

C7 AU A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RELATING TO COMMISSION COMMITTEES, AND AMENDING AND RESTATING RESOLUTION NO. 94-21382 (AS AMENDED BY RESOLUTION NOS. 97-22607, 98-22693, 2003-25446, 2013-28437, 2015-28905, 2015-28962, 2019-31107, 2024-32896, 2024-32990, 2024-33256 AND 2024-33437) TO PROVIDE FOR THREE (3) VOTING MEMBERS AND ONE (1) ALTERNATE TO SERVE ON EACH COMMITTEE AND TO ESTABLISH VOTING PROCEDURES FOR COMMITTEE RECOMMENDATIONS.

Applicable Area:

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: February 3, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RELATING TO COMMISSION COMMITTEES, AND AMENDING AND RESTATING RESOLUTION NO. 94-21382 (AS AMENDED BY RESOLUTION NOS. 97-22607, 98-22693, 2003-25446, 2013-28437, 2015-28905, 2015-28962, 2019-31107, 2024-32896, 2024-32990, 2024-33256 AND 2024-33437) TO PROVIDE FOR THREE (3) VOTING MEMBERS AND ONE (1) ALTERNATE TO SERVE ON EACH COMMITTEE AND TO ESTABLISH VOTING PROCEDURES FOR COMMITTEE RECOMMENDATIONS.

RECOMMENDATION

BACKGROUND/HISTORY

ANALYSIS

The attached Resolution was prepared at the request of the sponsor, Mayor Steven Meiner.

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)

Mayor Steven Meiner

Co-sponsor(s)

Condensed Title

Resolution Amending and Restating Committee Rules. (Meiner) CA

Previous Action (For City Clerk Use Only)

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RELATING TO COMMISSION COMMITTEES, AND AMENDING AND RESTATING RESOLUTION NO. 94-21382 (AS AMENDED BY RESOLUTION NOS. 97-22607, 98-22693, 2003-25446, 2013-28437, 2015-28905, 2015-28962, 2019-31107, 2024-32896, 2024-32990, 2024-33256 AND 2024-33437) TO PROVIDE FOR THREE (3) VOTING MEMBERS AND ONE (1) ALTERNATE TO SERVE ON EACH COMMITTEE AND TO ESTABLISH VOTING PROCEDURES FOR COMMITTEE RECOMMENDATIONS.

WHEREAS, pursuant to Resolution No. 94-21382, the City Commission established City Commission Committees to examine facts and issues relating to matters relating to land use and development, capital improvements and finance, and community issues; and

WHEREAS, over the years, various amendments have been made to Resolution No. 94-21382 by Resolution Nos. 97-22607, 98-22693, 2003-25446, 2013-28437, 2015-28905, 2015-28962, 2019-31107, 2024-32896, 2024-32990, 2024-33256 and 2024-33437 to amend the provisions for City Commission Committees relative to membership, participation, purpose, the selection of chairpersons and vice chairpersons, the calling and holding of meetings, and the sufficiency of information to be provided in items published in Commission Committee agendas; and

WHEREAS, the Mayor and City Commission now desire to amend the Commission Committee requirements to update the Commission Committee structure by providing for three (3) voting members and one (1) alternate to serve on each committee and establishing voting procedures for committee agenda item recommendations.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, as follows:

1. Three (3) Committees shall be established to examine in depth facts and issues relating to matters in which the Mayor and City Commission may need to act and to advise the Mayor and City Commission of their findings and their recommendations relating to those matters. The three (3) Committees shall be as follows and shall generally have the following purposes:
 - a. the Land Use and Sustainability Committee ("LUSC") shall hear matters related to planning, infrastructure, and zoning issues (including issues relating to land use, mobility, historic preservation, and sustainable development) and issues related to specific public and/or private development projects; additionally, amendments to the Comprehensive Plan or Land Development Regulations that are initiated by the City Commission shall first be referred to the LUSC and the LUSC shall transmit its recommendation to the City Commission before the amendment may be referred to the Planning Board, unless the City Commission waives this requirement by a 6/7ths vote;

