

# MIAMI BEACH

## Commission Meeting / Special Commission Meeting

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Webinar ID: 87216813089#

May 8, 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

Visit us at [www.miamibeachfl.gov](http://www.miamibeachfl.gov) for agendas and video streaming of City Commission Meetings.

### 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.

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 option 6; TTY users may call via 711 (Florida Relay Service).

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

### **C7 - Resolutions**

- C7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACKNOWLEDGING COMMISSIONER RICKY ARRIOLA'S DECISION TO VOLUNTARILY FOREGO THE REMAINDER OF HIS SALARY AND OTHER COMPENSATION AND BENEFITS AFFORDED TO HIM (THE "COMMISSIONER'S COMPENSATION") FOR FISCAL YEAR ("FY") 2019-2020, AND APPROVING THE TRANSFER OF FUNDS EQUIVALENT TO COMMISSIONER ARRIOLA'S FY 2019-2020 COMPENSATION, IN AN APPROXIMATE AMOUNT OF \$15,500.00, FROM THE CITY OF MIAMI BEACH TO SOUTH FLORIDA SENIORS IN ACTIONS, TO BE EXPENDED BY SOUTH FLORIDA SENIORS IN ACTION ON QUALIFIED NEEDS AND PROJECTS, AS DETERMINED SOUTH FLORIDA SENIORS IN ACTION.

Human Resources  
Commissioner Ricky Arriola

- C7 B A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACKNOWLEDGING DECISIONS OF MAYOR GELBER, COMMISSIONER RICHARDSON, COMMISSIONER STEINBERG, COMMISSIONER SAMUELIAN, AND COMMISSIONER MEINER TO VOLUNTARILY FOREGO THEIR SALARY FOR THE MONTH OF MAY, 2020, AS SET FORTH IN THIS RESOLUTION, AND AUTHORIZING THE CITY MANAGER TO REALLOCATE THE SPECIFIED FUNDS TO THE CITY'S GENERAL FUND OPERATING BUDGET FOR FISCAL YEAR 2019-2020.

Office of the City Attorney  
Mayor Gelber & Commissioners Richardson,  
Steinberg, Samuelian & Meiner

## **REGULAR AGENDA**

### **R7 - Resolutions**

- R7 A A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, REQUESTING MIAMI-DADE COUNTY MAYOR CARLOS GIMENEZ TO: (1) RE-OPEN PUBLIC BEACHES WITHIN THE CITY OF MIAMI BEACH FROM 6:00 A.M. TO 10:00 A.M., SUBJECT TO SOCIAL DISTANCING GUIDELINES, AND (2) ALLOW VOLUNTEERS TO MONITOR WATER QUALITY AND DO BEACH CLEANUPS AT ANYTIME OF THE DAY, CONDITIONED UPON THE CITY OF MIAMI BEACH ESTABLISHING A VOLUNTEER REGISTRATION PROGRAM AND IMPLEMENTING PROCEDURES TO LIMIT GATHERINGS TO TEN VOLUNTEERS OR LESS.

Office of the City Attorney  
Commissioner Ricky Arriola

- R7 B A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING MIAMI-DADE COUNTY MAYOR GIMENEZ TO AUTHORIZE MUNICIPALITIES TO RE-OPEN POOLS IN MULTI-FAMILY RESIDENTIAL BUILDINGS WITHIN THEIR RESPECTIVE JURISDICTIONS, SUBJECT TO THE SOCIAL DISTANCING REQUIREMENTS OF MIAMI-DADE COUNTY EO 21-20 AND APPLICABLE CDC GUIDELINES.

Office of the City Attorney

Commissioner Mark Samuelian

R7 C A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY MANAGER TO RE-OPEN SOUTH POINTE PARK, SUBJECT TO THE SOCIAL DISTANCING REQUIREMENTS OF MIAMI-DADE COUNTY EO 21-20 AND APPLICABLE CDC GUIDELINES.

Office of the City Attorney  
Commissioner Ricky Arriola

**R9 - New Business and Commission Requests**

R9 A COVID-19 REOPENING AND RECOVERY PLANNING.

**(ITEM TO BE SUBMITTED IN SUPPLEMENTAL)**

Office of City Manager

R9 B DISCUSS RELAXING CURRENT PLANNING AND ZONING REQUIREMENTS TO ALLOW FOR MORE OUTDOOR PUBLIC SEATING FOR RESTAURANTS AND OTHER BUSINESSES TO COMMENCE RE-OPENING WITH PROPER SOCIAL DISTANCE.

Commissioner Michael Gongora

R9 C DISCUSSION REGARDING RE-PURPOSING CDBG FUNDS FOR RENTAL ASSISTANCE TEMPORARILY.

Commissioner Michael Gongora

R9 D DISCUSS ESSENTIAL LODGING.

Commissioner Ricky Arriola

R9 E DISCUSS SOUTH POINTE PARK CLOSURE STATISTICS.

Commissioner Ricky Arriola

**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: Jimmy L. Morales, City Manager  
DATE: May 8, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACKNOWLEDGING COMMISSIONER RICKY ARRIOLA'S DECISION TO VOLUNTARILY FOREGO THE REMAINDER OF HIS SALARY AND OTHER COMPENSATION AND BENEFITS AFFORDED TO HIM (THE "COMMISSIONER'S COMPENSATION") FOR FISCAL YEAR ("FY") 2019-2020, AND APPROVING THE TRANSFER OF FUNDS EQUIVALENT TO COMMISSIONER ARRIOLA'S FY 2019-2020 COMPENSATION, IN AN APPROXIMATE AMOUNT OF \$15,500.00, FROM THE CITY OF MIAMI BEACH TO SOUTH FLORIDA SENIORS IN ACTIONS, TO BE EXPENDED BY SOUTH FLORIDA SENIORS IN ACTION ON QUALIFIED NEEDS AND PROJECTS, AS DETERMINED SOUTH FLORIDA SENIORS IN ACTION.

