINANCE AND ECONOMIC RESILIENCY COMMITTEE: 1. DISCUSSION REGARDING ESTABLISHING A HISTORIC PRESERVATION FUND. 2. DISCUSSION REGARDING MIAMI BEACH COMMUNITY DEVELOPMENT CORPORATION AND ITS FINANCIAL CONDITION. 3. DISCUSSION ON THE CITY'S DEPENDENCE ON TOURISM REVENUES AND HOW TO MITIGATE. 4. DISCUSSION REGARDING THE CITY OF MIAMI BEACH'S POLICIES TO RETAIN TENANTS DURING THE PANDEMIC. 5. DISCUSSION REGARDING THE BEST USES FOR THE COLLINS PARK GARAGE RETAIL SPACE- MIAMI NEW DRAMA. 6. DISCUSS THE RENOVATION OF THE SEAGULL HOTEL. 7. DISCUSSION TO CONSIDER A PROPOSED ORDINANCE TO THE CITY'S PREVAILING WAGES ORDINANCE, SET FORTH IN CHAPTER 31 OF THE CITY CODE, TO EXTEND THE REQUIREMENTS OF THE PREVAILING WAGE ORDINANCE TO CERTAIN CONSTRUCTION PROJECTS THAT ARE DEVELOPED ON CITY-OWNED LAND BY PERSONS OR ENTITIES OTHER THAN THE CITY, PURSUANT TO DEVELOPMENT AGREEMENTS, GROUND LEASES, OR MANAGEMENT AGREEMENTS FOR THE CITY. 8. DISCUSS PRO-RATING 2021 BTR FEES FOR LIQUOR LICENSES DURING THE REMAINDER OF THE COVID-19 STATE OF EMERGENCY. 9. DISCUSSION REGARDING SPRING BREAK MARCH 2021 PROGRAMMING AND FUNDING. 10. DISCUSS THE SPONSORSHIP OF THE 2021 PRO FOOTVOLLEY TOURNAMENT IN NORTH BEACH. 11. DISCUSS A PROPOSED AMENDMENT TO THE CITY'S EXISTING MANAGEMENT AGREEMENT WITH LIVE NATION WORLDWIDE, INC., THE CITY'S OPERATOR OF THE FILLMORE MIAMI BEACH AT THE JACKIE GLEASON THEATER, TO ACCOUNT FOR THE SIGNIFICANT ADVERSE OPERATIONAL IMPACTS ASSOCIATED WITH THE CLOSURE OF THE FACILITY SINCE MARCH, 2020 DUE TO THE COVID-19 PANDEMIC; WITH SAID AMENDMENT POTENTIALLY INCLUDING: (1) THE SUSPENSION OF LIVE NATION'S PAYMENT OBLIGATIONS UNTIL 90 DAYS AFTER THE FACILITY IS PERMITTED TO HOST EVENTS AT FULL CAPACITY; (2) A CREDIT FOR AMOUNTS PRE-PAID BY LIVE NATION FOR THE 2019-20 FISCAL YEAR; AND (3) AN EXTENSION OF THE TERM FOR THE CURRENT RENEWAL TERM OF THE AGREEMENT, WITH THE EXTENSION TO CORRESPOND WITH THE PERIOD OF FORCE MAJEURE ASSOCIATED WITH THE COVID-19 PANDEMIC; AND (4) THE TERMS RELATING TO THE COMPLETION OF REQUIRED ESCALATOR REPAIRS AT THE FACILITY, IN THE AMOUNT OF APPROXIMATELY \$162,219.46. 12. DISCUSSION REGARDING THE ANNEXATION OF THE WESTERNMOST ISLANDS OF THE VENETIAN ISLANDS AND MAKING THEM A PART OF MIAMI BEACH, AND TO REVIEW PROPERTY TAXES, ECONOMIC IMPACT, AND VALUE. 13. DISCUSSION REGARDING STORMWATER CONNECTION FEES FOR COMMERCIAL PROPERTIES. 14. DISCUSSION REGARDING THE ANIMAL WELFARE COMMITTEE'S RECOMMENDATION TO FUND A PET ADOPTION FACILITY. 15. DISCUSS INVESTING IN PLAYGROUNDS IN LUMMUS PARK. 16. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 6 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, ENTITLED "ALCOHOLIC BEVERAGES," BY AMENDING ARTICLE I, ENTITLED "IN GENERAL," BY AMENDING SECTION 6-3 THEREOF, ENTITLED "HOURS OF SALE/VIOLATIONS," BY REQUIRING THOSE ALCOHOLIC BEVERAGE ESTABLISHMENTS LOCATED ON OCEAN DRIVE, BETWEEN 5TH STREET AND 15TH STREET, POSSESSING A 5 A.M. ALCOHOL LICENSE AND SELLING OR SERVING ALCOHOLIC BEVERAGE(S) LATER THAN 12 A.M., TO RETAIN THE SERVICES OF AN OFF-DUTY POLICE OFFICER, FROM 12 A.M. UNTIL THIRTY (30) MINUTES PAST THE CLOSING TIME OF THE ALCOHOLIC BEVERAGE ESTABLISHMENT, FOR ALL SATURDAYS AND SUNDAYS (AND ALL SATURDAYS, SUNDAYS AND MONDAYS FOR THOSE HOLIDAY WEEKENDS OR CITY-SPONSORED EVENTS) DURING WHICH ALCOHOLIC BEVERAGES ARE SOLD OR SERVED BEYOND 12 A.M.; ESTABLISHING EXCEPTIONS; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. 17. DISCUSSION REGARDING THE PROGRESS MADE ON THE \$330,000 APPROPRIATED FROM THE CITY'S GENERAL RESERVES ALLOCATED TO SUPPORT RENT, MORTGAGE, AND

UTILITY ASSISTANCE PROGRAMS. 18. DISCUSSION ON A PROPOSAL TO DEPLOY INTERACTIVE DIGITAL KIOSKS. 19. UPDATE ON THE CITY'S BLUEWAYS MASTER PLAN. 20. DISCUSS THE CURRENT STATE OF AND FUTURE PLANS FOR THE CITY OF MIAMI BEACH PARKING DEPARTMENT. 21. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 34 OF THE CODE OF THE CITY OF MIAMI BEACH ENTITLED "COMMUNITY DEVELOPMENT," BY AMENDING ARTICLE III THEREOF, ENTITLED "SAFE NEIGHBORHOOD IMPROVEMENT DISTRICTS," BY AMENDING DIVISION 5, ENTITLED "DISTRICT 4," BY AMENDING SECTION 34-203 THEREOF, TO ELIMINATE THE AD VALOREM CAP OF \$500 PER PROPERTY PER YEAR, CONSISTENT WITH ORDINANCE NO. 2002-3380; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE. 22. DISCUSS A PROPOSED EXTENSION OF THE CITY'S EXISTING LEASE WITH 1 WASHINGTON AVENUE CORP, THE CITY'S LONG-TERM TENANT AND OPERATOR OF THE "SMITH & WOLLENSKY" RESTAURANT FACILITY AT SOUTH POINTE PARK, WITH THE FOREGOING SUBJECT TO INDEPENDENT THIRD-PARTY APPRAISALS OF THE LEASE AND NEGOTIATION OF THE LEASE AMENDMENT TERMS, INCLUDING PROPOSED TENANT IMPROVEMENTS, WHICH WOULD BE COMPLETED BY THE LESSEE, AT NO COST OR EXPENSE TO THE CITY. 23. DISCUSSION REGARDING RE-ALLOCATING ART DECO WEEKEND SPONSORSHIP ALREADY BUDGETED TO BE USED TOWARDS THE MUSEUM MASTER PLAN. 24. UPDATE FROM THE ECONOMIC DEVELOPMENT DEPARTMENT REGARDING STEPS TAKEN TO STREAMLINE THE BUSINESS PERMITTING PROCESS, IMPROVE BUSINESS RETENTION, AND ATTRACT NEW BUSINESSES. 25. DISCUSS FUNDING BOLLARDS ALONG THE BEACHWALK. 26. DISCUSSION REGARDING CITY'S HOMELESS WALK-IN CENTER. 27. DISCUSSION REGARDING THE LGBTQ ADVISORY COMMITTEE MOTION REGARDING FUNDING FOR LGBTQ COMMUNITY INITIATIVES. 28. REVIEW OF ALL CITY DEPARTMENTS FOR JUSTIFICATION AND EFFICIENCY.