- b. the Finance and Economic Resiliency Committee ("FERC") shall hear issues related to municipal finance, City-wide capital improvements projects, and efficiency in government, as well as issues affecting tourism, arts and culture, business, and education in the City; and
- c. the Public Safety and Neighborhood Quality of Life Committee ("PSNQLC") shall address issues related to residents' quality of life, including improvement programs relating to the various neighborhoods throughout the City, and shall address issues of concern or interest to the Miami Beach community, including public safety, parks and recreation facilities and programs, housing, and homelessness; additionally, subject to waiver by the City Commission on a 6/7ths vote, any ordinance initiated by any member(s) of the City Commission and related to public safety (i.e. any ordinance that provides for a criminal penalty and/or is to be administered by the Police Department or the Fire Department), shall first be referred to the PSNQLC, except for emergency ordinances pursuant to City Charter Section 2.05; and further, the PSNQLC shall transmit its recommendation to the City Commission prior to first reading.

Notwithstanding the foregoing, the Mayor and City Commission reserve the right to assign such other matters they may deem appropriate, to be addressed by one or all of the aforestated Committees.

2. Each Committee shall have three (3) voting members, who shall be comprised of members of the City Commission selected by the Mayor. In addition, each Committee shall have an alternate member selected by the Mayor, provided, however, that the Mayor may serve as one of the three (3) members of any Committee or may serve as the alternate member for any Committee on which the Mayor does not serve as a member. In the event that one or more of the three (3) members comprising a specific Committee are not present at a Committee meeting, the alternate member may participate and vote on any issue before his or her designated committee and may serve for purposes of establishing a quorum. If the alternate member is unable to serve, the Mayor may serve as the alternate member (provided, however, that the Mayor is not already serving as a member or alternate member of such Committee). Notwithstanding the above, City Commission members who are not Committee members, or serving as an alternate member in the place of an absent Committee member, may participate in the discussion of any issue before any Committee (but such members cannot vote and cannot count toward quorum).
3. The Mayor shall annually appoint a chairperson and vice chairperson for each Committee. The term of service for each chairperson and vice chairperson shall be one year.
4. Meetings shall be held when called by the chairperson, or in his/her absence, by the vice chairperson and shall be held in the City Commission Chambers unless the chairperson or, in his/her absence, the vice chairperson determines that good cause exists for the holding of a meeting in another location. In addition, meetings shall be audiovisually recorded and shall be broadcast live on the Miami Beach

cable channel (or the audiovisual recording shall be posted on the City's website within a reasonable time following the conclusion of the meeting).

5. Items published in Committee agendas shall include sufficient detail and information for the Committee and the public to evaluate the items in a reasonable and timely manner.
6. A Committee shall advance an agenda item to the full City Commission with a favorable recommendation when a majority of the members of the Committee vote in favor of the proposed measure (i.e., on a 2-1 or 3-0 vote).
7. A Committee shall advance an agenda item to the full City Commission with an unfavorable recommendation when a majority of the members of the Committee vote against the proposed measure (i.e., on a 2-1 vote). In lieu of an unfavorable recommendation, a Committee has the option, by majority vote of the Committee, to specifically recommend advancing the proposed measure to the City Commission with "no recommendation." If all three (3) Committee members vote against a proposed agenda item, the agenda item dies at Committee, unless the Mayor, at the Mayor's discretion, elects to place the item on the next regular City Commission agenda for consideration by the City Commission. Committee liaisons shall be responsible with furnishing the Mayor's office with a list of items that died in Committee, to allow the Mayor to timely determine whether to place any such item on the next available regular meeting agenda of the City Commission.
8. A Committee shall advance an agenda item to the full City Commission with no recommendation in the event of a tie (i.e., a 1-1 vote when only 2 Committee members are present).
9. Discussion items that do not involve any proposed action may be concluded at Committee by unanimous consent.
10. This Resolution supersedes Resolution Nos. 97-22607, 98-22693, 2003-25446, 2013-28437, 2015-28905, 2015-28962, 2019-31107, 2024-32896, and 2024-32990, 2024-33256 and 2024-33437.

PASSED and **ADOPTED** this ____ day of _____, 2025.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Mayor Steven Meiner)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Nick Callegan
for City Attorney

1/27/2025
Date