RESOLUTION NO. 2021-31763

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, CALLING FOR A GENERAL ELECTION TO BE HELD ON NOVEMBER 2, 2021 IN THE CITY OF MIAMI BEACH FOR THE PURPOSE OF ELECTING A MAYOR AND THREE CITY COMMISSIONERS (GROUPS I, II, AND III); FURTHER PROVIDING FOR A RUN-OFF ELECTION, IF REQUIRED, TO BE HELD ON NOVEMBER 16, 2021; PROVIDING FOR CONDUCT OF SAID ELECTIONS BY THE MIAMI-DADE COUNTY ELECTIONS DEPARTMENT (MIAMI-DADE COUNTY); PROVIDING THAT VOTING PRECINCTS FOR SAID ELECTIONS SHALL BE THOSE AS ESTABLISHED BY MIAMI-DADE COUNTY; PROVIDING FOR NOTICE OF SAID ELECTIONS; PROVIDING FOR THE FORMS OF BALLOT AND REGISTRATION OF VOTERS IN ACCORDANCE WITH STATE LAW; PROVIDING FOR VOTER PARTICIPATION VIA VOTE-BY-MAIL IN SAID ELECTIONS IN ACCORDANCE WITH STATE LAW; AND PROVIDING FOR PAYMENT FOR CONDUCTING ELECTIONS TO MIAMI-DADE COUNTY.

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

SECTION 1.

In accordance with provisions of the Charter and Code of the City of Miami Beach, Florida, a General Election is hereby called and directed to be held in the City of Miami Beach, Florida, from 7:00 a.m. to 7:00 p.m. on November 2, 2021, for the purpose of electing a Mayor and three City Commissioners in Groups I, II, and III respectively, each of whom shall hold office for the terms as provided by law. If required, pursuant to provisions of the City Charter, a Run-Off Election shall be held from 7:00 a.m. to 7:00 p.m. on November 16, 2021.

SECTION 2.

That the appropriate and proper Miami-Dade County election officials shall conduct this General Election and Run-Off Election hereby called, with acceptance of the certification of the results of the Elections to be performed by the City Commission. The official returns for each precinct shall be furnished to the City Clerk of the City of Miami Beach as soon as the ballots from all precincts have been tabulated.

SECTION 3.

That the voting precincts in the City for this General Election and Run-Off Election shall be as established by the proper and appropriate Miami-Dade County election officials. All electors shall vote at the polling places and the voting precincts as determined by the Miami-Dade County election officials.[1]

SECTION 4.

Not less than thirty days' notice of the adoption of this Resolution and of its provisions calling this General Election and Run-Off Election shall be given by publication in the Miami Herald, a newspaper of general circulation in Miami Beach, Miami-Dade County, Florida. Such publication shall be made in accordance with the provisions of Section 100.342, Florida Statutes and Section

[1] Pursuant to City Code section 38-3(b): "The City Clerk shall further publish, in a newspaper meeting the requirements set forth in Florida Statute § 50.031 and on the City's website, the polling places for the election twice, once in the third week and once in the first week prior to the week in which the election is to be held."

38-3 of the Code of the City of Miami Beach.

SECTION 5.

The Notice of Elections shall be substantially in the following form:

CITY OF MIAMI BEACH, FLORIDA
NOTICE OF GENERAL ELECTION
(AND RUN-OFF ELECTION, IF REQUIRED)

Notice is hereby given that a General Election has been called by the Mayor and City Commission of the City of Miami Beach, Florida, and will be held in said City from 7:00 a.m. until 7:00 p.m. on November 2, 2021, for the purpose of electing a Mayor and three (3) City Commissioners in Groups I, II, and III respectively, each of whom shall hold office for the terms as provided by law. A Run-Off election, if required, shall be held from 7:00 a.m. to 7:00 p.m. on November 16, 2021.

The Notice shall further set forth pertinent information regarding eligibility of electors to participate in these Elections.

SECTION 6.

The official ballot to be used in the General Election to be held on November 2, 2021, hereby called, shall be in substantially the following form, to wit:

"OFFICIAL BALLOT"

GENERAL ELECTION
FOR ELECTING THE MAYOR
AND THREE (3) CITY COMMISSIONERS (GROUPS I, II, and III)
OF THE CITY OF MIAMI BEACH, FLORIDA
ON NOVEMBER 2, 2021

Vote for one (1) only:

FOR MAYOR

(Insert names)

_____

_____

_____

FOR CITY COMMISSIONER GROUP I

(Insert names)

_____

_____

_____

FOR CITY COMMISSIONER GROUP II

(Insert names)

_____

_____

_____

FOR CITY COMMISSIONER GROUP III

(Insert names)

_____

_____

_____

SECTION 7.