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### 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

Human Resources

### Sponsor

Commissioner Ricky Arriola

### ATTACHMENTS:

#### **Description**

- ▢ Resolution

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACKNOWLEDGING COMMISSIONER RICKY ARRIOLA'S DECISION TO VOLUNTARILY FOREGO THE REMAINDER OF HIS SALARY AND OTHER COMPENSATION AND BENEFITS AFFORDED TO HIM (THE "COMMISSIONER'S COMPENSATION") FOR FISCAL YEAR ("FY") 2019-2020, AND APPROVING THE TRANSFER OF FUNDS EQUIVALENT TO COMMISSIONER ARRIOLA'S FY 2019-2020 COMPENSATION, IN AN APPROXIMATE AMOUNT OF \$15,500.00, FROM THE CITY OF MIAMI BEACH TO SOUTH FLORIDA SENIORS IN ACTIONS, TO BE EXPENDED BY SOUTH FLORIDA SENIORS IN ACTION ON QUALIFIED NEEDS AND PROJECTS, AS DETERMINED SOUTH FLORIDA SENIORS IN ACTION.

**WHEREAS**, pursuant to Section 2.02 of the City Charter, the annual compensation (i.e., salary) for a Commissioner is \$6,000; and

**WHEREAS**, in addition, Commissioners are also entitled to pension benefits (similar to those available to Unclassified City employees), a car allowance, phone allowance, and a monthly office stipend for travel and other expenses related to their public duties (collectively, "Commissioner's Compensation"); and

**WHEREAS**, Commissioner Ricky Arriola intends to voluntarily forego his Commissioner's Compensation for the remainder of Fiscal Year 2019-2020, and requests for his salary to be transferred to and expended by South Florida Seniors in Action, for qualified needs and projects, as determined by South Florida Seniors in Action; and

**WHEREAS**, South Florida Seniors in Action, a 501c(3) organization, has been dedicated to improving the lives of seniors including individuals with disabilities, and underprivileged seniors living in Miami-Dade County since 2012; and

**WHEREAS**, for the remainder of Fiscal Year 2019-2020, the Commissioner's Compensation is approximately \$15,500.00; and

**WHEREAS**, accordingly, the Office of Management and Budget, will make an adjustment for Fiscal Year 2019-2020 budget for Commissioner Arriola's Compensation, from salaries and allowance to donations and contributions; and

**WHEREAS**, the Mayor and City Commission hereby approve the transfer of the amount equivalent to Commissioner Arriola's Compensation for the remainder of Fiscal Year 2019-2020 from the City of Miami Beach to South Florida Seniors in Action, so that South Florida Seniors in Action may allocate these funds as they deem appropriate.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA,** that the Mayor and City Commission hereby acknowledge Commissioner Arriola's decision to voluntarily forego the remainder of his annual salary and other compensation and benefits afforded to him (the "Commissioner's Compensation") for Fiscal Year ("FY") 2019-2020, and approve the transfer of funds equivalent to the Commissioner Arriola's FY 2019-2020 compensation, in an approximate amount of \$15,500.00, from the City of Miami Beach to South Florida Seniors in Actions, to be expended by South Florida Seniors in Action on qualified needs and projects, as determined South Florida Seniors in Action.

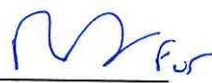
**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2020.

**ATTEST:**

\_\_\_\_\_  
Dan Gelber, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney *WK*

*5-6-20*  
\_\_\_\_\_  
Date

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Raul J. Aguila, City Attorney  
DATE: May 8, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACKNOWLEDGING DECISIONS OF MAYOR GELBER, COMMISSIONER RICHARDSON, COMMISSIONER STEINBERG, COMMISSIONER SAMUELIAN, AND COMMISSIONER MEINER TO VOLUNTARILY FOREGO THEIR SALARY FOR THE MONTH OF MAY, 2020, AS SET FORTH IN THIS RESOLUTION, AND AUTHORIZING THE CITY MANAGER TO REALLOCATE THE SPECIFIED FUNDS TO THE CITY'S GENERAL FUND OPERATING BUDGET FOR FISCAL YEAR 2019-2020.

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### **RECOMMENDATION**

The above-referenced Resolution is submitted for consideration by the Mayor and City Commission at the May 8, 2020 Special City Commission Meeting.

### **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 Attorney

### **Sponsor**

Mayor Gelber & Commissioners Richardson, Steinberg, Samuelian & Meiner

### **ATTACHMENTS:**

#### **Description**

- ▣ Resolution

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACKNOWLEDGING DECISIONS OF MAYOR GELBER, COMMISSIONER RICHARDSON, COMMISSIONER STEINBERG, COMMISSIONER SAMUELIAN, AND COMMISSIONER MEINER TO VOLUNTARILY FOREGO THEIR SALARY FOR THE MONTH OF MAY, 2020, AS SET FORTH IN THIS RESOLUTION, AND AUTHORIZING THE CITY MANAGER TO REALLOCATE THE SPECIFIED FUNDS TO THE CITY'S GENERAL FUND OPERATING BUDGET FOR FISCAL YEAR 2019-2020.**

**WHEREAS**, on March 11, 2020, the World Health Organization declared the rapidly spreading novel coronavirus ("COVID-19") a pandemic, acknowledging what has seemed clear for some time — the virus will likely spread to all countries on the globe; and

**WHEREAS**, the rate of infection throughout the world and in the US has accelerated rapidly, grinding most businesses around the globe to a halt; and

