

R7 M A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AMENDMENT NO. 1 TO THAT CERTAIN GRANT AGREEMENT (THE "AGREEMENT") DATED OCTOBER 31, 2023, BY AND BETWEEN THE CITY AND MIAMI CITY BALLET, INC. (THE "GRANTEE"), IN CONNECTION WITH THE USE OF GENERAL OBLIGATION BOND FOR ARTS & CULTURE ("GOBAC") FUNDS; SAID AMENDMENT: (I) ADDING A CAPITAL RENEWAL AND REPLACEMENT PROJECT (THE "CR&R PROJECT") TO THE SCOPE OF THE AGREEMENT, IN THE AMOUNT OF \$4,407,415, FROM PREVIOUSLY AWARDED GOBAC FUNDING; (II) INCREASING THE TOTAL GOBAC GRANT AMOUNT FROM \$7,518,000 TO \$11,925,415; AND (III) AUTHORIZING THE GRANTEE TO UNDERTAKE THE CONSTRUCTION MANAGEMENT RESPONSIBILITIES FOR THE NEW CR&R PROJECT, SUBJECT TO OVERSIGHT FROM THE CITY, TO INTEGRATE THE CR&R PROJECT WITH THE CURRENT TECHNOLOGY RELATED PROJECT AND EFFICIENTLY MANAGE THE COMBINED PROJECT UNDER THE AGREEMENT.

Applicable Area:



COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: Eric Carpenter, City Manager

DATE: June 25, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AMENDMENT NO. 1 TO THAT CERTAIN GRANT AGREEMENT (THE "AGREEMENT") DATED OCTOBER 31, 2023, BY AND BETWEEN THE CITY AND MIAMI CITY BALLET, INC. (THE "GRANTEE"), IN CONNECTION WITH THE USE OF GENERAL OBLIGATION BOND FOR ARTS & CULTURE ("GOBAC") FUNDS; SAID AMENDMENT: (I) ADDING A CAPITAL RENEWAL AND REPLACEMENT PROJECT (THE "CR&R PROJECT") TO THE SCOPE OF THE AGREEMENT, IN THE AMOUNT OF \$4,407,415, FROM PREVIOUSLY AWARDED GOBAC FUNDING; (II) INCREASING THE TOTAL GOBAC GRANT AMOUNT FROM \$7,518,000 TO \$11,925,415; AND (III) AUTHORIZING THE GRANTEE TO UNDERTAKE THE CONSTRUCTION MANAGEMENT RESPONSIBILITIES FOR THE NEW CR&R PROJECT, SUBJECT TO OVERSIGHT FROM THE CITY, TO INTEGRATE THE CR&R PROJECT WITH THE CURRENT TECHNOLOGY RELATED PROJECT AND EFFICIENTLY MANAGE THE COMBINED PROJECT UNDER THE AGREEMENT.

RECOMMENDATION

It is the recommendation of the Administration that the resolution approving an amendment to the Miami City Ballet GO Bond Grant Agreement be approved.

BACKGROUND/HISTORY

At the July 20, 2022 Commission meeting, the Mayor and Commission approved Resolution 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 Commission meeting, the Mayor and 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 Grant Agreement Template.

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

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

On June 28, 2023, the City Commission adopted Resolution No. 2023-32634 approving grant awards to Miami City Ballet, Miami New Drama (Colony Theater) and Rhythm Foundation (Miami Beach Bandshell) for technology related scope of work only. Accordingly, Miami City Ballet was awarded a grant in the amount of \$7,518,000.

ANALYSIS

The Arts & Culture G.O. Bond allocation for the Miami City Ballet facility was \$12 million subdivided into two parts:

- \$7,518,000 was awarded to Miami City Ballet as a grant to upgrade various technologies and equipment throughout their facilities (Exhibit A).
- \$4,482,000 was budgeted for Capital Renewal and Replacement (CR&R) projects to be managed by the City's Facilities Management Division. These projects included replacement of aging building systems, acoustical treatments, window treatments, flooring replacement, among other CR&R projects (Exhibit B).