In the event a Run-Off Election is required to be held on November 16, 2021, the official ballot to be used at such Run-Off Election shall be in substantially the same form as the official ballot for the General Election in Section 6 above, except that the heading of the ballot for the Run-Off Election shall be in substantially the following form, to wit:

"OFFICIAL BALLOT"

RUN-OFF ELECTION
FOR ELECTING [THE MAYOR AND]
[Insert #___] CITY COMMISSIONERS (GROUPS ___, and ___)
OF THE CITY OF MIAMI BEACH, FLORIDA
ON NOVEMBER 16, 2021

SECTION 8.

The City Clerk shall assist the County Elections Department in preparing the ballots for the General Election and the Run-Off Election so that the names of qualified candidates will appear on the ballots in alphabetical order according to surname under the respective office sought; provided, however, the form of the ballots to be used in the Elections and their preparation shall be in compliance with all statutory requirements relating to the use of mechanical or other approved voting machines or devices.

SECTION 9.

Registration of persons desiring to vote in the General and Run-Off Elections shall be in accordance with the general law of the State of Florida governing voter registration. Qualified persons may obtain registration forms to vote at the Office of the City Clerk, City Hall, 1700 Convention Center Drive, First Floor, Miami Beach, Florida 33139, during normal business hours, and at such other voter registration centers and during such times as may be provided by the Supervisor of Elections of Miami-Dade County. The Miami-Dade County Supervisor of Elections will register voters for the General Election until 5:00 p.m. on October 4, 2021; and will register voters for the Run-Off Election until 5:00 p.m. on October 18, 2021. All persons eligible to vote in the Elections must be registered before the times and dates set forth herein or have registered previously, as provided by law. Each person desiring to become a registered voter shall be

responsible for properly filling out the registration form and returning it to the Miami-Dade County Elections Department. All questions concerning voter registration should be directed to the Miami-Dade County Elections Department, 2700 NW 87 Avenue, Miami, Florida 33172; Telephone: (305) 499-VOTE (8683).

SECTION 10.

That voters participating via a Vote-by-Mail ballot in this General Election and/or Run-Off Election shall be entitled to cast their ballots in accordance with the provisions of the Laws of the State of Florida with respect to such voting.

SECTION 11.

That the City of Miami Beach shall pay all expenses for conducting this General Election and, if required, the Run-Off Election, and will pay to Miami-Dade County or directly to all persons or firms, upon receipt of invoice or statement approved by the Supervisor of Elections of Miami-Dade County, Florida.

SECTION 12.

If any section, sentence, clause, or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then the holding shall in no way affect the validity of the remaining portions of this Resolution.

SECTION 13.

This Resolution shall be effective immediately upon its passage.

PASSED and **ADOPTED** this 28 day of July 2021.

ATTEST:

DAN GELBER
MAYOR

Aug 2, 2021

RAFAEL E. GRANADO
CITY CLERK

MIAMI BEACH INCORPORATED MARCH 26TH 1915

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney 7-16-21 Date

NK

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MIAMIBEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael E. Granado, City Clerk
DATE: July 28, 2021

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, CALLING FOR A GENERAL ELECTION TO BE HELD ON NOVEMBER 2, 2021 IN THE CITY OF MIAMI BEACH FOR THE PURPOSE OF ELECTING A MAYOR AND THREE CITY COMMISSIONERS (GROUPS I, II, AND III); FURTHER PROVIDING FOR A RUN-OFF ELECTION, IF REQUIRED, TO BE HELD ON NOVEMBER 16, 2021; PROVIDING FOR CONDUCT OF SAID ELECTIONS BY THE MIAMI-DADE COUNTY ELECTIONS DEPARTMENT (MIAMI-DADE COUNTY); PROVIDING THAT VOTING PRECINCTS FOR SAID ELECTIONS SHALL BE THOSE AS ESTABLISHED BY MIAMI-DADE COUNTY; PROVIDING FOR NOTICE OF SAID ELECTIONS; PROVIDING FOR THE FORMS OF BALLOT AND REGISTRATION OF VOTERS IN ACCORDANCE WITH STATE LAW; PROVIDING FOR VOTER PARTICIPATION VIA VOTE-BY-MAIL IN SAID ELECTIONS IN ACCORDANCE WITH STATE LAW; AND PROVIDING FOR PAYMENT FOR CONDUCTING ELECTIONS TO MIAMI-DADE COUNTY.

ANALYSIS

In accordance with the Miami Beach City Charter and City Code, a General Election is hereby called in the City of Miami Beach, Florida, from 7:00 a.m. to 7:00 p.m. on November 2, 2021, for the purpose of electing a Mayor and three City Commissioners in Groups I, II, and III respectively, each of whom shall hold office for the terms as provided by law. If required, pursuant to provisions of the City Charter, a Run-Off Election shall be held from 7:00 a.m. to 7:00 p.m. on November 16, 2021.

The attached Resolution also provides for the conducting of the General Election and Run-Off Election (if required) by the Miami-Dade County ("County") Elections Department; that the voting precincts shall be those as established by the County; that notices of the Election(s) shall be given; the form of the notices of Election(s); the form of the ballots for the Election(s); the registration of voters in accordance with State law; the casting of ballots by voters via Vote-by-Mail in accordance with State law; and for payment to the County for conducting the Election(s).