Finance

C6 C REPORT OF THE NOVEMBER 6, 2020 NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE MEETING: 1. DISCUSSION REGARDING POSSIBLE WAYS TO IMPROVE THE HOMELESS ISSUE IN MIAMI BEACH. 2. CRIME UPDATE. 3. DISCUSSION REGARDING ESTABLISHING AN ART DECO MARKET IN LUMMUS PARK. 4. DISCUSSION REGARDING NORMANDY SHORES GATE DISTRICT. 5. DISCUSSION REGARDING IMPLEMENTING YEAR-ROUND FAMILY-FRIENDLY ACTIVATION IN LUMMUS PARK/OCEAN DRIVE AREA. 6. DISCUSSION REGARDING FERRY SERVICE OPTIONS BETWEEN THE CITIES OF MIAMI AND MIAMI BEACH. 7. DISCUSSION REGARDING ACCEPTING A DONATION AND INSTALLATION OF A PARK BENCH. 8. DISCUSSION REGARDING THE PROJECT SCHEDULE AND OVERALL STATUS OF THE MIDDLE BEACH RECREATIONAL CORRIDOR (BEACHWALK), PHASE III, G.O. BOND PROJECT. 9. DISCUSSION REGARDING THE HUMAN RIGHTS COMMITTEE OCTOBER 5 MOTION RECOMMENDING THAT THE RECURRING EXPENDITURE ENHANCEMENT OF \$21,000 FOR "DOMESTIC VIOLENCE EMERGENCY SHELTER," BE BROADENED TO INCLUDE ANY DIRECT SERVICES, NOT JUST SHELTER OR HOUSING, FOR ANY VICTIM OF A CRIME. 10. DISCUSS RECENT HAZARDOUS USE OF WATERBORNE VESSELS AND UNRULY PASSENGER BEHAVIOR ON MARINAS AND WATERWAYS CITYWIDE. 11. DISCUSSION REGARDING METHODS TO REDUCE EXCESSIVE VEHICULAR SPEEDING IN MIAMI BEACH. 12. DISCUSSION ON THE POLICE CITIZEN RELATIONS COMMITTEE'S MOTION EXPRESSING CONCERN AND REQUESTING ENHANCED REVIEW OF SIDEWALK CAFE PERMIT APPLICATIONS. 13. DISCUSS THE ANIMAL WELFARE COMMITTEE'S MOTION URGING THAT THE CITY COMMISSION ENDORSE THE USAGE OF THE VACANT BUILDING ON 8128 COLLINS AVENUE FOR THE PURPOSES OF HOUSING THE CITY'S TRAP, NEUTER, VACCINATE, AND RELEASE PROGRAM AND OTHER ANIMAL WELFARE RELATED SERVICES. 14. DISCUSSION REGARDING THE OCTOBER 29, 2019 ANIMAL WELFARE COMMITTEE

MOTIONS REGARDING ANIMAL ADOPTION EVENT, ANIMAL LIAISON, AND CODE COMPLIANCE EVIDENCE. 15. DISCUSS METHODS TO PROMOTE SEC. 82-384 OF THE CITY CODE ALLOWING, UNDER CERTAIN CONDITIONS, A SIDEWALK CAFE TO EXPAND 50 FEET IN BOTH DIRECTIONS FROM RESTAURANT FRONTAGE. 16. DISCUSSION REGARDING G.O. BOND PROJECT #40 - A CONCEPTUAL STREETScape DESIGN FOR THE 41ST STREET CORRIDOR. 17. DISCUSSION REGARDING THE POSSIBILITY OF HAVING NEIGHBORHOOD PUBLIC MEETINGS ON A SEMI-ANNUAL BASIS. 18. DISCUSSION REGARDING THE JACK STEWART MURAL PRESENTLY AT THE VERSAILLES AND ITS POSSIBLE RESTORATION AND INSTALLATION ON THE 17TH STREET GARAGE OR SOME OTHER CITY PROPERTY. 19. DISCUSSION REGARDING THE BENEFITS THE CITY PROVIDES MILITARY VETERANS BOTH RESIDING AND VACATIONING IN MIAMI BEACH. 20. DISCUSSION REGARDING A NEW LEGISLATIVE PRIORITY TO CHANGE STATE OF FLORIDA STATUES TO ALLOW FOR MIAMI BEACH MUNICIPAL JUDGES TO ENFORCE CITY ORDINANCES. 21. DISCUSSION REGARDING NOISE CONCERNS IN THE CITY OF MIAMI BEACH. 22. DISCUSSION REGARDING LIGHTING IN LUMMUS PARK AND MARINE TURTLE PROTECTION. 23. DISCUSSION REGARDING THE IMPLEMENTATION OF YEAR-ROUND HOLIDAY LIGHTING ALONG A PORTION OF THE 71ST STREET BUSINESS CORRIDOR. 24. DISCUSSION REGARDING PEDESTRIAN SAFETY ON THE BEACHWALK. 25. DISCUSSION REGARDING THE CURRENT STATUS OF THE TOPS PROGRAM: OFF DUTY POLICE. 26. DISCUSSION REGARDING THE INTEREST OF THE COMMISSION IN OPERATING ELECTRIC SCOOTERS AT ALL AND THE POSSIBILITY OF A FUTURE PILOT PROGRAM. 27. DISCUSS AND IMPLEMENT A POLICY REQUIRING PROMPT NOTIFICATION TO HOMEOWNER AND NEIGHBORHOOD ASSOCIATIONS ON UPCOMING PROJECTS AND MEANINGFUL CHANGES TO PROJECTS WITHIN THEIR RESPECTIVE NEIGHBORHOODS. 28. DISCUSSION REGARDING THE REVIEW AND ANALYSIS OF EXTRANEIOUS AND POTENTIALLY OUTDATED LEGISLATION IN MIAMI BEACH.

Office of City Manager

C7 - Resolutions

C7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROPRIATING FUNDING, AND APPROVING AND AUTHORIZING (AND, AS TO CERTAIN AGREEMENTS RETROACTIVELY APPROVING AND AUTHORIZING) THE CITY MANAGER, OR HIS DESIGNEE TO APPLY FOR AND ACCEPT FUNDING (INCLUDING MATCHING FUNDS AND ANY RELATED CITY EXPENSES) AND EXECUTE ANY AND ALL DOCUMENTS OR AGREEMENTS IN CONNECTION WITH THE FOLLOWING GRANTS, PROGRAMS AND AGREEMENTS: 1) WALMART FOUNDATION, COMMUNITY GRANTS PROGRAM, IN THE APPROXIMATE AMOUNT OF \$5,000; 2) ALDI SMART KIDS PROGRAM GRANT, IN THE APPROXIMATE AMOUNT OF \$5,000; 3) FLORIDA DEPARTMENT OF HEALTH, EMERGENCY MEDICAL SERVICES ("EMS") MATCHING GRANT PROGRAM, IN THE APPROXIMATE AMOUNT OF \$28,000; AND, 4) SUBMITTAL OF APPROPRIATION REQUESTS TO THE FLORIDA STATE LEGISLATURE, IN THE APPROXIMATE AMOUNT OF \$1.5 MILLION.

Grants and Intergovernmental Affairs

C7 B A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE CHANGE ORDER NO. 1 TO THE CONSTRUCTION CONTRACT, BETWEEN THE CITY OF MIAMI BEACH, FLORIDA AND V ENGINEERING & CONSULTING CORP., FOR CONSTRUCTION SERVICES FOR THE RUE VENDOME PLAZA PROJECT, IN THE AMOUNT OF 171,736.84, PLUS TEN PERCENT CONTINGENCY IN THE AMOUNT OF \$17,173.68; FOR A GRAND TOTAL OF \$188,910.52; AND GRANTING THE CONTRACTOR A TIME EXTENSION OF TWO HUNDRED

SEVENTY SIX (276) CALENDAR DAYS SUBJECT TO AND CONTINGENT UPON APPROVAL OF THE SECOND AMENDMENT TO THE FY20/21 CAPITAL BUDGET.

Capital Improvement Projects

C7 C A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER, PURSUANT TO REQUEST FOR QUALIFICATIONS (RFQ) 2021-008-WG FOR CONSTRUCTABILITY, COST AND VALUE ENGINEERING REVIEW SERVICES; AUTHORIZING THE ADMINISTRATION TO ESTABLISH A POOL OF PREQUALIFIED CONSULTANTS FOR SPECIFIC TASKS RELATING TO FUTURE CONSTRUCTABILITY CONSULTING SERVICES; AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH PROGRAM CONTROLS INC, PMA CONSULTANTS, LLC, KCI TECHNOLOGIES, INC, AND NOVA CONSULTING, INC; AS THE TOP RANKED PROPOSERS; FURTHER, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AGREEMENTS WITH EACH OF THE FOREGOING PROPOSERS UPON CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION; AND, FURTHER, AUTHORIZING THE CITY MANAGER TO EXTEND, ON A MONTH TO MONTH BASIS, THE CURRENT AGREEMENTS WITH KCI TECHNOLOGIES, INC, U.S. COST, INCORPORATED D/B/A RIB U.S. COST AND ATANE ENGINEERS ARCHITECTS AND LAND SURVEYORS, DPC, F/K/A HAKS ENGINEERS, ARCHITECTS AND LAND SURVEYORS, DPC, UNTIL SUCH TIME AS NEW AGREEMENTS CAN BE EXECUTED.

