



COMMISSION MEMORANDUM

TO:	Honorable Mayor and Members of the City Commission
FROM:	Rickelle Williams, Interim City Manager
DATE:	July 24, 2024
TITLE:	A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING A REVISION TO THE SCOPE OF WORK APPROVED IN CONNECTION WITH THE GRANT AGREEMENT AWARDED TO NEW WORLD SYMPHONY, INC. ("GRANTEE"), IN CONNECTION WITH THE GENERAL OBLIGATION BOND FOR ARTS & CULTURE; AND FURTHER, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO DRAFT AND EXECUTE AMENDMENT 2 ACCORDINGLY.

RECOMMENDATION

It is recommended that the Mayor and City Commission adopt the Resolution.

BACKGROUND/HISTORY

At the July 20, 2022 City Commission meeting, the Mayor and City Commission approved Resolution No. 2022-32261, authorizing a special election, submitting to the electorate of the City of Miami Beach the question asking whether the City shall be authorized to issue general obligation bonds (GOB), not exceeding \$159,000,000, to improve facilities for resiliency of arts and cultural institutions throughout the City, including museums, performance venues, artistic playgrounds, senior/cultural centers, botanical garden, aquatic sculpture park, and related artist/workforce housing.

On November 8, 2022, the voters of the City of Miami Beach approved the issuance of a General Obligation Bond for Arts & Culture in the not to exceed amount of \$159 million.

At the November 16, 2022 City Commission meeting, the Mayor and City Commission approved Resolution No. 2022-32405 directing the Administration and City Attorney's Office to negotiate and secure public benefits for residents of the City as part of the grant agreements with cultural arts organizations that will receive G.O. Bond for Arts & Culture funds.

On March 27, 2023, the City Commission adopted Resolution No. 2023-32523 approving the template for the Grant Agreement to be signed by grant recipients (Approved Grant Agreement Template).

On April 28, 2023, the City Commission adopted the following Resolutions related to the G.O. Bond for Arts & Culture:

- Resolution No. 2023-32592 accepting the recommendations of the Finance and Economic Resiliency Committee (FERC) for Tranche 1 in the not-to-exceed amount of \$101,700,000 (including grant amounts for the following projects: Workforce Housing, New World Symphony, Holocaust Memorial, Miami Beach Hispanic Community Center, the Wolfsonian and the Jewish Museum of Florida).

- Resolution No. 2023-32593 approving revisions to the Grant Agreement Template.
- Resolution No. 2023-32594 approving the additional public benefits proffered by each of the cultural arts organizations or entities that will receive Arts & Culture G.O. Bond funds or that will directly benefit from capital projects paid for with bond funding.

On May 17, 2023 and June 28, 2023, the first and second public readings of the bond issuance resolution were held.

On July 26, 2023, the City Commission adopted Resolution No. 2023-32691 approving a first amendment to the Grant Agreement Template, allowing for the advancing of grant award funds pursuant to the Grant Agreements previously approved in connection with the General Obligation Bond for Arts & Culture.

ANALYSIS

The final list of projects approved as part of the G.O. Bond for Arts & Culture included a \$5.7 million allocation for the New World Symphony facility.

The scope of work, as approved by the City Commission included a **\$750,000** allocation for a new pergola at the Roof Garden. The detailed scope of work, as approved in the Grant Agreement executed on October 11, 2023, is included herein as **Exhibit 1**.

The New World Symphony (“Grantee”) has requested the substitution of the pergola scope of work for the replacement of the cameras and robotic control system in the Michael Tilson Performance Hall. The Grantee’s formal request is included herein as **Exhibit 2**. There is no cost to the City for this request.

The total estimated cost of the new cameras and robotic control system, according to the Grantee, is **\$1,545,051**. The Grantee will be responsible for all costs in excess of amounts approved by the City and will remain in full compliance with the terms and conditions of the approved grant agreement.

As per sections 1.2, 2.1 and 7.3 of the Grant Agreement, City Commission approval is required for any alterations to the previously approved scope of work.

The City’s Bond Counsel and Tax Advisor have reviewed the request and have no objections.

The G.O. Bond Oversight Committee will be reviewing the request at the July 18, 2024 meeting. Their recommendation will be provided as **Exhibit 3** via Supplemental Agenda.

FISCAL IMPACT STATEMENT

N/A

FINANCIAL INFORMATION

N/A

CONCLUSION

The Administration recommends the adoption of this Resolution approving a revision to the scope of work approved in connection with the Grant Agreement awarded to the New World Symphony, Inc., in connection with the General Obligation Bond for Arts & Culture; and further, authorizing the City Manager and City Clerk to draft and execute Amendment 2 accordingly.

Applicable Area

South Beach

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?

Yes

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

G.O. Bond Program

Sponsor(s)

Co-sponsor(s)

Attachments:

Exhibit 1: Current Scope of Work

Exhibit 2: Scope Change Request

Exhibit 3: G.O. Bond Oversight Committee Recommendation (to be provided via Supplemental Agenda)