In February of 2024, the Grantee requested that the City consider allowing them to manage the full scope of the work, citing the complexity of coordinating extensive interconnected work while keeping the school and production facilities operational. The Grantee also identified opportunities to leverage the cost savings from consolidating the construction management to possibly get more accomplished than previously contemplated. This includes enhancement that would make the facilities, and rehearsal studios in particular, more suitable for public performances.

The Administration acknowledged the challenges and complexity of coordinating invasive CR&R projects within a school that would remain in operation and determined that allowing the Grantee to undertake the work would serve the best interest of both parties, provided the scope and terms of the work could be agreed to and properly supervised by the City.

Over the subsequent 15 months, the Grantee collaborated with its design team, and the Administration to develop one comprehensive project (Exhibit C), integrating the necessary CR&R projects, the original technology upgrades, along with expanded enhancements that will allow the school to accommodate audiences more efficiently in its performance spaces and create the ability to broadcast interactive classes remotely.

To date, a total of \$74,585 has been spent from the GO Bond funds towards the CR&R projects. The Grantee has requested an amendment to the GO Bond for Arts and Culture Grant Agreement to incorporate the remaining GO Bond CR&R projects and associated \$4,407,415 in funding as additional scope to be managed by the Grantee. This will bring the total grant amount to \$11,925,415. **There is no additional cost to the City for this request.**

Should the Amendment be approved by the City Commission, the Administration will utilize the processes outlined in the existing grant agreement to track progress and supervise the execution of the additional scope in the same manner which all other GO Bond Grants are managed. The Grantee will be responsible for all costs in excess of amounts approved by the City.

On May 15, 2025, following a presentation by the Miami City Ballet, the G.O. Bond Oversight Committee made a motion to support the revision to the Miami City Ballet Grant to include the capital renewal & replacement scope of work, with City oversight.

FISCAL IMPACT STATEMENT

This will consolidate City-managed project funds (\$4,407,415) and the Grantee-managed project funds (\$7,518,000) and assign the full amount (\$11,925,415) to the Grantee.

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-notice/>

FINANCIAL INFORMATION

CONCLUSION

The Administration recommends accepting the recommendation of the G.O. Bond Oversight Committee and authorizing the City Manager to negotiate and execute Amendment No. 1 to the Grant Agreement dated October 31, 2023, by and between the City and Miami City Ballet; said Amendment: (i) adding the CR&R Project to the scope of the Agreement, in the amount of \$4,482,000, from previously awarded GOBAC funding; (ii) increasing the total GOBAC grant amount from \$7,518,000 to \$11,925,415; and (iii) authorizing the Grantee to undertake the construction management responsibilities for the new CR&R Project, subject to oversight from the City, and inclusion in the Amendment any and all additional provisions, deemed necessary by the City Administration and the City Attorney, to ensure the protection of the GOBAC grant funds.

Applicable Area

South Beach

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

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

No

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

Facilities and Fleet Management

Sponsor(s)

Co-sponsor(s)

Condensed Title

Amendment 1 to Grant Agreement for Miami City Ballet, GOB Arts & Culture. FF

Previous Action (For City Clerk Use Only)

Exhibit A

EXHIBIT B – PROJECT DESCRIPTION

| MIAMI CITY BALLET | |
|--|---------------------|
| Proposed Enhancement | |
| 1 Wolfson Theater A/V Upgrades | 552,000 |
| 2 Digital Enhancement of MCB Lobby & Studios | 3,100,000 |
| 3 Technology Upgrade of Admin. Offices | 750,000 |
| 4 LED Screen and Flooring for Outdoor Performances | 500,000 |
| Total Base Cost | \$ 4,902,000 |

| | |
|---|-----------|
| Contractor General Conditions, Overhead & Profit, Bond, Permit Fees | 1,323,540 |
|---|-----------|

| | |
|--------------------|---------|
| Project Management | 556,860 |
|--------------------|---------|

| | |
|-------------------------------|------------------|
| Grant Agreement Amount | 6,782,400 |
|-------------------------------|------------------|

| | |
|--|---------|
| Owner Contingency (to be authorized by the City Manager) | 735,600 |
|--|---------|