**WHEREAS**, the City of Miami Beach, which heavily depends on tourism, has been significantly impacted by COVID-19, suffering significant losses in revenue; and

**WHEREAS**, pursuant to Section 2.02 of the City Charter, the annual compensation (i.e., salary) for the Office of Commissioner is six thousand dollars (\$6,000), and the compensation for the Office of Mayor is ten thousand dollars (\$10,000); and

**WHEREAS**, in an effort to aid the City in savings costs, select members of the City Commission and the Mayor have elected to voluntarily forego their salaries for the month of May 2020; and

**WHEREAS**, Commissioner David Richardson has elected to voluntarily forego compensation for the month of May 2020, in the total amount of \$2,250; and

**WHEREAS**, Commissioner Samuelian has elected to voluntarily forego compensation for the month of May 2020, in the total amount of \$3,115; and

**WHEREAS**, Commissioner Steven Meiner has elected to voluntarily forego compensation for the month of May 2020, in the total amount of \$2,250; and

**WHEREAS**, Commissioner Steinberg wrote a personal check to the City of Miami Beach for a total amount of \$2,250, equivalent to her compensation for the month of May 2020; and

**WHEREAS**, Mayor Dan Gelber has elected to voluntary forego compensation for the month of May 2020, in the total amount of \$2,769; and

**WHEREAS**, accordingly, the Office of Management and Budget will make payroll adjustments for the Mayor and Commissioners Richardson, Samuelian, and Meiner, and allocate the funds specified herein, including Commissioner Steinberg's personal donation, for the City's General Fund Operating Budget for Fiscal Year 2019-2020.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA,** that the Mayor and City Commission hereby acknowledge decisions of Mayor Dan Gelber, Commissioner Richardson, Commissioner Steinberg, Commissioner Samuelian, and Commissioner Meiner to voluntarily forego their salary for the month of May 2020, as set forth in this Resolution, and authorize the City Manager to reallocate the specified funds to the City's General Fund Operating Budget for Fiscal Year 2019-2020.



**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2020.

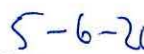
**ATTEST:**

\_\_\_\_\_  
Dan Gelber, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney  


  
\_\_\_\_\_  
Date

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Raul J. Aguila, City Attorney  
DATE: May 8, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, REQUESTING MIAMI-DADE COUNTY MAYOR CARLOS GIMENEZ TO: (1) RE-OPEN PUBLIC BEACHES WITHIN THE CITY OF MIAMI BEACH FROM 6:00 A.M. TO 10:00 A.M., SUBJECT TO SOCIAL DISTANCING GUIDELINES, AND (2) ALLOW VOLUNTEERS TO MONITOR WATER QUALITY AND DO BEACH CLEANUPS AT ANYTIME OF THE DAY, CONDITIONED UPON THE CITY OF MIAMI BEACH ESTABLISHING A VOLUNTEER REGISTRATION PROGRAM AND IMPLEMENTING PROCEDURES TO LIMIT GATHERINGS TO TEN VOLUNTEERS OR LESS.

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### **RECOMMENDATION**

Pursuant to the request of Commissioner Ricky Arriola, the above-referenced Resolution is submitted for consideration by the Mayor and City Commission at the May 8, 2020 Special City Commission Meeting.

### **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 the City Attorney

### **Sponsor**

Commissioner Ricky Arriola

### **ATTACHMENTS:**

#### **Description**

- ▣ Resolution



**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, REQUESTING MIAMI-DADE COUNTY MAYOR CARLOS GIMENEZ TO: (1) RE-OPEN PUBLIC BEACHES WITHIN THE CITY OF MIAMI BEACH FROM 6:00 A.M. TO 10:00 A.M., SUBJECT TO SOCIAL DISTANCING GUIDELINES, AND (2) ALLOW VOLUNTEERS TO MONITOR WATER QUALITY AND DO BEACH CLEANUPS AT ANYTIME OF THE DAY, CONDITIONED UPON THE CITY OF MIAMI BEACH ESTABLISHING A VOLUNTEER REGISTRATION PROGRAM AND IMPLEMENTING PROCEDURES TO LIMIT GATHERINGS TO TEN VOLUNTEERS OR LESS.**

**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, recreational activities, 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, accounting for over 97% of the country's population; and

**WHEREAS**, according to the Florida Department of Health, Florida had fewer cases and deaths during the week of April 20, 2020, than it did during the week of April 14, 2020; and

**WHEREAS**, on April 17, 2020, Jacksonville City and Duval County opened their beaches from 6:00 A.M. to 11:00 A.M., and from 5:00 P.M. to 8:00 P.M. daily with some restrictions, such as prohibiting sunbathing but allowing recreational activities such as swimming, jogging, and biking while adhering to social distancing guidelines; and

**WHEREAS**, on April 24, 2020 Bay County and Panama City opened their beaches from 6:00 A.M. to 9:00 A.M., and from 5:00 P.M. to 8:00 P.M. daily; and

**WHEREAS**, on April 27, 2020, Sarasota County opened its beaches subject to social distancing guidelines and certain restrictions – while sunbathing is prohibited, beachgoers are allowed to walk, jog, surf, swim, kayak, paddleboard, and engage in any other recreational activity that can be done while adhering to social distancing guidelines; and

**WHEREAS**, on April 28, 2020, St. Lucie and Indian River counties opened their beaches subject to social distancing guidelines and restrictions similar to the ones established by Sarasota County; and

