

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: June 25, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO AMEND THE OUTDOOR DINING CONCESSION AGREEMENTS WITH SELECTED RESTAURANTEURS FOR THE CONTRACT TERM COMMENCING OCTOBER 1, 2025, TO INCLUDE A NEW CONTRACTUAL TERM IN THE CONCESSION AGREEMENT TEMPLATE WHEREIN THE CONCESSIONAIRE VOLUNTARILY AGREES NOT TO ALLOW THE SMOKING OF CIGARETTES ANYWHERE IN THE CONCESSION AREA.

RECOMMENDATION

BACKGROUND/HISTORY

ANALYSIS

The attached resolution is presented at the request of the sponsor, Commissioner David Suarez.

FISCAL IMPACT STATEMENT

N/A

Does this Ordinance require a Business Impact Estimate?

(FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:

See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notices/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

Citywide

**Is this a “Residents Right to Know” item,
pursuant to City Code Section 2-17?**

No

**Is this item related to a G.O. Bond
Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481,
includes a principal engaged in lobbying?** No

If so, specify the name of lobbyist(s) and principal(s):

Department

City Attorney

Sponsor(s)

Commissioner David Suarez

Co-sponsor(s)

Commissioner Alex Fernandez

Condensed Title

Cigarette Smoking at Outdoor Dining Concessions (Suarez/Fernandez) CA

Previous Action (For City Clerk Use Only)