| | |
|--|---------------------|
| TOTAL GRANT PROJECT BUDGET AMOUNT | \$ 7,518,000 |
|--|---------------------|

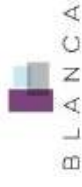
Exhibit B

Facilities CR&R Projects

ACGO#2 - MIAMI CITY BALLET

| | |
|--|-----------------------|
| #2 MCB MISC. BUILDING IMPROVEMENTS | \$1,944,600.00 |
| Dry Wall Repairs and Paint at Studios 1-5, 7, 8 and Common Areas | \$205,700.00 |
| Harlequin "Marley" Floors - Studios 4,5,6,8, Hallway 1 & 2 | \$283,700.00 |
| 3rd Floor Wood Floors Replacement | \$184,400.00 |
| 64523 - Miami City Ballet Board Room Carpet | \$124,800.00 |
| Stair Finish Renewal (rubber treading) | \$68,000.00 |
| Wardrobe Utility Renovation | \$205,700.00 |
| Acoustical Ceiling Panel renewal | \$106,400.00 |
| Lobby Security Enhancements | \$113,500.00 |
| Bottled Water Filling Stations (3) | \$14,200.00 |
| Hands Free Faucets and Toilet Flushometers Upgrade | \$212,700.00 |
| Loading Dock Flooding Repair | \$354,600.00 |
| 64323 - Miami City Ballet Access Control | \$70,900.00 |
| #2 MCB FF&E | \$719,100.00 |
| Systems Furniture | \$489,300.00 |
| Defensive Architectural Enhancements to Collins Park Boardwalk | \$21,300.00 |
| Miami City Ballet Studio Blackout Shades | \$38,300.00 |
| Studio Black Out Shades | \$170,200.00 |
| #2 MCB ELECTRICAL IMPROVEMENTS | \$393,500.00 |
| LED Lamp Replacement (Facility-wide, including balconies) | \$243,200.00 |
| 63022 - Miami City Ballet Exit Sign Renewal | \$103,500.00 |
| 64423 - Miami City Ballet UV Light Retrofit | \$46,800.00 |
| #2 MCB MECHANICAL IMPROVEMENTS | \$900,000.00 |
| 64023 - Facility-wide Variable Air Volume (VAV) Box Replacements | \$74,500.00 |
| Electronic HVAC Filtration - UV-C Lights in rooftops units | \$49,600.00 |
| 62124- Restroom Exhaust System renewal | \$35,500.00 |
| HVAC Ductwork renewal | \$740,400.00 |
| #2 MCB ELEVATOR MODERNIZATION | \$524,800.00 |
| Elevator Modernization | |
| Total | \$4,482,000.00 |

G.O. Bond - Miami City Ballet - Budget V6



| Description | | Construction Estimate | Reason for Diff. |
|-------------|--------------------------------------|-----------------------|--|
| 1 | General Conditions | \$512,400.00 | Contractor supervision. |
| 6 | General Requirements | \$220,143.00 | Labor, rubbish, parking, protection, cleanup. |
| 13 | X-Rays | \$2,500.00 | |
| 15 | Demolition & Hauling | \$164,935.00 | Includes theatre seating + contingency. |
| 19 | Concrete Cores - Repairs | \$16,000.00 | |
| 21 | Protection | \$92,403.00 | Marley floor protection. |
| 23 | Rough Carpentry | \$15,965.00 | |
| 26 | Carpentry and Millwork | \$249,000.00 | |
| 36 | Countertops | \$44,100.00 | |
| 38 | Doors, Frames, Hardware | \$42,250.00 | |
| 40 | Demountable Partitions | \$72,900.00 | Mostly limited to school admin. |
| 43 | Drywall | \$208,757.00 | Includes temporary partitions/doors for phasing. |
| 48 | Tile | \$68,525.00 | |
| 50 | Acoustical Ceiling & Panels | \$326,482.00 | Includes acoustical panels for all studios. |
| 53 | Wood Flooring | \$64,050.00 | |
| 55 | Carpet & Resilient | \$78,355.00 | |
| 58 | Terrazo | \$127,305.00 | |
| 60 | Painting & Wallcovering | \$204,196.00 | |
| 62 | Fire Extinguisher Equip | \$4,521.00 | |
| 64 | Hussey Stadium Seating | \$235,603.00 | |
| 66 | Operable Partitions | \$107,250.00 | Located in multi-purpose rooms. |
| 68 | Appliances | \$23,782.00 | |
| 74 | Fire Sprinkler System | \$61,250.00 | |
| 76 | Plumbing | \$97,000.00 | |
| 79 | HVAC | \$360,000.00 | |
| 82 | Electrical | \$573,543.00 | Distribution. |
| 85 | Fire Alarm | \$31,393.00 | |
| 87 | Lighting | \$465,770.00 | Interior LED replacements. |
| 89 | Low Voltage | \$65,173.00 | Includes work outside of the Charcoal Blue scope. |
| 92 | Technology: Audio/Visual & Equipment | \$2,034,221.00 | Specs as designed by Charcoal Blue. Includes equipment for all studios and lobby and marketing war room. |
| 100 | SUBTOTAL | \$6,569,772.00 | |