**WHEREAS**, three counties are set to open their beaches on May 1, 2020: Okaloosa County is set to open its beaches from 6:00 A.M. to 9:00 A.M., and from 5:00 P.M. to 8:00 P.M.; Santa Rosa County is set to open its beaches from 2:00 P.M. to 7:00 P.M.; and Gulf County is set to open its beaches from 6:30 A.M. to 9:00 A.M., and from 4:30 P.M. to 7:00 P.M.; and

**WHEREAS**, limited beach re-opening with restrictions can be one of the first steps and a pathway back to normalcy while being mindful of risks and respectful of limitations, as well as providing some reprieve to Miami Beach residents who, like the rest of the country, have been

impacted immensely during this unprecedented pandemic; and

**WHEREAS**, as such, the Mayor and City Commission of Miami Beach request Miami-Dade Mayor Carlos Gimenez to re-open public beaches within the City of Miami Beach from 6:00 A.M. to 10:00 A.M., with restrictions and social distancing guidelines in place to ensure that the public adheres to social distancing guidelines; and

**WHEREAS**, moreover, the Mayor and City Commission further request for Miami-Dade County to allow volunteers to monitor water quality and conduct beach cleanups at any time during the day, conditioned upon the City developing a registry program that would limit volunteer beach cleanups to no more than 10 people at a time, in order to follow social distancing guidelines.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and the City Commission hereby request Miami-Dade County Mayor Gimenez to: (1) re-open public beaches within the City of Miami Beach from 6:00 A.M. to 10:00 A.M., subject to social distancing guidelines, and (2) allow volunteers to monitor water quality and do beach cleanups at any time of the day, conditioned upon the City of Miami Beach establishing a volunteer registration program and implementing procedures to limit gatherings to ten volunteers or less.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Dan Gelber, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(sponsored by Commissioner Ricky Arriola)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

RD For  
City Attorney

5-6-20  
Date

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Raul J. Aguila, City Attorney  
DATE: May 8, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING MIAMI-DADE COUNTY MAYOR GIMENEZ TO AUTHORIZE MUNICIPALITIES TO RE-OPEN POOLS IN MULTI-FAMILY RESIDENTIAL BUILDINGS WITHIN THEIR RESPECTIVE JURISDICTIONS, SUBJECT TO THE SOCIAL DISTANCING REQUIREMENTS OF MIAMI-DADE COUNTY EO 21-20 AND APPLICABLE CDC GUIDELINES.

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### **RECOMMENDATION**

Pursuant to the request of Commissioner Mark Samuelian, the above referenced Resolution is submitted for consideration by the Mayor and City Commission at the May 8, 2020 Special City Commission meeting.

### **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 Attorney

### **Sponsor**

Commissioner Mark Samuelian

### **ATTACHMENTS:**

#### **Description**

- ▣ Re-Open Pools in Multi-Family Residential Buildings F.A. 5.6.2020

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING MIAMI-DADE COUNTY MAYOR GIMENEZ TO AUTHORIZE MUNICIPALITIES TO RE-OPEN POOLS IN MULTI-FAMILY RESIDENTIAL BUILDINGS WITHIN THEIR RESPECTIVE JURISDICTIONS, SUBJECT TO THE SOCIAL DISTANCING REQUIREMENTS OF MIAMI-DADE COUNTY EO 21-20 AND APPLICABLE CDC GUIDELINES.**

**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 and the City of Miami Beach, to issue orders curtailing mobility, recreational activities, and travel, through "Shelter in Place," "Stay at Home," or "Safer at Home" orders, to minimize contact through social distancing measures and reduce the risk of COVID-19 infection, with over 316 million Americans subject to such orders, accounting for over 97% of the country's population; 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 18, 2020, Mayor Gimenez issued Miami-Dade County Emergency Order ("EO") No. 06-20, ordering the closure of all publicly-owned and privately-owned parks, beaches and recreational facilities in the incorporated and unincorporated areas of Miami-Dade County, to limit the spread of COVID-19; and

**WHEREAS**, on March 31, 2020, Mayor Gimenez issued EO No. 15-20, ordering the closure of all pools, hot tubs, golf courses, tennis courts, basketball courts, fitness centers, gymnasiums and other common use amenities in multi-family residential buildings; and

**WHEREAS**, on April 27, 2020, Mayor Gimenez issued EO No. 21-20, ordering the re-opening of parks, golf courses, marinas and boat ramps, subject to social distance requirements, such as the requirement to wear a facial covering and maintain a six-foot distance separation between persons; and

**WHEREAS**, on April 27, 2020, Mayor Gimenez issued Amendment No. 1 to EO No. 15-20, ordering the re-opening of certain specified amenity areas in multi-family residential buildings, namely tennis courts, golf courses, and basketball courts, subject to the same social distancing requirements of Emergency Order 21-20, but otherwise requiring pools and fitness centers within residential buildings to remain closed; and

**WHEREAS**, as Miami-Dade County's emergency orders set the minimum standards applicable county-wide, the City can only be stricter than Miami-Dade County, but otherwise the City cannot reopen areas that the County has ordered to remain closed; and

**WHEREAS**, as of May 5, 2020, all pools within residential buildings remain closed; and

**WHEREAS**, on April 27, 2020, Palm Beach County issued Palm Beach County Emergency Order No. 5, ordering the opening of community pools consistent with CDC social distancing guidelines; and

**WHEREAS**, on April 28, 2020, Broward County issued Broward County Emergency Order No. 20-08, ordering the opening, with restrictions, of pools and pool decks located in multi-family housing developments, condominium developments, condominium hotels, or single-family homeowner associations; and

**WHEREAS**, similar to Broward County's recent steps to re-open pools in multi-family residential buildings, the re-opening of pools in multi-family residential buildings should be prioritized as part of the initial phased re-opening of Miami-Dade County, subject to continued social distancing restrictions consistent with all applicable CDC guidelines; and