The results of the November 2, 2021 General Election will be accepted by the Miami Beach City Commission on November 8, 2021. In the event that a Run-Off election is required and held on November 16, 2021, the Run-Off Election results will be accepted by the Miami Beach

City Commission on November 22, 2021. Should no Run-Off Election be necessary, new officers shall be installed on November 8, 2021; if a Run-Off Election is necessary, all new officers shall be installed on November 22, 2021.

SUPPORTING SURVEY DATA

N/A

FINANCIAL INFORMATION

The Miami-Dade County Elections Department has provided the City Clerk with an estimate of $348,803.86* for the City's November 2, 2021 General Election and Special Election, which includes the costs of 14 Early Voting days at two Early Voting sites (See Estimate – General Election.)

The Miami-Dade County Elections Department has provided the City Clerk with an estimate of $211,194.34* for the City's November 16, 2021 Run-Off Election, if required, which includes the costs of three Early Voting days at two Early Voting sites (See Estimate – Run-Off Election.)

*Subject to adoption of funding in the FY 21/22 Budget.

Amount(s)/Account(s):

011-9322-000312-90-400-592-00-00-00 (FY 21/22): $348,803.86

011-9322-000312-90-400-592-00-00-00 (FY 21/22): $211,194.34

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?	**Does this item utilize G.O. Bond Funds?**
No	No

Legislative Tracking

Office of the City Clerk/Office of the City Attorney

ATTACHMENTS:

Description

- Estimate - General Election
- Estimate - Run-Off Election (if required)
- Resolution

ESTIMATE

City of Miami Beach General Election - 14 EV Days, 2 Sites

Rafael E. Granado, City Clerk
City of Miami Beach
1700 Convention Center Dr., #200
Miami Beach, FL 33139

Estimate N°: MB-GE-03052021
Estimate Date: March 5, 2021

Registered Voters:	53,000	Early Voting Days:	14
Precincts:	25	Early Voting Sites:	2
Polling Places:	24		
Permanent Absentee Ballots:	16,000		

Personnel *Salaries & Fringe Benefits, Overtime, Poll Workers*	$ 229,090.92
Polling Places *Security, Polling Place Rentals*	6,674.00
Supplies and Services *Election Supplies, Communication Charges, Vote by Mail Ballots Set Up*	13,406.00
Trucks and Vehicles *Delivery/Pickup of Voting Equipment, ISD Fleet Vehicles Rental*	18,547.00
Printing and Advertising *Vote by Mail, Early Voting & Precinct Ballots, Consumables, Temporary Polling Place Change Notices*	30,827.00
Postage *Vote by Mail Sent and Business Reply, Temporary Polling Place Change Notices, Letters*	14,164.50
Ballot Creation *In-House & Outside Contractual Services, Translations - Based on one question*	4,385.00
Administrative Overhead *Indirect Costs, Logic & Accuracy, Post-Election Audits*	31,709.44
*TOTAL	$ 348,803.86

* *Please note these costs are estimates and are subject to change. This estimate does include the cost of ballot printing; however, if your question(s)/race(s) creates an additional ballot page, the cost will be adjusted accordingly.*

ESTIMATE

City of Miami Beach Run Off Election - 3 EV Days, 2 Sites

Rafael E. Granado, City Clerk
City of Miami Beach
1700 Convention Center Dr., #200
Miami Beach, FL 33139

Estimate N°: MB-RO-03052021
Estimate Date: March 5, 2021

Registered Voters:	**53,000**	**Early Voting Days:**	**3**
Precincts:	**25**	**Early Voting Sites:**	**2**
Polling Places:	**24**		
Permanent Absentee Ballots:	**16,000**		

Personnel *Salaries & Fringe Benefits, Overtime, Poll Workers*	$ 110,893.36
Polling Places *Security, Polling Place Rentals*	5,450.00
Supplies and Services *Election Supplies, Communication Charges, Vote by Mail Ballots Set Up*	7,728.00
Trucks and Vehicles *Delivery/Pickup of Voting Equipment, ISD Fleet Vehicles Rental*	18,547.00
Printing and Advertising *Vote by Mail, Early Voting & Precinct Ballots, Consumables, Temporary Polling Place Change Notices*	30,827.00
Postage *Vote by Mail Sent and Business Reply, Temporary Polling Place Change Notices, Letters*	14,164.50
Ballot Creation *In-House & Outside Contractual Services, Translations - Based on one question*	4,385.00
Administrative Overhead *Indirect Costs, Logic & Accuracy, Post-Election Audits*	19,199.49
***TOTAL**	$ 211,194.34

* *Please note these costs are estimates and are subject to change. This estimate does include the cost of ballot printing; however, if your question(s)/race(s) creates an additional ballot page, the cost will be adjusted accordingly.*