| Description | | Construction Estimate | Reason for Diff. |
|-------------|---|------------------------|--|
| 101 | GC Overhead and Fee | \$473,681.00 | |
| 102 | GC's Liability Insurance | \$118,421.00 | |
| 103 | Bond - Performance & Payment | \$147,179.00 | |
| 104 | Builder's Risk Insurance | \$35,000.00 | Allowance |
| 105 | Permit Allowance | \$197,094.00 | 3% of hard costs. |
| 106 | TOTAL CONTRACTOR COSTS | \$7,541,147.00 | |
| 107 | ADDITIONAL IMPROVEMENTS | | |
| 108 | Loading Dock | \$150,000.00 | Drainage improvement. Contingency. |
| 109 | Studio Blackout Shades | \$170,000.00 | Includes studios 1-6. |
| 110 | Security Enhancements | \$14,000.00 | Camera and software upgrades. |
| 111 | Access Control | \$30,000.00 | Add additional card readers. |
| 112 | HVAC Electronic Filtration | \$50,000.00 | Add UV-C lighting to condenser coils. |
| 113 | Restroom Upgrades | \$215,000.00 | Add hands-free fixtures, auto-flush valves, upgraded vanities. |
| 114 | Drapery for Wolfson Theater | \$150,000.00 | Drapery and fabric panels for Wolfson Theatre. |
| 115 | Recognition Wall | \$30,000.00 | Lobby feature. |
| 116 | High Density Storage | \$200,000.00 | Wardrobe storage area. |
| 117 | Barres | \$30,000.00 | Contingency for 50 units. |
| 118 | Furniture | \$314,000.00 | Lobby, school offices, multi-purpose room, lounge. |
| 119 | Wardrobe Production Improvements | \$200,000.00 | Upgrade wardrobe production areas. |
| 120 | Telecommunications Upgrade | \$200,000.00 | Infrastructure and equipment contingency. |
| 121 | Project/Construction Management | \$324,000.00 | |
| 122 | Architectural / Consultant Fees | \$850,000.00 | Includes fees paid to date plus \$483K in design fees for revised scope. ~7% total fees of the \$12MM anticipated budget. Less than 8% total fees net of \$1.2MM contingency - well under the 15% threshold. |
| 123 | TOTAL NET OF CONTINGENCY | \$10,468,147.00 | |
| 124 | Construction Contingency | \$1,163,132.20 | 10% of \$12MM grant award. |
| 125 | TOTAL CONSTRUCTION BUDGET | \$11,631,279.20 | |
| 126 | GRANT AGREEMENT | \$11,631,322.00 | 100% of G.O. Bond allocation funded as grant agreement to Miami City Ballet. |
| 127 | OVER BUDGET (+) / UNDER BUDGET (-) | \$42.80 | Under Budget |
| 128 | | | |