Capital Improvement Projects/Procurement

C7 D A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER FOR THE RANKING OF PROPOSALS PURSUANT TO REQUEST FOR QUALIFICATIONS (RFQ) NO. 2020-096-ND, FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES IN SPECIALIZED CATEGORIES ON AN "AS-NEEDED BASIS"; REJECTING ALL PROPOSALS RECEIVED FOR THE DISCIPLINE OF LEED COMMISSIONING, AND AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH THE ARCHITECTURAL AND ENGINEERING FIRMS, AS SET FORTH IN EXHIBIT "A", FOR THE DISCIPLINES OF GENERAL ENVIRONMENTAL SERVICES ENGINEERING, LANDSCAPE ARCHITECTURE, MECHANICAL, ELECTRICAL AND PLUMBING ENGINEERING, ELECTRICAL ENGINEERING, PLUMBING ENGINEERING, MECHANICAL ENGINEERING, STRUCTURAL ENGINEERING, CIVIL ENGINEERING, STORMWATER ENGINEERING, AND SECURITY AND SAFETY ENGINEERING; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH EACH OF THE RECOMMENDED PROPOSERS UPON CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION.

Capital Improvement Projects/Procurement

C7 E A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY TO ACCEPT DONATIONS TO SUPPORT THE CITY OF MIAMI BEACH AFTERSCHOOL ROCK ENSEMBLE ENRICHMENT PROGRAM, TO BE UTILIZED BY THE CITY OF MIAMI BEACH'S AFTERSCHOOL ENRICHMENT ROCK ENSEMBLE PROGRAM AT MIAMI BEACH SENIOR HIGH SCHOOL, AND APPROPRIATE THE SAID DONATIONS TO THE CITY'S EDUCATION COMPACT FUND FOR USE EXCLUSIVELY TO SUPPORT THE CITY'S ROCK ENSEMBLE AFTERSCHOOL ENRICHMENT PROGRAM.

Organizational Development Performance
Initiatives

C7 F A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING, IN CONCEPT, THE RECOMMENDATION FROM THE EMPLOYEE SUGGESTION PROGRAM TO (1) REQUEST THE CITY TO PROMOTE ART

IN PUBLIC PLACES IN SOUTH POINTE PARK, AND (2) TO REQUEST THE CITY TO HOST AN ANNUAL 5K RACE TO BRING BUSINESS TO SPECIFIC AREAS OF NEED AND DIRECTING THE CITY MANAGER TO EVALUATE THE COST AND FEASIBILITY OF IMPLEMENTING SUCH SUGGESTIONS AND TO REPORT THE ADMINISTRATION'S FINDINGS TO THE CITY COMMISSION.

Organizational Development and Performance
Initiatives

C7 G A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RETROACTIVELY AMENDING RESOLUTION NO. 2020-31376 AND RESOLUTION NO. 2020-31508, THAT AUTHORIZED THE CITY MANAGER TO ACCEPT \$247,500 AND \$148,500, RESPECTIVELY, IN CORONAVIRUS RELIEF FUNDS FROM THE FLORIDA HOUSING FINANCE CORPORATION TO ASSIST HOUSEHOLDS IMPACTED BY COVID-19; SAID AMENDMENT INCREASING THE AWARD AMOUNT BY \$95,000, TO AN AMOUNT NOT TO EXCEED \$491,000.

Housing and Community Services
Commissioner Michael Gongora

C7 H A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY OF MIAMI BEACH TO RETROACTIVELY ACCEPT DONATIONS FROM COSTCO WHOLESALE CORPORATION, IN THE AMOUNT OF \$300.00, FOR THE CITY'S FOOD PANTRY PROGRAM AND FURTHER AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO MAKE ANY NECESSARY REIMBURSEMENTS AND/OR EXPENDITURES OF THE AFORESTATED DONATION IN FURTHERANCE OF, AND CONSISTENT WITH, THE AFORESTATED EVENT AND PURPOSE.

Marketing and Communications

C7 I A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE ADMINISTRATION TO NEGOTIATE AN AMENDMENT TO THE SPONSORSHIP AGREEMENT WITH THE COCA-COLA COMPANY IN ORDER TO ADDRESS THE FINANCIAL IMPACT OF THE PANDEMIC; SAID AMENDMENT REMOVING THE CITY'S REQUIREMENT TO PURCHASE A MINIMUM OF 22,500 CASES OF COCA-COLA PRODUCT PER YEAR FOR THE 2020 AND 2021 CONTRACT YEARS (FINAL CONTRACT YEARS), GUARANTEEING THAT THE CITY WILL RECEIVE THE FULL SPONSORSHIP FEE FOR THE 2020 CONTRACT YEAR, IN THE AMOUNT OF \$325,000, AND REDUCING THE SPONSORSHIP FEE THAT COCA-COLA WOULD HAVE TO PAY THE CITY FOR THE 2021 CONTRACT YEAR FROM \$325,000 TO \$195,433.33; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE FINAL NEGOTIATED AMENDMENT.

Marketing and Communications

C7 J A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH VERMONT SYSTEMS, INC., FOR SOFTWARE LICENSE, MAINTENANCE AND SUPPORT, TO ADD WEB HOSTING SERVICES PROVIDED BY THE CONTRACTOR FOR THE FINAL THREE YEARS OF THE TERM, IN THE AMOUNT OF \$15,840 FOR YEARS 1 AND 2, AND \$16,315 FOR YEAR 3; AND AUTHORIZING THE CITY ATTORNEY AND CITY MANAGER TO NEGOTIATE AND FINALIZE AMENDMENT NO. 1; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AMENDMENT.

Parks and Recreation

C7 K A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO

EXECUTE AMENDMENT NO. 1 TO THE MANAGEMENT AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND THE RHYTHM FOUNDATION INC. FOR THE MANAGEMENT AND OPERATION OF THE NORTH BEACH BAND SHELL, TO INCREASE THE NUMBER OF RENTAL WAIVERS THAT THE CULTURAL ARTS COUNCIL MAY EXERCISE UNDER THE AGREEMENT FROM 12 FREE CHARITABLE USE WAIVERS TO 36 FREE CHARITABLE USE WAIVERS FOR FISCAL YEAR 2020/2021 ONLY; AND FURTHER PROVIDING THAT THE TOTAL CITY CONTRIBUTION FOR RENTAL WAIVERS AND REIMBURSEMENTS FOR VENUE COSTS FOR EACH QUALIFYING EVENT DURING FISCAL YEAR 2020/2021 SHALL NOT EXCEED AN AGGREGATE AMOUNT OF \$2,500 PER EVENT. Parks and Recreation/Tourism and Culture

ITEM WITHDRAWN

C7 L A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 3 TO THE CONCESSION AGREEMENT BETWEEN THE CITY AND FIRST CLASS PARKING SYSTEMS, LLC, TO PROVIDE VALET PARKING SERVICES AT THE FILLMORE AT THE JACKIE GLEASON THEATER OF THE PERFORMING ARTS, MIAMI BEACH CONVENTION CENTER, AND OTHER CITY PROPERTIES, AS MAY BE REQUIRED, PURSUANT TO REQUEST FOR PROPOSALS (RFP) NO. 2018-11-WG; SAID AMENDMENT ABATING CONCESSIONAIRE'S CURRENT PAYMENT OBLIGATIONS, AS SET FORTH IN SECTION 3.2 OF THE AGREEMENT, WHICH OBLIGATIONS INCLUDE A MINIMUM GUARANTEE PAYMENT, IN THE AMOUNT OF \$17,900 PER MONTH, AND REPLACING SAID PAYMENT OBLIGATIONS WITH A MONTHLY PAYMENT EQUAL TO TWELVE PERCENT (12%) OF THE TOTAL AMOUNT OF MONTHLY GROSS RECEIPTS COLLECTED BY CONCESSIONAIRE, WITH AN EFFECTIVE DATE OF FEBRUARY 1, 2021 AND EXPIRATION DATE OF SEPTEMBER 30, 2021, OR UNTIL SUCH TIME AS THE CONVENTION CENTER BOOKINGS RESUME OPERATIONS AT THE PRE-PANDEMIC BOOKING LEVELS, WHICHEVER OCCURS FIRST.

Parking

C7 M POLICE AND CODE COMPLIANCE REVIEW OF CERTAIN LAND USE BOARD APPLICATIONS
A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE LAND USE AND SUSTAINABILITY COMMITTEE AT ITS NOVEMBER 24, 2020 MEETING, AND ESTABLISHING A POLICY FOR THE POLICE AND CODE COMPLIANCE DEPARTMENTS TO REVIEW AND PROVIDE COMMENTS ON (1) CERTAIN APPLICATIONS TO THE PLANNING BOARD FOR CONDITIONAL USE PERMITS (CUPS) AND, (2) AT THE DISCRETION OF THE PLANNING DIRECTOR, CERTAIN APPLICATIONS FOR OTHER LAND USE BOARD APPROVALS; PROVIDED, HOWEVER, THAT THE SCOPE OF EACH BOARD'S REVIEW SHALL AT ALL TIMES BE LIMITED TO THE REVIEW CRITERIA APPLICABLE TO THAT PARTICULAR BOARD.