**WHEREAS**, the re-opening of pools and pool decks in Miami-Dade County would provide a much-needed reprieve to residents who would benefit from additional access to outdoor areas where some research indicates the virus is less likely to spread; access to such areas could be implemented safely by condominium associations and property managers, while serving residents' physical and mental well-being; and

**WHEREAS**, the re-opening of pools and pool decks in multi-family residential buildings would also provide residents with an additional, and safe, option for outdoor recreational use, and would thereby result in fewer residents using recently-opened -- and crowded -- public parks and public recreational areas, thereby facilitating social distancing efforts; and

**WHEREAS**, if the restrictions in Miami-Dade County EO 15-20 were lifted, condominium associations and building property managers would still retain the ability to close or limit access to their pools and pool decks at their discretion, if doing so is in the best interests of the building and its residents; and

**WHEREAS**, based on the foregoing, the Mayor and City Commission of Miami Beach urge Miami-Dade Mayor Carlos Gimenez to authorize municipalities to re-open pools in multi-family residential buildings within their jurisdictions, subject to the social distancing requirements of Miami-Dade County EO 21-20 and applicable CDC guidelines.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and the City Commission hereby urge Miami-Dade County Mayor Gimenez to authorize municipalities to re-open pools in multi-family residential buildings within their respective jurisdictions, subject to the social distancing requirements of Miami-Dade County EO 21-20 and applicable CDC guidelines.

**PASSED** and **ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2020.


\_\_\_\_\_  
Dan Gelber, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(sponsored by Commissioner Mark Samuelian)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

  
\_\_\_\_\_  
Date

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Raul J. Aguila, City Attorney  
DATE: May 8, 2020

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY MANAGER TO RE-OPEN SOUTH POINTE PARK, SUBJECT TO THE SOCIAL DISTANCING REQUIREMENTS OF MIAMI-DADE COUNTY EO 21-20 AND APPLICABLE CDC GUIDELINES.

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### **RECOMMENDATION**

Pursuant to the request of Commissioner Ricky Arriola, the above-referenced Resolution is submitted for consideration by the Mayor and City Commission at the May 8, 2020 Special City Commission Meeting.

### **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 Attorney

### **Sponsor**

Commissioner Ricky Arriola

### **ATTACHMENTS:**

#### **Description**

- ▣ Re-Open South Pointe Park

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY MANAGER TO RE-OPEN SOUTH POINTE PARK, SUBJECT TO THE SOCIAL DISTANCING REQUIREMENTS OF MIAMI-DADE COUNTY EO 21-20 AND APPLICABLE CDC GUIDELINES.**

**WHEREAS**, on April 27, 2020, Mayor Gimenez issued EO No. 21-20, ordering the re-opening of parks, golf courses, marinas and boat ramps, subject to social distance requirements, such as the requirement to wear a facial covering and maintain a six-foot distance separation between persons; and

**WHEREAS**, South Pointe Park was one of several parks and recreational facilities in Miami Beach that reopened on April 29; and

**WHEREAS**, in almost every other opened park in the City, with the exception of South Pointe Park, visitors adhered to social distancing requirements of Miami-Dade County EO 21-20 and applicable CDC guidelines; and

**WHEREAS**, the City announced on Monday, May 4, 2020, that South Pointe Park will be closed until further notice; and

**WHEREAS**, parks are vital for physical fitness and mental wellbeing, and promote mindfulness and creativity, building social capital, reduce stress, increase happiness, and strength mental health; and

**WHEREAS**, the re-opening of South Pointe Park, which is one of the largest parks in the City, will provide residents with an additional, and safe, option for outdoor recreational use, and would thereby result in fewer residents congregating in the parks that remain open and crowded; and

**WHEREAS**, the re-opening of South Pointe Park would provide a much-needed reprieve to residents who would benefit from additional access to outdoor areas, where some research indicates the virus is less likely to spread; and

**WHEREAS**, an April 7, 2020 study, spanning between January 4 and February 11, 2020 across 320 municipalities in China, examined where and how COVID-19 is transmitted and identified only a single outbreak in an outdoor environment, which involved two cases; and

**WHEREAS**, based on the foregoing, the Mayor and City Commission of Miami direct the City Manager to re-open South Pointe Park, subject to the social distancing requirements of Miami-Dade County EO 21-20 and applicable CDC guidelines.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and the City Commission hereby the City Manager to re-open South Pointe Park, subject to the social distancing requirements of Miami-Dade County EO 21-20 and applicable CDC guidelines.

**PASSED** and **ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2020.


\_\_\_\_\_  
Dan Gelber, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(sponsored by Commissioner Ricky Arriola)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

5/6/2020  
Date



**COMMISSION MEMORANDUM**

TO: Honorable Mayor and Members of the City Commission  
FROM: Jimmy L. Morales, City Manager  
DATE: May 8, 2020

SUBJECT: COVID-19 REOPENING AND RECOVERY PLANNING.  
**(ITEM TO BE SUBMITTED IN SUPPLEMENTAL)**

---

**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: Commissioner Michael Gongora  
DATE: May 8, 2020

SUBJECT: DISCUSS RELAXING CURRENT PLANNING AND ZONING REQUIREMENTS TO ALLOW FOR MORE OUTDOOR PUBLIC SEATING FOR RESTAURANTS AND OTHER BUSINESSES TO COMMENCE RE-OPENING WITH PROPER SOCIAL DISTANCE.