| DESCRIPTION | | ORIGINAL AMOUNT | NEW COMPREHENSIVE SCOPE |
|-------------|--|-----------------|-----------------------------------|
| 1 | Workforce Housing - MCB's Floor | \$4,000,000.00 | Part of separate grant agreement. |
| 2 | Digital Enhancement of Lobby & Studios | \$4,700,264.00 | Included. |
| 3 | Technology Upgrade of Admin Offices | \$1,065,000.00 | Included. |
| 4 | Wolfson Theater Upgrades | \$783,840.00 | Included. |
| 5 | HVAC Duct | \$741,240.00 | Included. |
| 6 | LED Screen & Flooring | \$710,000.00 | Included. |
| 7 | Elevator | \$525,400.00 | Completed. |
| 8 | Furniture | \$489,900.00 | Included. |
| 9 | Loading Dock | \$355,000.00 | Included. |
| 10 | Studio Floors | \$284,000.00 | Completed. |
| 11 | LED Lighting | \$243,530.00 | Included. |
| 12 | Hands Free Bathroom Fixtures | \$213,000.00 | Included. |
| 13 | Wardrobe | \$205,900.00 | Included. |
| 14 | Drywall and Paint | \$205,900.00 | Included. |
| 15 | 3rd Floor Wood Floors | \$184,600.00 | Included. |
| 16 | Studio Shades | \$170,400.00 | Included. |
| 17 | Office Area Flooring | \$154,297.00 | Included. |
| 18 | Board Room Carpet | \$124,960.00 | Included. |
| 19 | Lobby Security | \$113,600.00 | Included. |
| 20 | Acoustical Ceiling Panel | \$106,500.00 | Included. |
| 21 | Exit Sign Renewal | \$103,660.00 | Included. |
| 22 | Project Management | \$99,257.00 | Included. |
| 23 | VAV | \$74,550.00 | Included. |
| 24 | Access Control | \$71,000.00 | Included. |
| 25 | Stair Renewal | \$68,160.00 | Included. |
| 26 | HVAC Filtration | \$49,700.00 | Included. |
| 27 | UV Light Retrofit | \$46,860.00 | Included. |
| 28 | Blackout Shades | \$38,482.00 | Included. |
| 29 | Restroom Exhaust Renewal | \$35,500.00 | Completed. |
| 30 | Collins Park Boardwalk | \$21,300.00 | Completed. |
| 31 | Bottled Water Fillers | \$14,200.00 | Included. |
| 32 | TOTAL | \$16,000,000.00 | |
| 33 | | | |

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AMENDMENT NO. 1 TO THAT CERTAIN GRANT AGREEMENT (THE "AGREEMENT") DATED OCTOBER 31, 2023, BY AND BETWEEN THE CITY AND MIAMI CITY BALLET, INC. (THE "GRANTEE"), IN CONNECTION WITH THE USE OF GENERAL OBLIGATION BOND FOR ARTS & CULTURE ("GOBAC") FUNDS; SAID AMENDMENT: (I) ADDING A CAPITAL RENEWAL AND REPLACEMENT PROJECT (THE "CR&R PROJECT") TO THE SCOPE OF THE AGREEMENT, IN THE AMOUNT OF \$4,407,415, FROM PREVIOUSLY AWARDED GOBAC FUNDING; (II) INCREASING THE TOTAL GOBAC GRANT AMOUNT FROM \$7,518,000 TO \$11,925,415; AND (III) AUTHORIZING THE GRANTEE TO UNDERTAKE THE CONSTRUCTION MANAGEMENT RESPONSIBILITIES FOR THE NEW CR&R PROJECT, SUBJECT TO OVERSIGHT FROM THE CITY, TO INTEGRATE THE CR&R PROJECT WITH THE CURRENT TECHNOLOGY RELATED PROJECT AND EFFICIENTLY MANAGE THE COMBINED PROJECT UNDER THE AGREEMENT.

WHEREAS, at the July 20, 2022 Commission meeting, the Mayor and Commission approved Resolution 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; and

WHEREAS, 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; and

WHEREAS, at the November 16, 2022 Commission meeting, the Mayor and 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; and

WHEREAS, 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); and

WHEREAS, on April 28, 2023, the City Commission adopted 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; Resolution No. 2023-32593 approving revisions to the Grant Agreement Template; and 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; and

WHEREAS, on May 17 and June 28, 2023, the first and second public hearings of the bond issuance were held; and

WHEREAS, on June 28, 2023, the City Commission adopted Resolution No. 2023-32634 approving grant awards to Miami City Ballet, Miami New Drama (Colony Theater) and Rhythm Foundation (Miami Beach Bandshell) for technology related scope of work only; and