Planning/Office of the City Attorney
Commissioners Michael Gongora and Mark
Samuelian

C7 N A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXTEND, ON A MONTH-TO-MONTH BASIS, THE FOLLOWING AGREEMENTS FOR THE REMAINING TENANTS OF THE SOUTH SHORE COMMUNITY CENTER, LOCATED AT 833 SIXTH STREET: (1) LEASE AGREEMENT AND USE AGREEMENT FOR SOUTH FLORIDA SENIORS IN ACTION, (2) LEASE AGREEMENT FOR LITTLE HAVANA ACTIVITIES AND NUTRITION CENTERS OF DADE, INC, AND (3) LEASE AGREEMENT FOR MDC COMMUNITY ACTION AGENCY; SAID EXTENSIONS EFFECTIVE, RETROACTIVELY, AS OF OCTOBER 1, 2019, FOR A PERIOD NOT TO EXCEED DECEMBER 31, 2021,

BASED UPON THE CURRENT FINANCIAL TERMS, PENDING CONFIRMATION OF WHEN THE WORK RELATED TO THE CONSTRUCTION OF THE NEW FIRE STATION IS SET TO COMMENCE.

Property Management

- C7 O A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY'S FINANCE AND ECONOMIC RESILIENCY COMMITTEE, AND APPROVING AN AMENDMENT TO THE MANAGEMENT AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND LIVE NATION WORLDWIDE, INC., FOR THE OPERATION AND MANAGEMENT OF THE FILLMORE MIAMI BEACH AT THE JACKIE GLEASON THEATER, TO ACCOUNT FOR THE SIGNIFICANT ADVERSE OPERATIONAL IMPACTS ASSOCIATED WITH THE CLOSURE OF THE FACILITY SINCE MARCH, 2020 DUE TO THE COVID-19 PANDEMIC; WITH SAID AMENDMENT INCLUDING: (1) THE SUSPENSION OF LIVE NATION'S PAYMENT OBLIGATIONS UNTIL 120 DAYS AFTER THE FACILITY IS PERMITTED TO HOST EVENTS AT FULL CAPACITY; (2) A CREDIT IN THE AMOUNT OF \$900,000, REPRESENTING THE AMOUNTS PRE-PAID BY LIVE NATION THAT ARE APPLICABLE TO THE PERIOD THE FACILITY WAS CLOSED DURING THE 2019-20 FISCAL YEAR; AND (3) THE TERMS RELATING TO THE COMPLETION OF REQUIRED ESCALATOR REPAIRS AT THE FACILITY, IN THE AMOUNT OF APPROXIMATELY \$162,219.46; AND FURTHER, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER TO EXTEND THE CURRENT RENEWAL TERM OF THE AGREEMENT, WITH THE EXTENSION OF THE TERM TO CORRESPOND WITH THE PERIOD DURING WHICH THE FACILITY HAS BEEN CLOSED AND UNABLE TO HOST EVENTS DUE TO THE COVID-19 PANDEMIC; AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO TAKE THE NECESSARY AND APPROPRIATE STEPS TO FINALIZE THE AMENDMENT; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AMENDMENT UPON FORM APPROVAL BY THE CITY ATTORNEY.

Property Management

Supplemental updated on 1/8/2021
(Memorandum & Resolution)

- C7 P A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE WRITTEN RECOMMENDATION OF THE CITY MANAGER, AND WAIVING, BY 5/7TH VOTE, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY; AND APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AMENDMENT NO. 1 TO THE AMENDED AND RESTATED PUBLIC BEACHFRONT CONCESSION AGREEMENT, DATED MAY 21, 2019 ("AGREEMENT"), BETWEEN THE CITY AND BOUCHER BROTHERS MIAMI BEACH, LLC ("CONCESSIONAIRE"), FOR THE MANAGEMENT AND OPERATION OF CERTAIN PUBLIC BEACHFRONT CONCESSION AREAS; SAID AMENDMENT, IN PART, ADDING THE MANAGEMENT AND OPERATION OF THE PUBLIC BEACHFRONT CONCESSIONS LOCATED AT 21ST AND 46TH STREETS (WHICH ARE CURRENTLY MANAGED BY BOUCHER BROTHERS) TO THE SCOPE OF THE AGREEMENT AND, CONCURRENT THEREWITH, MODIFYING CERTAIN TERMS AND CONDITIONS OF THE AGREEMENT.

Property Management

ITEM DEFERRED

- C7 Q A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A MAINTENANCE MEMORANDUM OF AGREEMENT ("MMOA") BETWEEN THE CITY OF MIAMI BEACH AND THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"), CONVEYING FULL MAINTENANCE RESPONSIBILITIES TO THE CITY FOR IMPROVEMENTS FROM 6TH STREET TO JUST NORTH OF 7TH

STREET, WITHIN FDOT RIGHT-OF-WAY ALONG STATE ROAD 907 (ALTON ROAD); WHICH MMOA IS A REQUIREMENT FOR FDOT TO APPROVE CONSTRUCTION AND INSTALLATION PERMITS FOR WORK PERFORMED IN THE FDOT RIGHT-OF-WAY IN CONNECTION WITH THE TO BE CONSTRUCTED PUBLIC MUNICIPAL PARK LOCATED WITHIN THE 5TH TO 7TH STREET BLOCKS, BETWEEN WEST AVENUE AND ALTON ROAD.

Public Works

C7 R A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE RENEWAL OF THE ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE SOFTWARE MAINTENANCE AND SERVICES AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, THE SOLE PROVIDER AND LICENSOR OF THE ESRI SOFTWARE, IN AN AMOUNT NOT TO EXCEED \$55,000 ANNUALLY, FOR A TERM OF THREE (3) YEARS; AND FURTHER ACCEPTING THE WRITTEN RECOMMENDATION OF THE INTERIM CITY MANAGER TO WAIVE, BY 5/7TH VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENT, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY.

Public Works

C7 S A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE AT ITS DECEMBER 16, 2020 MEETING, DIRECTING THE CITY ADMINISTRATION TO ALLOW SIDEWALK CAFE PERMITEES TO CONTINUE TO OPERATE PURSUANT TO THEIR EXISTING SIDEWALK CAFE PERMITS; EXTENDING SUCH PERMITS (COMMENCING RETROACTIVELY FROM JANUARY 1, 2021), ON A MONTH-TO-MONTH BASIS, UNTIL SUCH TIME AS HEIGHTENED IDENTIFIABLE CRITERIA IS DEVELOPED FOR THE APPROVAL OR DENIAL OF SIDEWALK CAFE PERMITS.

Public Works

Commissioner Mark Samuelian and Vice-Mayor
Steven Meiner

Supplemental updated on 1/8/2021
(Memorandum & Resolution)

C7 T A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, STRONGLY CONDEMNING THE DISGRACEFUL, VIOLENT ASSAULT ON THE UNITED STATES CAPITOL THAT TOOK PLACE ON JANUARY 6, 2021, IN AN UNLAWFUL EFFORT TO UNDERMINE AND DERAIL THE FULFILLMENT OF CONGRESS' CONSTITUTIONAL DUTY TO CERTIFY THE RESULTS OF THE 2020 GENERAL PRESIDENTIAL ELECTION; URGING LAW ENFORCEMENT OFFICIALS TO TAKE ALL STEPS NECESSARY TO INVESTIGATE AND PROSECUTE EVERYONE WHO HAS PARTICIPATED IN THIS DOMESTIC TERROR ATTACK, TO THE FULLEST EXTENT OF THE LAW; URGING FEDERAL ELECTED OFFICIALS TO TAKE ALL STEPS TO ENSURE A PEACEFUL AND ORDERLY PRESIDENTIAL TRANSITION AND RESTORE FAITH AND TRUST IN GOVERNMENT INSTITUTIONS AND THE ELECTORAL PROCESS; AND DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO U.S. SENATE MAJORITY AND MINORITY LEADERS, U.S. SPEAKER OF THE HOUSE, FLORIDA SENATORS MARCO RUBIO AND RICK SCOTT, U.S. CONGRESSWOMAN MARIA ELVIRA SALAZAR, AND OTHER MEMBERS OF THE FLORIDA CONGRESSIONAL DELEGATION.