---

### **ANALYSIS**

Please place on the May 8th Commission agenda, a discussion item on relaxing current planning & zoning requirements to allow for more outdoor public seating for restaurants and other businesses to commence re-opening with proper social distance. Please find attached an article regarding a similar approach in Tampa. Please feel free to contact Diana Fontani should you need any 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**

- ▢ Tampa Article

# Tampa to allow restaurants, retail stores to expand outdoor capacity through 14-day pilot program

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**Enlarge**

The city has also set up eight “business recovery zones,” where it has closed streets to give businesses more space to expand their outdoor space.

NOLA LALEYE

## COMPANIES IN THIS ARTICLE

### City of Tampa

Tampa, FL

[See full profile](#)



By **Brendan Ward** – Digital producer, Tampa Bay Business Journal  
a day ago

The city of Tampa has launched a new economic recovery plan that will allow restaurants and retail businesses to expand their outdoor presence without obtaining a permit. Under the **plan**, named the Lift Up Local Economy Recovery Plan, restaurants and retail stores can legally expand onto public rights-of-way and private parking areas without needing a city permit. A few examples the city gave were parklets and private sidewalks.

Tampa hopes the program will help local businesses expand their capacity, while still meeting Gov. **Ron DeSantis**' **latest order**, which allows restaurants and retail stores to open with capacity restrictions.

We want to lift up our local businesses through this recovery and empower them to re-open responsibly," Mayor **Jane Castor** said in a statement. "By giving our local business owners as many tools and as much space as possible to safely serve guests, we can work together to protect our workforce, our customers, and our community. Our small businesses are the backbone of our economy, and we need their help to safely and successfully re-open our city and get back to all the things we love--one step at a time."

The city has also set up eight "street activation zones," where it has closed streets to give businesses more space to expand their outdoor space.

Those zones, as well as their closure times, can be seen below:

Neighborhood	Street	From	To	Road Closure Hours	La Clo
Downtown	Twiggs St	Tampa St	Franklin St	24/7	F
Downtown	Franklin St	Madison	Polk	24/7	F
Hyde Park	Swann Ave/Parket*	Oregon Ave	Rome Ave	24/7	N
Hyde Park Village	S. Dakota Ave/W.Snow	Swann Ave	S. Rome Ave	24/7	F
Ybor City	7 <sup>th</sup> Avenue	15 <sup>th</sup> Street	21 <sup>th</sup> Street	24/7	F
Tampa Heights	Franklin St	Kay St	Palm Ave	24/7	F
West River	Grand Central Ave	Kennedy	Hyde Park Ave	24/7	F
SOHO	South Howard	Morrison Ave	Bristol Ave	5pm -10 pm**	F

## Enlarge

These are the eight business recovery zones created by the Lift Up Local recovery plan.  
CITY OF TAMPA

Under the program, restaurants will be under certain restrictions including:

- Limiting indoor capacity to 25 percent
- Spacing seating at least 6 feet apart
- Using disposable paper menus
- Providing hand washing stations for customers and employees.
- Requiring facial coverings must be worn by “front of house” employees who interact with customers
- Limiting contact with dining guests by reducing the number of visits wait staff makes to each table

## RECOMMENDED

### GOVERNMENT & REGULATIONS

**Gov. DeSantis considers opening up salons soon**



### COMMERCIAL REAL ESTATE

**Exclusive: \$100 million Motor Enclave, complete with car condos and a performance track, is coming to Tampa**



**GOVERNMENT & REGULATIONS**

**DeSantis defends efforts to fix unemployment problems**



The city is also strongly encouraging restaurants to test their employees and implement contactless ordering and payment, though neither is required.

As of Monday, **Hillsborough County's safer-at-home order expired**, meaning the county is operating under the governor's order alone.

## RELATED CONTENT

## **Hillsborough County extends safer-at-home order until May 4**





## Castor is 'optimistic' Tampa can host Super Bowl LV as planned



****

## CRA approves funding for Tampa's business relief fund



****

**Tampa partners with companies to provide essential workers with masks**



****

## Hillsborough County commissioners vote against mandating face masks



****



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We value people most.

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# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Commissioner Michael Gongora  
DATE: May 8, 2020

SUBJECT: DISCUSSION REGARDING RE-PURPOSING CDBG FUNDS FOR RENTAL ASSISTANCE TEMPORARILY.

---

### **ANALYSIS**

Please place on the May 8th Commission agenda, a discussion regarding re-purposing CDBG funds for rental assistance temporarily. Please feel to contact Diana Fontani should you need any 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

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Commissioner Ricky Arriola  
DATE: May 8, 2020

SUBJECT: DISCUSS ESSENTIAL LODGING.

---

### **ANALYSIS**

Attached is a letter the Administration and Commission received on April 30, 2020, regarding essential lodging. I ask that the Commission consider allowing all Miami Beach hotels to accept reservations from all essential lodgers as defined by Miami-Dade County Emergency Order 09-20.

### **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**

- ▣ Petition Letter from Sonder
- ▣ MDC Emergency Order 9-20

April 30, 2020

Mr. Jimmy Morales  
City Manager  
City of Miami Beach  
1700 Convention Center Drive  
Miami Beach, FL 33139

Dear Mr. Morales:

First, I want to thank you, the Mayor, and City Commission for your leadership during this unprecedented global pandemic. As a hospitality operator in the City of Miami Beach, I appreciate your commitment to making thoughtful, yet difficult, decisions to safeguard the public's health and the City's finances.

While I believe most of the actions taken by our City government have been measured, fair, and reasonable, I believe the absolute prohibition on hotel operations – even for Essential Lodgers and First Responders – is unduly restrictive and inconsistent with best practices.

Almost every significant government body in the region – including Miami-Dade County, Broward County, Palm Beach County, City of Miami, City of Coral Gables, City of Ft. Lauderdale, City of West Palm Beach, etc. – has strictly limited hotel operations however allowed them to remain open to “***Essential Lodgers***,” defined in Miami-Dade County Emergency Order 09-20 to include first responders, healthcare professionals, and patients' families, among other categories. This is consistent with similar, carefully-calibrated measures implemented in major cities throughout the country.