WHEREAS, accordingly, Miami City Ballet was awarded a grant in the amount of \$7,518,000; and

WHEREAS, on July 26, 2023, the City Commission adopted Resolution 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; and

WHEREAS, the final list of projects approved as part of the General Obligation Bond for Arts & Culture included a \$12 million allocation for the Miami City Ballet facility; and

WHEREAS, the total allocation was subdivided into two parts: (i) a grant in the amount of \$7,518,000 was awarded to Miami City Ballet ("Grantee") for technology related scope of work and (ii) \$4,482,000 was budgeted for capital renewal & replacement ("CR&R") projects to be managed by the City's Facilities Management Division; and

WHEREAS, on October 31, 2023, the City and Grantee entered into that certain Grant Agreement (the "Agreement") for the technology related scope of work; and

WHEREAS, in February 2024, the Grantee requested that the City allow them to manage the full scope of CR&R work, citing the complexity of coordinating interconnected projects while maintaining the school and production facilities operational; and

WHEREAS, additionally, the Grantee identified opportunities to leverage cost savings from consolidating construction management, allowing for potential enhancements beyond the originally contemplated scope, including improvements to rehearsal studios for public performances; and

WHEREAS, the Administration acknowledged the challenges of coordinating invasive CR&R projects within an operational facility and determined that allowing the Grantee to oversee the work would serve the best interests of both parties, provided that terms and scope could be properly supervised by the City; and

WHEREAS, over the following 15 months, the Grantee collaborated with its design team and the Administration to develop a comprehensive project integrating the new CR&R projects (collectively, the "CR&R Project") with the technology related upgrades, and expanded enhancements to improve performance spaces and enable remote interactive classes; and

WHEREAS, to date, \$74,585 has been expended from GO Bond funds on CR&R projects, and the Grantee has requested an amendment to the GO Bond for Arts and Culture Grant Agreement ("Amendment No. 1") to incorporate the remaining budget for CR&R projects and associated \$4,407,415 in funding as a new CR&R Project under the scope of the Agreement, together with construction management responsibilities, subject to oversight from the City, so that

Grantee may combine the CR&R work with the existing technology related scope of work, bringing the total GOBAC grant amount under the Agreement to \$11,925,415; and

WHEREAS, there is no additional cost to the City for this request – 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; and

WHEREAS, following a presentation by the Grantee on May 15, 2025, the G.O. Bond Oversight Committee made a motion to support the revision to the Miami City Ballet Grant Agreement with City oversight; and

WHEREAS, the City Manager recommends accepting the recommendation of the G.O. Bond Oversight Committee and authorizing the City Manager to negotiate and execute Amendment No. 1 to the Agreement; said Amendment: (i) adding the CR&R Project to the scope of the Agreement, in the amount of \$4,407,415, from previously awarded GOBAC funding; (ii) increasing the total GOBAC grant amount from \$7,518,000 to \$11,925,415; and (iii) authorizing the Grantee to undertake the construction management responsibilities for the new CR&R Project, subject to oversight from the City, and inclusion in the Amendment any and all additional provisions, deemed necessary by the City Administration and the City Attorney, to ensure the protection of the GOBAC grant funds.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby authorize the City Manager to negotiate and execute Amendment No. 1 to that certain Grant Agreement (the "Agreement") dated October 31, 2023, by and between the City and Miami City Ballet, Inc. (the "Grantee"), in connection with the use of General Obligation Bond for Arts & Culture ("GOBAC") funds; said Amendment: (i) adding a capital renewal and replacement project (the "CR&R Project") to the scope of the Agreement, in the amount of \$4,407,415, from previously awarded GOBAC funding; (ii) increasing the total GOBAC grant amount from \$7,518,000 to \$11,925,415; and (iii) authorizing the Grantee to undertake the construction management responsibilities for the new CR&R Project, subject to oversight from the City, to integrate the CR&R Project with the current technology related project and efficiently manage the combined project under the Agreement..

PASSED and ADOPTED this _____ day of _____, 2025.

Steven Meiner, Mayor

ATTEST:

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney *ES*

6/17/2025
Date