Office of the City Attorney
Commissioner David Richardson

Addendum added on 1/11/2021 (Approved by
Mayor)

REGULAR AGENDA

R5 - Ordinances

R5 A CHAPTER 46 - NOISE EXEMPTIONS
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 46 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ENVIRONMENT," BY AMENDING ARTICLE IV, ENTITLED "NOISE," BY AMENDING SECTION 46-157, ENTITLED "EXEMPTIONS," TO MODIFY IDENTIFIED EXEMPTIONS FROM THE PROHIBITION ON UNNECESSARY AND EXCESSIVE NOISE SET FORTH IN SECTION 46-152; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

10:30 a.m. Second Reading Public Hearing

Planning

First Reading on December 4, 2020 - R5 A

Mayor Dan Gelber

R5 B CHAPTER 18. ~~HERITAGE LEGACY~~ BUSINESS ESTABLISHMENTS
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 18 OF THE MIAMI BEACH CITY CODE, ENTITLED "BUSINESSES," BY CREATING ARTICLE XVIII, ENTITLED "MIAMI BEACH ~~HERITAGE LEGACY~~ BUSINESS REGISTRY"; BY CREATING SECTION 18-930, ENTITLED "PURPOSE," AND SECTION 18-931, ENTITLED "MINIMUM REQUIREMENTS, CRITERIA, AND PROCEDURE FOR DESIGNATION OF ~~HERITAGE LEGACY~~ BUSINESS ESTABLISHMENTS," TO CREATE THE MIAMI BEACH ~~HERITAGE LEGACY~~ BUSINESS REGISTRY, AND ESTABLISH THE PURPOSE, MINIMUM REQUIREMENTS, CRITERIA, AND PROCEDURE FOR THE DESIGNATION OF QUALIFIED BUSINESSES AS ~~HERITAGE LEGACY~~ BUSINESS ESTABLISHMENTS; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

10:31 a.m. Second Reading Public Hearing

Planning

First Reading on December 4, 2020 - R5 B

Mayor Dan Gelber

R5 C AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 82 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, ENTITLED "PUBLIC PROPERTY," BY AMENDING ARTICLE IV, ENTITLED "USES IN PUBLIC RIGHTS-OF-WAY," BY AMENDING DIVISION 5, ENTITLED "SIDEWALK CAFES," BY AMENDING SUBDIVISION I, ENTITLED "GENERALLY," BY AMENDING SECTION 82-371 THEREOF, ENTITLED "CIVIL FINES AND PENALTIES; DENIAL OF FUTURE PERMITS TO REPEAT VIOLATORS; ENHANCED PENALTIES," BY MODIFYING THOSE PENALTIES TO BE IMPOSED FOR VIOLATIONS OF THIS DIVISION; AND BY AMENDING SUBDIVISION II, ENTITLED "PERMIT," BY AMENDING SECTION 82-382 THEREOF, ENTITLED "APPLICATION," BY FURTHER ENHANCING THE PROHIBITION FOR PERMITTEES THAT REPEATEDLY VIOLATE THIS DIVISION; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

10:32 a.m.

Office of the City Attorney

Mayor Dan Gelber & Commissioner Mark Samuelian

R5 D COMMERCIAL HEIGHT LIMITS FOR OFFICE USES - ~~ALTON ROAD AND~~ TERMINAL ISLAND
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 142, "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, "DISTRICT REGULATIONS," ~~(1) AT DIVISION 5, "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," SECTION 142-306, "DEVELOPMENT REGULATIONS"; AND (2) AT DIVISION 11, "1-1 LIGHT INDUSTRIAL DISTRICT," SECTION 142-486, "DEVELOPMENT REGULATIONS,"~~ TO ALLOW FOR ADDITIONAL HEIGHT FOR DEVELOPMENTS WITH SIGNIFICANT OFFICE COMPONENTS LOCATED ~~ON ALTON ROAD BETWEEN 6TH STREET AND COLLINS CANAL, AND ON~~

TERMINAL ISLAND; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

10:45 a.m. Second Reading Public Hearing

Planning

First Reading on December 9, 2020 - R5 O

Mayor Dan Gelber and Commissioner David Richardson

R5 E AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 46 OF THE MIAMI BEACH CITY CODE, ENTITLED "ENVIRONMENT," TO CREATE ARTICLE IX THEREOF, TO BE ENTITLED "USE OF FERTILIZER," RELATING TO FLORIDA FRIENDLY FERTILIZER USE WITHIN THE CITY OF MIAMI BEACH, PROVIDING FOR DEFINITIONS, APPLICABILITY, TIMING OF FERTILIZER APPLICATIONS, FERTILIZER FREE ZONES, FERTILIZER CONTENT AND APPLICATION REQUIREMENTS, AND MANAGEMENT OF VEGETATIVE MATTER, OUTLINING CERTAIN EXEMPTIONS, REQUIRING TRAINING AND LICENSING, PROVIDING ENFORCEMENT AND PENALTIES; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

2:20 p.m. Second Reading Public Hearing

Environment and Sustainability

Continued from December 9, 2020 - R5 E

Commissioner Gongora & Co-sponsored by Mayor Gelber & Commissioners Samuelian and Steinberg

Supplemental updated on 1/8/2021
(Memorandum & Ordinance)

R5 F AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 54 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "FLOODS," BY CREATING ARTICLE III, TO BE ENTITLED "RESILIENCY STANDARDS FOR TIDAL FLOOD PROTECTION," TO STATE THE PURPOSE AND INTENT OF THE ARTICLE; ESTABLISH DEFINITIONS; AND ESTABLISH CONSTRUCTION STANDARDS THAT ENSURE THAT SEAWALLS AND OTHER TIDAL FLOOD BARRIERS STRENGTHEN COASTAL RESILIENCE AND MITIGATE THE EFFECTS OF TIDAL FLOODING AND SEA LEVEL RISE; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

2:25 p.m. Second Reading Public Hearing

Environment and Sustainability

First Reading on December 9, 2020 - R5 N

Commissioner Mark Samuelian

Supplemental updated on 1/8/2021 (Ordinance)

R5 G MODIFICATIONS TO LANDSCAPE REQUIREMENTS FOR SMALL ADDITIONS
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 126, ENTITLED "LANDSCAPE REQUIREMENTS," SECTION 126-3, ENTITLED "SHORT TITLE AND APPLICABILITY," TO PROVIDE EXEMPTIONS TO THE CITY OF MIAMI BEACH LANDSCAPE ORDINANCE FOR ADDITIONS TO EXISTING BUILDINGS UNDER CERTAIN CIRCUMSTANCES; AND PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

2:30 p.m. Second Reading Public Hearing

Planning

First Reading on December 9, 2020 - R5 P

Commissioner Micky Steinberg

R5 H SUNSET HARBOUR PROHIBITED USE REGULATIONS
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 142, "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, "DISTRICT REGULATIONS," (1) AT DIVISION 5, "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," SECTION 142-303, "CONDITIONAL USES" AND SECTION 142-305, "PROHIBITED USES"; AND (2) AT DIVISION 11, "1-1

LIGHT INDUSTRIAL DISTRICT," SECTION 142-483, "CONDITIONAL USES" AND SECTION 142-485, "PROHIBITED USES," TO MODIFY CONDITIONAL AND PROHIBITED USES IN THE SUNSET HARBOUR NEIGHBORHOOD, GENERALLY BOUNDED BY PURDY AVENUE, 20TH STREET, ALTON ROAD, AND DADE BOULEVARD; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

5:01 p.m. Second Reading Public Hearing

Planning

First Reading PH on December 9, 2020 - R5 J

Commissioner Ricky Arriola

R5 I

POST DISASTER TEMPORARY ZONING RELIEF

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 118, ENTITLED "ADMINISTRATION AND REVIEW PROCEDURES," ARTICLE II, ENTITLED "BOARDS," DIVISION 2, ENTITLED "PLANNING BOARD," SECTION 118-52, ENTITLED "MEETINGS AND PROCEDURES"; DIVISION 3, ENTITLED "DESIGN REVIEW BOARD," SECTION 118-75, ENTITLED "QUORUM AND VOTING"; DIVISION 4, "HISTORIC PRESERVATION BOARD," SECTION 118-106, ENTITLED "QUORUM AND VOTING"; AND DIVISION 5, ENTITLED "BOARD OF ADJUSTMENT," SECTION 118-135, ENTITLED "MEETINGS AND RECORDS," TO AMEND REQUIREMENTS PERTAINING TO ATTENDANCE AND PARTICIPATION AT PUBLIC MEETINGS; BY AMENDING CHAPTER 118, ENTITLED "ADMINISTRATION AND REVIEW PROCEDURES," CREATING ARTICLE XIII, TO BE ENTITLED "TEMPORARY EMERGENCY USES," TO ESTABLISH A PROCESS TO AUTHORIZE TEMPORARY USES DURING A STATE OF EMERGENCY; BY AMENDING CHAPTER 142 OF THE CITY CODE, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 2, ENTITLED "RS-1, RS-2, RS-3, RS-4 SINGLE-FAMILY RESIDENTIAL DISTRICTS," SECTION 142-106, ENTITLED "SETBACK REQUIREMENTS FOR A SINGLE-FAMILY DETACHED DWELLING," TO AUTHORIZE THE USE OF A CAMPER TRAILER OR RECREATIONAL VEHICLE AS A TEMPORARY DWELLING DURING A STATE OF EMERGENCY, WHERE A RESIDENCE HAS BEEN DEEMED UNINHABITABLE; AND BY AMENDING CHAPTER 142 OF THE CITY CODE, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE IV, ENTITLED "SUPPLEMENTARY DISTRICT REGULATIONS," DIVISION 1, ENTITLED "GENERALLY," AT SECTION 142-874, ENTITLED "REQUIRED ENCLOSURES," TO AUTHORIZE THE LIMITED OUTDOOR SALE AND RENTAL OF HOME IMPROVEMENT PRODUCTS DURING A STATE OF EMERGENCY; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

