

RESOLUTION NO. 2022-32234

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, CREATING THE CITY OF MIAMI BEACH AD HOC CHARTER REVIEW AND REVISION BOARD; AND PROVIDING FOR THE MANNER OF ITS APPOINTMENT AND THE TERMS OF OFFICE OF ITS MEMBERS.**

**WHEREAS**, pursuant to City Charter Section 8.01, the “Charter shall be reviewed ten (10) years from November 3, 1993 and each tenth year thereafter”; and

**WHEREAS**, periodic review of the City Charter is in the public interest to ensure the City Charter reflects the organization, powers and essential functions of City government desired by the City’s voters, and necessary for effective governance of the City; and

**WHEREAS**, the next required Charter review is scheduled to take place in 2023; however, nothing in the Charter precludes the City Commission from initiating Charter review at an earlier date; and

**WHEREAS**, a review of the City’s Charter has previously been accomplished by the creation and appointment of an Ad Hoc Advisory Charter Review and Revision Board (“Ad Hoc Board”) to be composed of seven members appointed by the Mayor and City Commission; and

**WHEREAS**, with the recent passing of Commissioner Mark Samuelian, the need to review the Charter provisions governing vacancy by reasons other than resignation underscores the importance of Charter review; and

**WHEREAS**, the creation of the Ad Hoc Board at the earliest possible date is necessary to provide the Committee sufficient time to thoughtfully deliberate and make recommendations to the Mayor and City Commission; and

**WHEREAS**, as such, the Mayor and City Commission desire to initiate the Charter Review process immediately, and to convene the Committee as soon as reasonably possible in order to give the Committee sufficient time to thoroughly vet and deliberate all proposals regarding filling City Commission vacancies and review and make recommendations with regard to other provisions of the City Charter; and

**WHEREAS**, it is also vital that appointments to the Ad Hoc Charter Review and Revision Board be made as soon as possible, since time is of the essence for the adequate review and consideration of Charter amendments; and

**WHEREAS**, if this Resolution is adopted, it is anticipated that the appointments shall be made at the September, 2022 City Commission meeting, with the Board to be composed of 7 direct appointments by the Mayor and individual City Commissioners (and if the existing vacancy on the City Commission is not filled at the time the City Commission makes the foregoing appointments, the Group II appointment shall be an at-large appointment made by the Mayor and City Commission as a whole).

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby create the City of Miami Beach Ad Hoc Charter Review and Revision Board; and provide for the manner of its appointment and the terms of office of its members.

PASSED and ADOPTED this 20 day July, 2022

ATTEST:

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

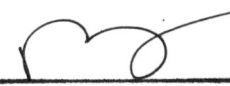
JUL 25 2022

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

(Sponsored by Alex J. Fernandez)



APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

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

7-12-22  
\_\_\_\_\_  
Date

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Rafael A. Paz, City Attorney  
DATE: July 20, 2022

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, CREATING THE CITY OF MIAMI BEACH AD HOC CHARTER REVIEW AND REVISION BOARD; AND PROVIDING FOR THE MANNER OF ITS APPOINTMENT AND THE TERMS OF OFFICE OF ITS MEMBERS.

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### ANALYSIS

Pursuant to the request of Commissioner Alex Fernandez, the above-referenced Resolution is submitted for consideration by the Mayor and City Commission at the July 20, 2022 Commission meeting.

### SUPPORTING SURVEY DATA

N/A

### FINANCIAL INFORMATION

N/A

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 Alex Fernandez

### ATTACHMENTS:

#### **Description**

- Resolution