

RESOLUTION NO 2021-31810

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA CALLING FOR A NOVEMBER 2, 2021 CITY OF MIAMI BEACH SPECIAL ELECTION, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE OF THE CITY OF MIAMI BEACH A QUESTION ASKING WHETHER THE CITY'S LEASE WITH GREATER MIAMI JEWISH FEDERATION OF LAND LOCATED AT DADE BOULEVARD AND MERIDIAN AVENUE, THE SITE OF THE HOLOCAUST MEMORIAL, SHOULD AT NO COST TO CITY BE EXTENDED AN ADDITIONAL 21 YEARS AND THE LEASED PREMISES EXPANDED TO INCLUDE THE ADJACENT 12,000 SQUARE FOOT CITY PARKING LOT, PER RESOLUTION NO. 2021-31809, WITH FEDERATION AT ITS SOLE EXPENSE CONSTRUCTING, OPERATING AND MAINTAINING A 7,000 SQUARE FOOT LEARNING CENTER PROMOTING TOLERANCE AND HUMAN RIGHTS.

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 of the City of Miami Beach, Florida and the general laws of the State of Florida, a Special 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 Tuesday, November 2, 2021, for the purpose of submitting to the electorate the question as set forth hereinafter.

SECTION 2.

That the appropriate and proper Miami-Dade County election officials shall conduct the said Special Election hereby called, with acceptance of the certification of the results of said Special Election 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 said voting precincts in the City of said Special 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

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."

SECTION 4.

Not less than thirty days' notice of the adoption of this Resolution and of its provisions calling this Special 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 38-3 of the Code of the City of Miami Beach.

SECTION 5.

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

THE CITY OF MIAMI BEACH, FLORIDA

NOTICE OF SPECIAL ELECTION

NOTICE IS HEREBY GIVEN THAT A SPECIAL 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 THE 2nd DAY OF NOVEMBER, 2021, AT WHICH TIME THERE SHALL BE SUBMITTED TO THE DULY REGISTERED AND QUALIFIED VOTERS OF THE CITY OF MIAMI BEACH THE FOLLOWING QUESTION:

Amending Lease of City Property:
Holocaust Memorial Site

The Holocaust Memorial at Dade Boulevard and Meridian Avenue is on City land leased to the Greater Miami Jewish Federation until 2099.

Shall City, at no cost to City, extend this Lease for 21 additional years and expand the leased premises to include adjacent 12,000 square foot City parking lot, per Resolution 2021-31809, with Federation at its sole expense constructing, operating and maintaining a 7,000 square foot Learning Center promoting tolerance and human rights?

Yes _____
No _____

Said Notice shall further set forth pertinent information regarding eligibility of electors to participate in said elections.

SECTION 6.

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

“OFFICIAL BALLOT”

**Amending Lease of City Property:
Holocaust Memorial Site**

The Holocaust Memorial at Dade Boulevard and Meridian Avenue is on City land leased to the Greater Miami Jewish Federation until 2099.

Shall City, at no cost to City, extend this Lease for 21 additional years and expand the leased premises to include adjacent 12,000 square foot City parking lot, per Resolution 2021-31809, with Federation at its sole expense constructing, operating and maintaining a 7,000 square foot Learning Center promoting tolerance and human rights?

Yes _____
No _____

SECTION 7.

The form of the ballots to be used in this Special Election 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 8.

Registration of persons desiring to vote in the Special Election 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 this Special Election until 5:00 p.m. on October 4, 2021. All persons eligible to vote at this Special Election must be registered before the time and date 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 N.W. 87th Avenue, Miami, Florida 33172; Telephone: (305) 499-VOTE (8683).

SECTION 9.

That voters participating via a Vote-by-Mail ballot in said Special 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. All questions concerning Vote-by-Mail ballots should be directed to the Miami-Dade County Elections Department, 2700 N.W. 87th Avenue, Miami, Florida 33172; Telephone: (305) 499-VOTE (8683).

SECTION 10.

That the City of Miami Beach shall pay all expenses for conducting this Special 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 11.

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

SECTION 12.

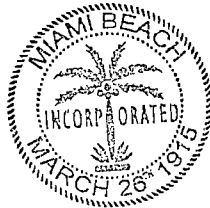
This Resolution shall be effective immediately upon its passage.