5:02 p.m. Second Reading Public Hearing

Planning

First Reading PH on December 9, 2020 - R5 K

Commissioner Mark Samuelian

R5 J

CD-2 ALTON ROAD OUTDOOR MOVIE THEATERS - REVISED BOUNDARIES

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 142, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, "DISTRICT REGULATIONS," DIVISION 5, "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," SECTION 142-310, ENTITLED "SPECIAL REGULATIONS FOR ALCOHOL BEVERAGE ESTABLISHMENTS," TO MODIFY THE BOUNDARIES OF THE AREA IN WHICH OUTDOOR MOTION PICTURE THEATERS AND ACCESSORY OUTDOOR BAR COUNTERS ARE PERMITTED; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

5:03 p.m. Second Reading Public Hearing

Planning

First Reading PH on December 9, 2020 - R5 L

Commissioner Mark Samuelian

R5 K

INTERNATIONAL INN - 2301 NORMANDY DRIVE HISTORIC SITE DESIGNATION

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI

BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE MIAMI BEACH CITY CODE, BY AMENDING CHAPTER 118, ENTITLED "ADMINISTRATION AND REVIEW PROCEDURES," ARTICLE X, ENTITLED "HISTORIC PRESERVATION," DIVISION 4, ENTITLED "DESIGNATION," SECTION 118-593, ENTITLED "HISTORIC PRESERVATION DESIGNATION," AT SUBSECTION (E), ENTITLED "DELINEATION ON ZONING MAP," BY DESIGNATING ONE OR MORE BUILDINGS AT 2301 NORMANDY DRIVE AS AN HISTORIC SITE TO BE KNOWN AS "INTERNATIONAL INN, 2301 NORMANDY DRIVE," AS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING THAT THE CITY'S ZONING MAP SHALL BE AMENDED TO INCLUDE 2301 NORMANDY DRIVE AS AN HISTORIC SITE; ADOPTING THE DESIGNATION REPORT ATTACHED HERETO AS APPENDIX "A"; PROVIDING FOR INCLUSION IN THE LAND DEVELOPMENT REGULATIONS OF THE CITY CODE; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

First Reading

Planning

Deferred from December 9, 2020 - R5 Q

Historic Preservation Board & Commissioner
Gongora

R5 L PARKING REDUCTIONS - HARDING TOWNSITE AND MXE
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 130, ENTITLED "OFF-STREET PARKING," ARTICLE II, "DISTRICTS; REQUIREMENTS," AT SECTION 130-31, ENTITLED "PARKING DISTRICTS ESTABLISHED," TO MODIFY PARKING REQUIREMENTS FOR NEW CONSTRUCTION WITHIN CD-2 OR MXE DISTRICTS LOCATED IN THE OCEAN DRIVE/COLLINS AVENUE OR HARDING TOWNSITE LOCAL HISTORIC DISTRICTS; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

First Reading

Planning

Deferred from December 9, 2020 - R5 R

Commissioner Ricky Arriola

R5 M PRE-1942 SINGLE-FAMILY FENCE HEIGHT MODIFICATIONS
AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 142, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 2, ENTITLED "RS-1, RS-2, RS-3, RS-4 SINGLE-FAMILY RESIDENTIAL DISTRICTS," SECTION 142-106, ENTITLED "SETBACK REQUIREMENTS FOR A SINGLE-FAMILY DETACHED DWELLING," TO MODIFY FENCE REQUIREMENTS; AND PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

First Reading

Planning

Commissioner Micky Steinberg

R7 - Resolutions

R7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING THE CONCEPTUAL DESIGN FOR G.O. BOND PROJECT #40 - 41ST STREET CORRIDOR (THE PROJECT); AND AUTHORIZING THE ADMINISTRATION TO DEVELOP AND ISSUE A REQUEST FOR QUALIFICATIONS (RFQ) FOR THE SELECTION OF A FIRM FOR THE DESIGN DEVELOPMENT, BID AND AWARD, AND CONSTRUCTION ADMINISTRATION SERVICES OF THE PROJECT; AND FURTHER REQUIRING THAT THE RFQ BE TRANSMITTED TO THE CITY COMMISSION VIA LETTER TO COMMISSION (LTC) PRIOR TO ISSUANCE.

9:00 a.m.

Office of the City Manager

Deferred from December 9, 2020 - R7 E

R7 B A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING THE INTERIM CITY MANAGER'S RECOMMENDATION AND AUTHORIZING A MODIFICATION AND REDESIGN OF THE LINCOLN ROAD REDEVELOPMENT PROJECT, REVISING THE SCOPE OF THE PROJECT SO THAT IT CAN BE COMPLETED WITHIN THE ALLOCATED TOTAL BUDGET OF \$52.4 MILLION; AND FURTHER AUTHORIZING THE ADMINISTRATION TO NEGOTIATE AN AMENDMENT TO THE AGREEMENT WITH THE CITY'S CONSULTANT, JAMES CORNER FIELD OPERATIONS, WITH SAID AMENDMENT SUBJECT TO PRIOR APPROVAL BY THE MAYOR AND CITY COMMISSION.

9:30 a.m.

Capital Improvement Projects

Deferred from December 9, 2020 - R7 D

R7 C A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, APPROVING, FOLLOWING SECOND READING/PUBLIC HEARING, A DEVELOPMENT AGREEMENT AS AUTHORIZED UNDER SECTION 118-4 OF THE CITY CODE, AND SECTIONS 163.3220 – 163.3243, FLORIDA STATUTES, BETWEEN THE CITY AND SERVITAS, LLC (THE "DEVELOPER"), WHICH DEVELOPMENT AGREEMENT DELINEATES CONDITIONS FOR THE DEVELOPMENT OF THE CITY-OWNED PROPERTY LOCATED AT 224 23RD STREET, THE CURRENT SITE OF A SURFACE PARKING LOT (THE "PROPERTY"), FOR THE COLLINS PARK ARTIST WORKFORCE HOUSING PROJECT, A PROPOSED DEVELOPMENT CONTAINING (1) RESIDENTIAL WORKFORCE HOUSING UNITS, FOR ARTISTS, TEACHERS, AND OTHER INCOME-ELIGIBLE TENANTS; (2) DORMITORY HOUSING, INTENDED FOR USE BY MIAMI CITY BALLET, INC. (THE "BALLET"), TO SUPPORT THE BALLET'S DANCE EDUCATION AND OTHER PROGRAMS OR, IF AGREEMENT WITH THE BALLET CANNOT BE REACHED, ADDITIONAL WORKFORCE HOUSING UNITS; AND (3) GROUND FLOOR RETAIL OR CULTURAL SPACE, WITH THE BUILDING CONSTRUCTED ON THE PROPERTY TO BE LIMITED TO A MAXIMUM HEIGHT OF 75 FEET (COLLECTIVELY, THE "PROJECT"); FURTHER, MEMORIALIZING THE CONDITIONS FOR THE CITY'S LEASE OF THE PROPERTY TO COMMUNITY FINANCE CORPORATION, A NOT-FOR PROFIT CORPORATION, OR AN AFFILIATE THEREOF, FOR THE DEVELOPMENT, FINANCING, CONSTRUCTION AND OPERATION OF THE PROJECT (THE "LEASE"), WITH THE LEASE SUBJECT TO AND CONTINGENT UPON APPROVAL BY THE PLANNING BOARD AND THE CITY COMMISSION, PURSUANT TO SECTION 1.03(B)(4) OF THE CITY CHARTER; AND FURTHER, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE FINAL AGREEMENT.

11:00 a.m. Second Reading Public Hearing

Economic Development

First Reading PH on December 9, 2020 - R7 A

R7 D A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, APPROVING, FOLLOWING SECOND READING, A LEASE AGREEMENT ("LEASE"), AS AUTHORIZED UNDER SECTION 82-37 OF THE CITY CODE AND SECTION 1.03(8)(4) OF THE CITY CHARTER, BETWEEN THE CITY OF MIAMI BEACH ("CITY") AND COMMUNITY FINANCE CORPORATION, AN ARIZONA NOT-FOR-PROFIT CORPORATION, OR AN AFFILIATE THEREOF ("LESSEE"), OF THE CITY-OWNED PROPERTY LOCATED AT 224 23RD STREET (THE "PROPERTY"), FOR THE CONSTRUCTION OF THE COLLINS PARK ARTIST WORKFORCE HOUSING PROJECT ON THE PROPERTY, A PROPOSED DEVELOPMENT WHICH SHALL INCLUDE (1) RESIDENTIAL WORKFORCE HOUSING UNITS, FOR ARTISTS, TEACHERS, AND OTHER INCOME-ELIGIBLE TENANTS; (2) RESIDENTIAL DORMITORY SPACE, INTENDED FOR USE BY MIAMI CITY BALLET, INC. (THE "BALLET"), TO SUPPORT THE MIAMI CITY BALLET'S DANCE EDUCATION AND OTHER PROGRAMS OR, IF AGREEMENT WITH THE BALLET CANNOT BE REACHED, ADDITIONAL WORKFORCE HOUSING UNITS; AND (3) GROUND FLOOR RETAIL OR CULTURAL SPACE (COLLECTIVELY, THE "PROJECT"); FURTHER,

PROVIDING FOR THE PROJECT TO BE DEVELOPED, DESIGNED, FINANCED, CONSTRUCTED, AND OPERATED IN ACCORDANCE WITH THE TERMS OF THE LEASE AND THE DEVELOPMENT AGREEMENT BETWEEN THE CITY AND SERVITAS, LLC FOR THE PROJECT, APPROVED PURSUANT TO RESOLUTION NO. 2021- _____ ; AND FURTHER PROVIDING FOR A MAXIMUM TERM OF NINETY (90) YEARS, WITH AN INITIAL TERM OF FIFTY (50) YEARS, AND TWO (2) RENEWAL TERMS, FOR A PERIOD OF TWENTY (20) YEARS EACH, ON MUTUAL AGREEMENT OF THE CITY AND LESSEE; AND FURTHER, APPROVING THE DISTRIBUTIONS OF NET AVAILABLE CASH FLOW TO THE BALLET AS PROVIDED IN THIS RESOLUTION, AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE FINAL LEASE.