Miami Beach's absolute prohibition on lodging operations is simultaneously putting into jeopardy the survival of local businesses and hurting Essential Lodgers, especially those working on the Beach. Hence, I am respectfully requesting that you modify the City's Emergency Order to allow Essential Lodgers to stay on Miami Beach. You can take extra precautions to protect the public's health and ensure compliance with the rules. For example, you can:

- Require participating operators to submit a COVID-19 Operations Plan to understand the precautionary measures adopted by each operator (Sonder is ideally positioned to operate under the current circumstances as our buildings/units are equipped with keypad-entry technology, and serviced through mobile apps, meaning no in-person interaction with between guests and employees is necessary).
- Monitor reservation requests and audit any operator's compliance of bookings with Essential Lodger requirement. (Sonder has implemented a screening process that requires each potential guest to qualify as an Essential Lodger pursuant the

definition of MDC Emergency Order 09-20 prior to confirming their booking. Outside of Miami Beach, we are screening out more than 50% of incoming reservation requests due to this restriction.).

- Begin by allowing hospitality operators to ***accept bookings only for apartment-style units with fully-equipped kitchens***, thus enabling Essential Lodgers to remain in their units when not fulfilling their essential functions (Sonder manages 53 such units in Miami Beach with fully-equipped kitchens and in-unit washer/dryers)

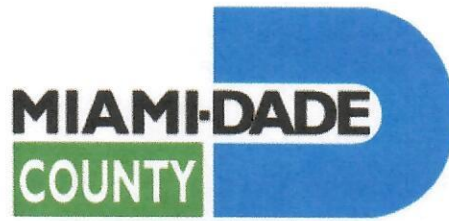
I urge you to consider the experiences of other major cities and, at a minimum, allow uniquely-situated operators like Sonder to keep our doors open and serve our community. I wish you the best of luck as you continue to navigate the City through this challenging time.

Sincerely,



Samuel Artmann  
General Manager  
Sonder USA Inc.

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



## **MIAMI-DADE COUNTY EMERGENCY ORDER 09-20**

WHEREAS, section 252.38(3)(a), Florida Statutes, gives political subdivisions the authority to declare and enact a State of Local Emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required of the political subdivision by law; and

WHEREAS, on March 1, 2020, the Governor of Florida issued Executive Order Number 20-51, directing the State Health Officer and Surgeon General to declare a Public Health Emergency due to the discovery of COVID-19/novel Coronavirus in Florida; and

WHEREAS, on March 9, 2020, the Governor of Florida issued Executive Order Number 20-52, declaring a State of Emergency for the state of Florida related to COVID-19/novel Coronavirus; and

WHEREAS, on March 12, 2020, the County Mayor declared a State of Emergency for all of Miami-Dade County; and

WHEREAS, COVID-19/novel Coronavirus poses a health risk to Miami-Dade County residents, particularly elderly residents and those who are immunosuppressed or otherwise have high-risk medical conditions; and

WHEREAS, minimization of contact is necessary to avoid risk of COVID-19 infection for the residents of the County; and

WHEREAS, the Centers for Disease Control (CDC) has issued guidance entitled "15 Days to Slow the Spread," encouraging social distancing and maintaining a 6 foot separation between residents to slow the spread of infection and that events with more than ten attendees either be cancelled or held virtually; and

WHEREAS, the CDC guidelines are based upon the amount of community spread within a community and become more stringent where there is minimal to moderate or substantial community spread; and

WHEREAS, numerous persons have congregated in Miami-Dade County for spring break and other social activities, and are congregating in and around hotels without observing the social distancing guidelines as recommended by the CDC; and

## Miami-Dade County Declaration of Local State of Emergency

WHEREAS, it is in the best interests of Miami-Dade County to prevent crowds of people inside and around hotels, as COVID-19 continues to spread through both the local community and throughout the nation; and

WHEREAS, hotels, motels, and short-term vacation rentals and other commercial lodging establishments may serve as shelters or housing options for healthcare professionals, first responders, national guard members, law enforcement, state or federal government employees, airline crewmembers, other essential personnel, patients, patients' families, journalists, and others responding to the COVID-19 emergency, or displaced residents or visitors, persons unable to return to their home due to exigent circumstances, such as fire or flood, persons utilizing hotels as transitional living arrangements, persons sheltering in hotels due to domestic violence, hotel employees, service providers and contractors, or individuals, who, for any reason, are temporarily unable to reside in their home; and

WHEREAS, some Miami-Dade County residents rely on hotels and motels for weekly and monthly long-term living arrangements and the closure of commercial lodging establishments would negatively affect their living arrangements; and

WHEREAS, section 252.46, Florida Statutes, directs local governments to act consistent with Federal recommendations in responding to emergency situations; and

WHEREAS, sections 8B-7(2)(e) and (o) of the Code of Miami-Dade County ("Code") authorize the County Mayor to limit the movement of persons inside Miami-Dade County in order to safeguard life and health,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

1. To aid the availability of hotel rooms for (1) healthcare professionals, (2) first responders, (3) National Guard members, (4) law enforcement, (5) state or federal government employees, (6) airline crewmembers, (7) patients, (8) patients' families, (9) journalists, (10) others responding to COVID-19, (11) displaced residents or visitors, (12) persons unable to return their home due to COVID-19 impacts on travel, (13) persons who must vacate their homes due to exigent circumstances, such as fire or flood, (14) persons utilizing hotels as transitional living arrangements, (15) persons sheltering in hotels due to domestic violence, (16) hotel employees, service providers, and contractors, or (17) individuals who, for any reason, are temporarily unable to reside in their home ("Essential Lodgers"), the following restrictions shall apply to commercial lodging establishments:

- (a) Hotels, motels, and other commercial lodging establishments shall not accept new reservations for persons other than Essential Lodgers.
- (b) Hotels, motels, and other commercial lodging establishments may accept reservations for new Essential Lodgers.

