

RESOLUTION NO.**2023-32614**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING RESOLUTION NO. 2020-31504, WHICH CREATED THE "MIAMI BEACH RESILIENCY FUND," AND APPROVED THE ALLOCATION OF \$666,666.66 FROM THE MIAMI BEACH RESILIENCY FUND FOR A PRIVATE PROPERTY FLOODING AND SEA LEVEL RISE ADAPTATION PROGRAM FOR FY2020, AND UP TO \$666,666.66 ANNUALLY THEREAFTER UNTIL FY 2024; SAID AMENDMENT EXTENDING THE ALLOCATION OF \$666,666.66 FOR THE PRIVATE PROPERTY ADAPTATION PROGRAM FOR ONE (1) ADDITIONAL YEAR, THROUGH FY 2025.

WHEREAS, on or about January 20, 2015, the City and Miami-Dade County ("County") executed an Amended and Restated Interlocal Cooperation Agreement ("Interlocal Agreement"), approved by the City pursuant to Resolution No. 2014-28836, which Interlocal Agreement, among other terms, removed restrictions with regard to certain payments previously received by the City for capital projects within the former South Pointe Redevelopment Agency geographic area, as well as payments the City would continue to receive under Section V.A of the Interlocal Agreement until 2022, with the intent that the City would use such funding for sea level rise mitigation or other projects in the City (the "ILA Funds"); and

WHEREAS, the City Commission subsequently earmarked the ILA Funds for stormwater capital projects to offset the need for an additional stormwater rate increase needed for the third \$100 million in planned stormwater capital projects. The Financial Feasibility Report developed for the 2017 Stormwater Bonds (the second \$100 million tranche) included an anticipated \$103 million from this funding source, with the actual amounts to be received dependent on growth in property values. The Engineer's Report developed by AECOM for the 2017 Stormwater Bonds estimated the total cost of the Stormwater program at \$658.9 million; and

WHEREAS, since January 20, 2015, when the Interlocal Agreement was executed, the ILA Funds (residing in Fund No. 320 and Fund No. 433) amount to approximately \$68 million, of which \$5.7 million has been spent, \$24.2 million is committed, and \$38 million is uncommitted; and

WHEREAS, by 2022, the year the City receives the final payment of ILA Funds from the County pursuant to the Interlocal Agreement, the City estimates receiving an additional \$35 million in ILA Funds, with actual amounts to be received dependent on growth in property values; and

WHEREAS, in 2020, the Mayor and City Commission adopted Resolution No. 2020-31504, creating a "Resiliency Fund," as part of the City Commission's efforts to plan, prioritize, and identify funding for City-wide infrastructure resilience projects, including road elevation projects, new stormwater infrastructure incorporating stormwater treatment systems, and projects to reduce flood risk due to sea level rise, high tides, rainfall, and storms; and

WHEREAS, the Miami Beach Resiliency Fund consisted of the \$38 million of existing uncommitted ILA Funds, as well as all future ILA Fund payments to be received from Miami-Dade County, with the total estimated funding in the Miami Beach Resiliency Fund to approximate \$68 million by 2022; and

WHEREAS, the Mayor and City Commission also approved the allocation of \$666,666.66 for FY2020 from the Miami Beach Resiliency Fund, for a Private Property Flooding and Sea Level Rise Adaptation Program, and up to \$666,666.66 annually thereafter until FY 2024; and

WHEREAS, the Mayor and City Commission wish to amend Resolution No. 2020-31504, to extend the allocation of \$666,666.66 for the Private Property Adaptation Program one (1) additional year, through FY 2025.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby amend resolution No. 2020-31504, which created the "Miami Beach Resiliency Fund," and approved the allocation of \$666,666.66 from the Miami Beach Resiliency Fund for the Private Property Flooding And Sea Level Rise Adaptation Program for FY 2020, and up to \$666,666.66 annually thereafter until FY 2024; said amendment extending the allocation of \$666,666.66 for the Private Property Adaptation Program for one (1) additional year, through FY 2025.

PASSED AND ADOPTED this 17 day of May, 2023.

ATTEST:



Dan Gelber, Mayor



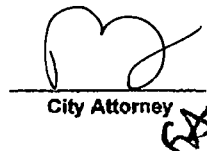
MAY 22 2023

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Laura Dominguez)



APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

5-12-23

Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
 FROM: Rafael A. Paz, City Attorney
 DATE: May 17, 2023

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING RESOLUTION NO. 2022-31504, WHICH CREATED THE "MIAMI BEACH RESILIENCY FUND," AND APPROVED THE ALLOCATION OF \$666,666.66 FROM THE MIAMI BEACH RESILIENCY FUND FOR A PRIVATE PROPERTY FLOODING AND SEA LEVEL RISE ADAPTATION PROGRAM FOR FY 2020, AND UP TO \$666,666.66 ANNUALLY THEREAFTER UNTIL FY 2024; SAID AMENDMENT EXTENDING THE ALLOCATION OF \$666,666.66 FOR THE PRIVATE PROPERTY ADAPTATION PROGRAM FOR ONE (1) ADDITIONAL YEAR, THROUGH FY 2025.

ANALYSIS:

Pursuant to the request of Commissioner Laura Dominguez, the above-referenced Resolution is submitted for consideration by the Mayor and City Commission at the May 17, 2023 Commission meeting.

SUPPORTING SURVEY DATA

N/A

FINANCIAL INFORMATION

The fiscal impacts of this item are set forth in the Resolution.

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 Laura Dominguez

ATTACHMENTS:

Description

□ Resolution