11:01 a.m. Second Reading Public Hearing

Economic Development

First Reading on December 9, 2020 - R7 B

R7 E A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING, BY A 5/7TH VOTE OF THE CITY COMMISSION, AND FOLLOWING A DULY NOTICED PUBLIC HEARING, A WAIVER OF THE MINIMUM AND AVERAGE UNIT SIZE REQUIREMENTS FOR WORKFORCE HOUSING IN SECTION 142-337, AND THE PARKING REQUIREMENTS IN SECTION 130-33 OF THE CITY CODE, PURSUANT TO SECTION 142-425(D) AND 142-425(E) OF THE CITY CODE, FOR THE DEVELOPMENT OF THE CITY-OWNED PROPERTY LOCATED AT 224 23RD STREET, FOR THE COLLINS PARK ARTIST/WORKFORCE HOUSING PROJECT ("PROJECT"), A MIXED USE PROJECT CONTAINING (1) RESIDENTIAL WORKFORCE HOUSING UNITS, FOR ARTISTS, TEACHERS, AND OTHER INCOME-ELIGIBLE TENANTS; (2) DORMITORY HOUSING, INTENDED FOR USE BY MIAMI CITY BALLET, INC. (THE "BALLET"); AND (3) GROUND FLOOR RETAIL OR CULTURAL SPACE, AND APPROVING THE FOREGOING USES PURSUANT TO SECTION 142-422 OF THE CITY CODE.

11:02 a.m. Public Hearing

Economic Development

R7 F A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE SECOND AMENDMENT TO THE GENERAL FUND, ENTERPRISE FUNDS, INTERNAL SERVICE FUNDS, AND SPECIAL REVENUE FUNDS BUDGETS FOR FISCAL YEAR 2021 AS SET FORTH IN THIS RESOLUTION AND IN THE ATTACHED EXHIBIT "A."

2:10 p.m. Public Hearing

Office of Management and Budget

R7 G A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE SECOND AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2021 AS SET FORTH IN ATTACHMENTS A, "PROJECTS"; B, "SOURCE OF FUNDS"; AND C, "PROGRAMS."

2:15 p.m. Public Hearing

Office of Management and Budget

R7 H A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, FOLLOWING A DULY ADVERTISED PUBLIC HEARING, ACCEPTING THE RECOMMENDATION OF THE CITY'S FINANCE AND ECONOMIC RESILIENCY COMMITTEE, AND WAIVING, BY 5/7TH VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENT IN SECTION 82-39(A) OF THE CITY CODE, FINDING THAT THE PUBLIC INTEREST WOULD BE SERVED BY WAIVING SUCH CONDITION; APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A NEW LEASE AGREEMENT BETWEEN THE CITY (LANDLORD) AND MIAMI BEACH WATERSPORTS CENTER, INC. (TENANT) FOR A PERIOD OF NINE (9) YEARS, COMMENCING ON FEBRUARY 1, 2021 AND ENDING ON JANUARY 31, 2030, FOR THE USE OF CITY-OWNED PROPERTY LOCATED AT 6500 INDIAN CREEK DR A/K/A THE RONALD W. SHANE WATERSPORTS CENTER, CONTAINING A TWO-STORY BUILDING AND A BOAT HOUSE, FOR THE CONTINUED OPERATION OF A ROWING CENTER.

R7 I A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, REAFFIRMING THE CITY'S LONGSTANDING POLICY REQUIRING CITY EMPLOYEES TO SAFEGUARD THE CONFIDENTIALITY OF SENSITIVE INFORMATION CONCERNING THE CITY OR ITS OPERATIONS, WHICH POLICY IS IMPLICIT IN CITY CODE SECTION 2-452, PROHIBITING THE DISCLOSURE OF CONFIDENTIAL INFORMATION BY OFFICERS AND EMPLOYEES OF THE CITY, AND IN OTHER PROVISIONS OF THE CITY CODE AND STATE LAW.

Vice-Mayor Steven Meiner

Deferred from December 9, 2020 - R7 I

R7 J A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE, AT ITS FEBRUARY 28, 2020 MEETING, AND THE NEIGHBORHOOD AND QUALITY OF LIFE COMMITTEE, AT ITS SEPTEMBER 23, 2020 MEETING (IN PART), AND APPROVING THE REVISIONS TO THE SPECIAL EVENTS GUIDELINES RELATING TO CITY SPONSORSHIPS; SAID GUIDELINES CREATING AN EVALUATION PROCESS TO ANALYZE AND PROCESS SPONSORSHIP REQUESTS BASED UPON WEIGHTED CRITERIA, AND ESTABLISHING AN ANNUAL TOTAL SPONSORSHIP BUDGET NOT TO EXCEED \$1,500,000.

Tourism and Culture

Deferred from December 9, 2020 - R7 G

R7 K 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 JANUARY 13, 2021, SUCH EXTENSION FOR AN ADDITIONAL PERIOD OF SEVEN (7) DAYS, COMMENCING AT 12:00 A.M. ON JANUARY 14, 2021, AND ENDING AT 11:59 P.M. ON JANUARY 20, 2021; FURTHER AUTHORIZING THE CITY MANAGER TO CONTINUE TO EXTEND THE DECLARATION OF A STATE OF EMERGENCY FOR THREE (3) ADDITIONAL 7-DAY INCREMENTS, WHICH WOULD COMMENCE AT 12:00 A.M. ON JANUARY 21, 2021, AND END AT 11:59 P.M. ON FEBRUARY 10, 2021; 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; 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; FURTHER, PROVIDING THAT THE SUBJECT DECLARATION OF EMERGENCY SHALL BE TERMINABLE BY THE CITY COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF THIS RESOLUTION; AND, FINALLY, PROVIDING THAT THE CITY MANAGER SHALL BE REQUIRED TO CALL A CITY COMMISSION MEETING PRIOR TO ORDERING ANY EMERGENCY MEASURE THAT IS MORE RESTRICTIVE THAN THE EMERGENCY MEASURES IN EFFECT AS OF JANUARY 14, 2021.

Office of the City Attorney

R7 L A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, PURSUANT TO THE CITY'S DECLARATION OF A STATE OF EMERGENCY IN RESPONSE TO THE COVID-19 PANDEMIC, PRORATING THOSE PORTIONS OF THE FISCAL YEAR 2021 SUPPLEMENTAL BUSINESS TAX RECEIPT ("BTR") FEES RELATING TO BTR CATEGORIES INVOLVING THE SALE AND SERVICE OF ALCOHOLIC BEVERAGES AFTER MIDNIGHT (THE "AFTER MIDNIGHT BTR

CATEGORIES"), TO PROVIDE THAT FEES FOR THE AFTER MIDNIGHT BTR CATEGORIES SHALL NOT APPLY FOR THE PERIOD OF TIME IN FY2021 DURING WHICH THE SALE AND SERVICE OF ALCOHOLIC BEVERAGES IS PROHIBITED DUE TO MIAMI-DADE COUNTY'S IMPOSITION OF A CURFEW.

Finance
Vice-Mayor Steven Meiner

R7 M A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE THAT THE CITY ADMINISTRATION MOVE FORWARD WITH THE SPRING BREAK 2021 PILOT PROGRAM, TO ACTIVATE THE AREA IN AND AROUND LUMMUS PARK AND THE BEACHFRONT AREAS, FROM 7TH TO 11TH STREETS, WITH THE FOLLOWING CONDITIONS: 1) THAT THE ADMINISTRATION KEEP THE PROPOSAL PROGRAMMING WITHIN A TARGET COST OF \$1.1 MILLION; 2) GIVEN THAT SPRING BREAK 2021 MAY INCLUDE THE MONTHS OF MARCH AND APRIL, IMPLEMENTING THE PROGRAMMING DURING THE PERIOD FROM MARCH 4 - APRIL 11, 2021, RECOGNIZING THAT THIS MAY INCREASE THE TARGET PROGRAM COST UP \$1.6 MILLION; AND 3) DIRECTING THE CHIEF FINANCIAL OFFICER TO IDENTIFY A FUNDING SOURCE TO COVER THE COST OF PROGRAMMING AND CITY SERVICES, AS THE PROPOSED PILOT PROGRAM IS CURRENTLY UNFUNDED.