PASSED and ADOPTED this 28 day of July, 2021.

ATTEST:

RE 8/2/2021
RAFAEL E. GRANADO, CITY CLERK

[Signature]
DAN GELBER, MAYOR



APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

[Signature] 7-29-21
rp City Attorney PAZ Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael Paz, Acting City Attorney
DATE: July 28, 2021

1:45 p.m.

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA CALLING FOR A NOVEMBER 2, 2021 CITY OF MIAMI BEACH SPECIAL ELECTION, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE OF THE CITY OF MIAMI BEACH A QUESTION ASKING WHETHER THE CITY'S LEASE WITH GREATER MIAMI JEWISH FEDERATION OF LAND LOCATED AT DADE BOULEVARD AND MERIDIAN AVENUE, THE SITE OF THE HOLOCAUST MEMORIAL, SHOULD AT NO COST TO CITY BE EXTENDED AN ADDITIONAL 21 YEARS AND THE LEASED PREMISES EXPANDED TO INCLUDE THE ADJACENT 12,000 SQUARE FOOT CITY PARKING LOT, PER RESOLUTION 2021-xxxx, WITH FEDERATION AT ITS SOLE EXPENSE CONSTRUCTING, OPERATING AND MAINTAINING A 7,000 SQUARE FOOT LEARNING CENTER PROMOTING TOLERANCE AND HUMAN RIGHTS.

ANALYSIS

See attached Commission Memorandum.

SUPPORTING SURVEY DATA

N/A

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

ATTACHMENTS:

Description

- ▣ Commission Memorandum
- ▣ Estimate
- ▣ Resolution

MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Dan Gelber and Members of the City Commission
Alina T. Hudak, City Manager

FROM: Rafael A. Paz, Acting City Attorney



DATE: July 28, 2021

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA CALLING FOR A NOVEMBER 2, 2021 CITY OF MIAMI BEACH SPECIAL ELECTION, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE OF THE CITY OF MIAMI BEACH A QUESTION ASKING WHETHER THE CITY'S LEASE WITH GREATER MIAMI JEWISH FEDERATION OF LAND LOCATED AT DADE BOULEVARD AND MERIDIAN AVENUE, THE SITE OF THE HOLOCAUST MEMORIAL, SHOULD AT NO COST TO CITY BE EXTENDED AN ADDITIONAL 21 YEARS AND THE LEASED PREMISES EXPANDED TO INCLUDE THE ADJACENT 12,000 SQUARE FOOT CITY PARKING LOT, PER RESOLUTION 2021-xxxx, WITH FEDERATION AT ITS SOLE EXPENSE CONSTRUCTING, OPERATING AND MAINTAINING A 7,000 SQUARE FOOT LEARNING CENTER PROMOTING TOLERANCE AND HUMAN RIGHTS.

The attached Resolution has been prepared calling for a City of Miami Beach Special Election to be held on November 2, 2021 for the purpose of submitting to the City's voters the following question:

Amending Lease of City Property:
Holocaust Memorial Site

The Holocaust Memorial at Dade Boulevard and Meridian Avenue is on City land leased to the Greater Miami Jewish Federation until 2099.

Shall City, at no cost to City, extend this Lease for 21 additional years and expand the leased premises to include adjacent 12,000 square foot City parking lot, per Resolution 2021-xxxx, with Federation at its sole expense constructing, operating and maintaining a 7,000 square foot Learning Center promoting tolerance and human rights?

The Holocaust Memorial property that is the subject of the proposed amended lease is within the Convention Center Campus, subject to the referendum requirement of City Charter Section 1.03(b)(3). The proposed Amended Lease is the subject of the companion agenda item being considered at today's July 28, 2021 Commission meeting. If the proposed transaction is approved

by the City Commission, final approval is required by 60% of the voters voting in a Citywide referendum, pursuant to Charter Section 1.03(b)(3).

Pursuant to directive of the Miami Dade County Elections Department, today is the last regularly-scheduled meeting of the City Commission at which a Resolution may be adopted placing a ballot question on the City's November 2, 2021 Special Election ballot.

FINANCIAL INFORMATION:

See attached "ESTIMATE-City of Miami Beach General Election" (applicable to the City's Special Elections held concurrent with City's General Election).

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

***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.