

RESOLUTION NO. 2021-31594

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING RESOLUTION NO. 2021-31560 WHICH ESTABLISHED THE "AD HOC NORTH BEACH CRA ADVISORY COMMITTEE," TO ALLOW ONE (1) RESIDENT LIVING GENERALLY WITHIN THE NORTH BEACH AREA AND THREE (3) RESIDENTS LIVING WITHIN A 300 FOOT RADIUS OF THE NORTH BEACH CRA BOUNDARIES TO QUALIFY FOR MEMBERSHIP ON THE COMMITTEE, UNDER THE "RESIDENT" CATEGORY; AND TO ALLOW AN ATTORNEY RESIDING GENERALLY WITHIN THE CITY OF MIAMI BEACH OR MAINTAINING A FULL-TIME LAW PRACTICE AND PHYSICAL OFFICE LOCATED IN NORTH BEACH TO QUALIFY FOR MEMBERSHIP UNDER THE "ATTORNEY" CATEGORY.

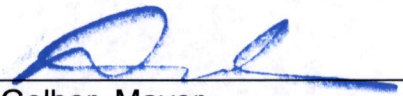
WHEREAS, on January 13, 2021, the Mayor and City Commission adopted Resolution No. 2021-31560, establishing the Ad Hoc North Beach CRA Advisory Committee (the "Committee") to ensure the continued participation by residents, business owners, and community representatives of the North Beach Redevelopment area, in connection with the North Beach CRA; and

WHEREAS, the purpose, powers and duties, composition, terms of office, knowledge and experience of the Committee members, and administrative liaison to the Committee were set forth in Exhibit "A" attached to Resolution No. 2021-31560; and

WHEREAS, following requests of residents interested in becoming members of the Committee, the following amendment to "Exhibit A" attached to this Resolution amends the composition of the Committee as follows: (i) one (1) of the seven (7) at-large members must currently reside generally within the North Beach area for a minimum of five years, and at least three (3) of the seven (7) at-large members must currently reside either within the geographic boundaries of the North Beach CRA area, or within a 300 foot radius thereof, for a minimum of five years; and (ii) one (1) out of seven (7) members of the Committee must be an attorney residing generally within the City of Miami Beach or maintaining a full-time law practice and physical office located in North Beach.

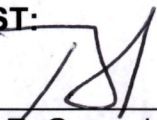
NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby amend Resolution No. 2021-31560, which established the "Ad Hoc North Beach CRA Advisory Committee", to allow residents living within 300 feet of the North Beach CRA boundaries to qualify for membership on the Committee.

PASSED AND ADOPTED this 10 day of February, 2021



Dan Gelber, Mayor

ATTEST:




Rafael E. Granado, City Clerk

2/24/2021

(Sponsored by Commissioner Michael Gongora)



APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

2-18-21

Date

EXHIBIT "A"

Ad Hoc North Beach CRA Advisory Committee

A. Purpose

The purpose of the Ad Hoc North Beach CRA Advisory Committee is to make advisory recommendations to the Administration and the City Commission, from a macro perspective, regarding the proposed North Beach CRA.

B. Powers and duties.

The Ad Hoc North Beach CRA Advisory Committee shall have the following powers and duties:

- (1) Provide advisory recommendations regarding the initial creation of the proposed Redevelopment Plan; and
- (2) Provide advisory recommendations regarding the public projects which would be included in the proposed Redevelopment Plan for the North Beach CRA, including recommendations relative to the overall timing, cost efficiencies, and prioritization of proposed public projects in the North Beach CRA;
- (3) Provide advisory recommendations regarding the proposed interlocal agreement with Miami-Dade County relating to the North Beach CRA, and all related matters pertaining to the initial establishment of the North Beach CRA.

C. Membership Composition

The Ad Hoc North Beach CRA Advisory Committee shall be composed of seven (7) at-large appointments, all of whom shall be appointed to serve for a term of no more than one (1) year at a time.

- (1) The seven (7) members shall be affiliated with the City; this requirement shall be fulfilled in the following ways:
 - (a) Resident Members. One (1) of the seven (7) at-large members must currently reside within North Beach (the area generally located north of 63rd Street) for a minimum of five years, and at least ~~three (3)~~ four (4) of the seven (7) at-large members must currently reside within the geographic boundaries of the North Beach CRA area, or within a 300 foot radius thereof, and ~~must have resided within the North Beach CRA area~~ for a minimum of five years; or
 - (b) Business Member. One (1) of the seven (7) members shall demonstrate an Ownership Interest, for a minimum of five years, in a Business established within the geographic boundaries of the North

Beach CRA area, without regard to that person's residency. A candidate who is both a resident and a business owner may qualify for either the Resident Member category pursuant to Section C(1)(a) above, or the Business Member category pursuant to this subsection.

(c) Real Estate Industry Member. One (1) of the seven (7) members of the Committee must be a real estate industry professional, residing generally within the City of Miami Beach.

(d) Attorney Member. One (1) of the seven (7) members of the Committee must be an attorney with experience in land use, real estate, or other related practice areas, residing generally within the City of Miami Beach or maintaining a full-time law practice and physical office located in North Beach.

(e) General Requirements. Each of the seven (7) members must have a demonstrated interest in neighborhood leadership issues, including, without limitation, neighborhood business groups, homeowners associations, condominium associations, cooperatives, civic groups, or other similar qualifications.

For the purposes of this Section C, the following terms shall have the following meaning:

- "Ownership Interest" shall mean the ownership of ten percent (10%) or more (including the ownership of 10% or more of the outstanding capital stock) in a business.
- "Business" shall mean any sole proprietorship, sponsorship, corporation, limited liability company, but shall exclude a business engaged in real estate development and property management, or a law firm (as individuals practicing in those areas would be covered under the Real Estate Industry Member category in subsection C(1)(c) herein, or the Attorney Member category in subsection C(1)(d)).

Appointed members shall be required to demonstrate compliance with the City affiliation requirements herein by executing an affidavit, in a form prepared by the City Clerk's Office, stipulating that they have met the requirements set forth above, prior to being sworn in as a member.

D. Conflict of interest.

in accordance with Florida law, under circumstances presenting a conflict of interest, an advisory board member should abstain from voting with respect to any measure in which the advisory board member has a personal, private, or professional interest and which inures to his special private gain or the special gain of a principal by whom he is

retained. The City Attorney's Office liaison shall assist advisory board members in addressing any potential voting conflicts, as necessary.

E. Administrative Liaison

The supporting departments for the Ad Hoc North Beach Development Oversight Committee shall be the City Manager's Office, the Economic Development Department, and the Office of Capital Improvements. The City Attorney's Office shall provide counsel to the Committee, and the City's Office of the Inspector General shall provide oversight.

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael A. Paz, Acting City Attorney
DATE: February 10, 2021

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING RESOLUTION NO. 2021-31560 WHICH ESTABLISHED THE "AD HOC NORTH BEACH CRA ADVISORY COMMITTEE," TO ALLOW RESIDENTS LIVING WITHIN A 300 FOOT RADIUS OF THE NORTH BEACH CRA BOUNDARIES TO QUALIFY FOR MEMBERSHIP ON THE COMMITTEE, UNDER THE "RESIDENT" CATEGORY.

ANALYSIS

Pursuant to the request of Commissioner Michael Gongora, the attached Resolution is submitted for consideration by the City Commission.

SUPPORTING SURVEY DATA

N/A

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 Michael Gongora

ATTACHMENTS:

Description

- Resolution