Tourism and Culture
Commissioners Ricky Arriola and Mark
Samuelian

Supplemental updated on 1/8/2021
(Memorandum & Attachments)

R7 N A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ESTABLISHING THE "AD HOC NORTH BEACH CRA ADVISORY COMMITTEE," TO ADVISE THE ADMINISTRATION AND CITY COMMISSION IN CONNECTION WITH THE PROPOSED NORTH BEACH COMMUNITY REDEVELOPMENT AGENCY (THE "NORTH BEACH CRA"), INCLUDING REVIEW AND INPUT WITH REGARD TO THE PROPOSED REDEVELOPMENT PLAN FOR THE NORTH BEACH CRA ("REDEVELOPMENT PLAN"), AND THE PRIORITIZATION OF PUBLIC PROJECTS TO BE INCLUDED IN THE REDEVELOPMENT PLAN; PRESCRIBING THE PURPOSE, POWERS AND DUTIES, COMPOSITION, TERMS OF OFFICE, KNOWLEDGE AND EXPERIENCE OF THE COMMITTEE MEMBERS; AND, PROVIDING FOR AN ADMINISTRATIVE LIAISON TO THE COMMITTEE.

Deferred from December 9, 2020 - R5 S
Office of the City Attorney
Commissioner Michael Gongora & Co-
sponsored by Commissioner Samuelian

R9 - New Business and Commission Requests

R9 A BOARD AND COMMITTEE APPOINTMENTS.

Office of the City Clerk

R9 B BOARD AND COMMITTEE APPOINTMENTS - CITY COMMISSION APPOINTMENTS.

Office of the City Clerk

R9 C DR. STANLEY SUTNICK CITIZEN'S FORUM. (8:30 A.M./1:00 P.M.)

Office of the City Clerk

R9 D DISCUSSION, AND TAKE ACTION IF NECESSARY, REGARDING THE SELECTION PROCESS FOR THE NEW CITY MANAGER.

Supplemental updated on 1/11/2021 (Additional Information)

- R9 E DISCUSSION AND UPDATE REGARDING LOCAL PREPARATIONS PERTAINING TO THE CORONAVIRUS DISEASE 2019 (COVID-2019).
Mayor Dan Gelber
- R9 F DISCUSSION AND UPDATE REGARDING CITY OF MIAMI BEACH EFFORTS TO PROVIDE LOGISTICAL SUPPORT FOR COVID-19 VACCINATION PROGRAMS.
Mayor Dan Gelber
- R9 G DISCUSSION WITH ACTION IF NECESSARY OF CITY EFFORTS TO MAXIMIZE COVID VACCINE AWARENESS AND AVAILABILITY IN MIAMI BEACH.
Commissioner Mark Samuelian
- R9 H DISCUSSION REGARDING COVID-19 VACCINE DISTRIBUTION.
Commissioner Micky Steinberg
- R9 I DISCUSS, AND TAKE ACTION IF NECESSARY, THE PLAN TO ASSIST IN THE DISTRIBUTION OF COVID-19 VACCINATIONS TO MIAMI BEACH RESIDENTS, SPECIFICALLY TO SENIOR RESIDENTS.
Vice-Mayor Steven Meiner
- R9 J DISCUSSION ON RESUMPTION OF CITYWIDE TROLLEY SERVICES AND ON-DEMAND FREEBEE SERVICE FOR ELDERLY RESIDENTS LIVING IN AFFORDABLE HOUSING FACILITIES THROUGHOUT THE CITY.
Transportation and Mobility
Deferred from November 18, 2020 - R9 N
- R9 K DISCUSSION ON OPPORTUNITIES FOR MIAMI BEACH TO FURTHER HELP AND IMPROVE THE HEALTH OF BISCAYNE BAY.
Environment and Sustainability
Commissioners Michael Gongora, Mark Samuelian, and Micky Steinberg
- R9 L DISCUSSION AND POSSIBLE ACTION REGARDING THE 2021 SOUTH BEACH WINE AND FOOD FESTIVAL, RESCHEDULED TO MAY 20-23, 2021, AND THEIR REQUEST FOR FURTHER FINANCIAL SUPPORT BY THE CITY OF MIAMI BEACH BY WAIVING FEES FOR FIRE/POLICE/EMT, PARKING, AND PERMITS, AND DISCUSS AND TAKE POSSIBLE ACTION REGARDING SOBEWFF'S REQUEST FOR A RENT WAIVER FOR THE USE OF THE NORTH BEACH BANDSHELL ON MAY 23.
3:00 p.m. Mayor Dan Gelber
Deferred from November 18, 2020 - R9 W
- R9 M DISCUSS, AND TAKE ACTION IF NECESSARY, OPTIONS TO PRIORITIZE 9-1-1 CALLS WHEN CALLER IS PLACED ON WAIT/HOLD TO DETERMINE THE LEVEL OF EMERGENCY AT ISSUE.
Vice-Mayor Steven Meiner
Deferred from December 9, 2020 - R9 K
- R9 N DISCUSS, AND TAKE ACTION IF NECESSARY, THE SPONSORSHIP OF THE 2021 PRO FOOTVOLLEY TOURNAMENT IN NORTH BEACH.
Tourism and Culture

Sponsored by Vice-Mayor Meiner

Supplemental updated on 1/8/2021 (Revised Title) / ITEM DEFERRED

R9 O PRESENTATION ON THE STATUS OF INOPERABLE TRAFFIC DETECTION LOOPS IN MIAMI BEACH.

Commissioner Micky Steinberg

Deferred from December 9, 2020 - R9 P

R9 P DISCUSSION, AND IF NECESSARY, TAKE POSSIBLE ACTION ON SIGNAGE OF SAFE STREETS PILOT PROGRAM.

Commissioner David Richardson

Deferred from December 9, 2020 - R9 U

Supplemental updated on 1/8/2021 (Revised Title)

R9 Q DISCUSS AUDITING PERMITTING AND INSPECTION PROCESS FOR EFFICIENCIES.

Commissioner Ricky Arriola

Deferred from December 9, 2020 - R9 V

R9 R PRESENTATION AND INTRODUCTION TO VMLY&R ON PROPOSAL AND RECOMMENDATIONS TO BEGIN THE CITYWIDE REBRANDING.

Mayor Dan Gelber

R9 S PROGRESS REPORT ON MAURICE GIBB PARK, 72ND STREET CIVIC COMPLEX, AND BAYSHORE PARK.

Commissioner Ricky Arriola

R9 T DISCUSS PARKS ACCESSIBILITY.

Commissioner Ricky Arriola

ITEM DEFERRED

R9 U DISCUSSION AND VOTE REGARDING COLLEGE STUDENTS OFFERING TUTORING SERVICES TO MIAMI BEACH STUDENTS.

Commissioner Michael Gongora

R9 V DISCUSSION AND POTENTIAL ACTION REGARDING SOUTH OF FIFTH QUALITY OF LIFE PLAN.

Mayor Dan Gelber

Addendum added on 1/8/2021 (Approved by Mayor)

R9 W PROCLAMATION FOR JEWISH HISTORY MONTH IN THE CITY OF MIAMI BEACH.

Commissioner Michael Gongora

Addendum added on 1/8/2021 (Approved by Mayor)

R9 X DISCUSS, AND TAKE ACTION IF NECESSARY, ASSISTING THE LINCOLN ROAD BID FUND OUTREACH FOR AN ONLINE VIDEO PANEL FOCUSING ON BUSINESS RELOCATION TO MIAMI BEACH.

Commissioner Ricky Arriola

Addendum added on January 12, 2021 (Approved by Mayor)

R10 - City Attorney Reports

R10 A CITY ATTORNEY'S STATUS REPORT.

Office of the City Attorney

Supplemental updated on 1/8/2021 (Revised
Memorandum)

Reports and Informational Items

1. REPORT FROM COMMISSION COMMITTEES OF WITHDRAWN ITEMS NOT HEARD WITHIN (6) SIX MONTHS FROM REFERRAL DATE.

Office of the City Clerk

Notices

1. MIAMI BEACH REDEVELOPMENT AGENCY (RDA) MEMBERS.
2. HOW A PERSON MAY PARTICIPATE DURING THE HYBRID CITY COMMISSION MEETING / COMMISSION MEETING PROCEDURES.
3. USE OF AUDIO-VISUAL EQUIPMENT FOR PRESENTATIONS DURING PUBLIC VIRTUAL MEETINGS.
4. 2021 COMMISSION MEETING DATES.
5. ADVERTISEMENTS.
6. CITY COMMISSION AT-LARGE NOMINATIONS - RELEASE(S).
7. TIME CERTAIN.