2. Notwithstanding section 33-28(D)(3) of the Code, the maximum daytime and overnight occupancy for short-term vacation rentals shall be up to a maximum of two persons per bedroom

## Miami-Dade County Declaration of Local State of Emergency

plus two additional persons per property not to exceed a maximum of ten persons. New rental agreements shall not be entered into on a nightly or weekly basis, effective March 23, 2020.

3. The provisions of this order shall serve as minimum standards. Municipalities may impose more stringent standards within their jurisdictions.

4. This order shall be effective immediately.

5. The County Mayor may amend the provisions of paragraphs 1 or 2 by written notice to the County Clerk.

6. This order shall expire upon the expiration of the existing Miami-Dade County State of Local Emergency, except that if such State of Local Emergency is extended, this order shall also be deemed to extend for the duration of such extension. This order may be cancelled earlier by action of the County Mayor.

7. This order shall be provided to all appropriate media consistent with the requirements of section 8B-7(2)(n) of the Code.

Enacted:

Signed: \_\_\_\_\_

  
COUNTY MAYOR

Date: 3/21/2020

Time: 10:20

Witness: \_\_\_\_\_

Cancelled:

Signed: \_\_\_\_\_

COUNTY MAYOR

Date: \_\_\_\_\_

Time: \_\_\_\_:\_\_\_\_

Witness: \_\_\_\_\_

# Miami-Dade County Declaration of Local State of Emergency

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Commissioner Ricky Arriola  
DATE: May 8, 2020

SUBJECT: DISCUSS SOUTH POINTE PARK CLOSURE STATISTICS.

---

### **ANALYSIS**

I ask the City administration to provide a report on the statistics surrounding the closure of South Pointe Park. Specifically, I would like to know:

- (1) How many verbal warnings/citations were issued last week through this Sunday by park location? Please provide data by day and total.
- (2) How many park rangers and police were staffed by park location last week through this Sunday?
- (3) How many of those park rangers were previously on furloughed and how many were called back for duty?

### **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: Rafael E. Granado, City Clerk  
DATE: May 8, 2020

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

---

### **RECOMMENDATION**

#### **ANALYSIS**

See attached Memorandum.

#### **Applicable Area**

Not Applicable

**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 the City Clerk

### **ATTACHMENTS:**

#### **Description**

- ▢ Memorandum

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

**May 8, 2020**

The May 8, 2020 City of Miami Beach Special 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 Special Commission Meeting:**

The 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).

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

To participate or provide comments during the Virtual Special Commission Meeting, the public may join the webinar at: <https://us02web.zoom.us/j/87216813089> or by telephone at: 312.626.6799 (U.S.) or 877.853.5257 (Toll Free) Webinar ID: 87216813089#

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 Special Commission Meeting:**

The public may submit written comments by sending an email to [CityClerk@miamibeachfl.gov](mailto: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.

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.pdf> or by calling the Office of the City Clerk at: 305.673.7411.

1. 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 Special Commission Meeting.
2. 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.
3. Once an Agenda for a Virtual Special 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](mailto: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.
4. 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 8, 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](mailto: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 8, 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 27

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. 2<sup>nd</sup> 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.

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**COMMISSION MEMORANDUM**

TO: Honorable Mayor and Members of the City Commission  
FROM: Rafael E. Granado, City Clerk  
DATE: May 8, 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



## CITY OF MIAMI BEACH

### NOTICE OF VIRTUAL SPECIAL CITY COMMISSION MEETINGS

**NOTICE IS HEREBY** given that the City Commission of the City of Miami Beach, Florida, will hold **Virtual Special City Commission Meetings** on the dates and times listed below to discuss Coronavirus (COVID-19) matters. These Virtual Special Commission Meetings 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://facebook.com/cityofmiamibeach).

#### May 1, 2020 at 9:00 a.m.

To take part in or provide comments during the May 1, 2020, 9:00 a.m. Virtual Special Commission Meeting, the public may:

- Join the webinar at: <https://us02web.zoom.us/j/85341181136>

Or

- By telephone at: 312-626-6799 (US) or 877-853-5257 (Toll Free)  
Webinar ID: 85341181136#

Members of the public wanting to speak on an item during the May 1, 2020 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.

#### May 8, 2020 at 9:00 a.m.

To take part in or provide comments during the May 8, 2020, 9:00 a.m. Virtual Special Commission Meeting, the public may:

- Join the webinar at: <https://us02web.zoom.us/j/87216813089>

Or

- By telephone at: 312-626-6799 (US) or 877-853-5257 (Toll Free)  
Webinar ID: 87216813089#

Members of the public wanting to speak on an item during the May 8, 2020 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 these meetings or be represented by an agent. The public may submit written comments by sending an email to: [CityClerk@miamibeachfl.gov](mailto: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 related items are available for public inspection at: <https://www.miamibeachfl.gov/city-hall/city-clerk/agenda-archive-main-page-2/>. These meetings, 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.

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).

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](mailto: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.)

Rafael E. Granado, City Clerk  
City of Miami Beach

**Ad 05012020/05082020**

**To publish in The Miami Herald on Sunday, April 26, 2020**

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Office of the City Clerk  
DATE: May 8, 2020

SUBJECT: TIME CERTAIN.

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**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