

C7AY A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO ENGAGE A QUALIFIED CONSULTANT TO PREPARE AN ECONOMIC IMPACT STUDY OF A MUNICIPAL PAYCHECK PROTECTION PROGRAM FOR LOCAL BUSINESSES WITHIN THE SOUTH BEACH MIXED-USE ENTERTAINMENT DISTRICT MOST AFFECTED BY PAST SPRING BREAK CURFEWS, IN ANTICIPATION OF POTENTIAL EMERGENCY CURFEW MEASURES FOR FUTURE SPRING BREAK PERIODS; AND FURTHER, DIRECTING THE ADMINISTRATION TO IDENTIFY FUNDING FOR THE STUDY DURING THE ANNUAL BUDGET PROCESS AT A COST NOT TO EXCEED \$75,000.

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO:	Honorable Mayor and Members of the City Commission
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FROM: City Attorney Ricardo J. Dopico

DATE: June 26, 2024

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO ENGAGE A QUALIFIED CONSULTANT TO PREPARE AN ECONOMIC IMPACT STUDY OF A MUNICIPAL PAYCHECK PROTECTION PROGRAM FOR LOCAL BUSINESSES WITHIN THE SOUTH BEACH MIXED-USE ENTERTAINMENT DISTRICT MOST AFFECTED BY PAST SPRING BREAK CURFEWS, IN ANTICIPATION OF POTENTIAL EMERGENCY CURFEW MEASURES FOR FUTURE SPRING BREAK PERIODS; AND FURTHER, DIRECTING THE ADMINISTRATION TO IDENTIFY FUNDING FOR THE STUDY DURING THE ANNUAL BUDGET PROCESS AT A COST NOT TO EXCEED \$75,000.

### **ANALYSIS**

The attached Resolution was prepared at the request of Commissioner Tanya K. Bhatt for the June 26, 2024 City Commission meeting.

For the past three years, the City was forced to implement limited, narrowly-tailored curfews during busiest weekends of March in order to maintain order and protect residents, visitors, and businesses during the peak periods of Spring Break. However, the implementation of a curfew has had economic repercussions for local businesses within the South Beach Mixed-Use Entertainment ("MXE") District, affecting their revenue, workforce, and overall financial stability.

In anticipation of potential emergency curfew measures for future Spring Breaks, the Paycheck Protection Program proposed in this Resolution is a measure to support local businesses by providing financial assistance to cover payroll and related expenses for non-salaried employees who are most vulnerable to income loss due to restricted operating hours during curfew.

The proposed Paycheck Protection program is specifically intended to support non-salaried, hourly staff, ensuring that employees such as bartenders, hostesses, waiters, and kitchen staff are not economically impacted by the imposed curfews.

An economic impact study is necessary to evaluate the feasibility, costs, and benefits of implementing a Municipal Paycheck Protection Program, ensuring that any decision is informed by comprehensive and reliable data.

### **FISCAL IMPACT STATEMENT**

The fiscal impact of this measure shall not exceed \$75,000.

### **Applicable Area**

Citywide

**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

**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 Tanya K. Bhatt

**Co-sponsor(s)**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO ENGAGE A QUALIFIED CONSULTANT TO PREPARE AN ECONOMIC IMPACT STUDY OF A MUNICIPAL PAYCHECK PROTECTION PROGRAM FOR LOCAL BUSINESSES WITHIN THE SOUTH BEACH MIXED-USE ENTERTAINMENT DISTRICT MOST AFFECTED BY PAST SPRING BREAK CURFEWS, IN ANTICIPATION OF POTENTIAL EMERGENCY CURFEW MEASURES FOR FUTURE SPRING BREAK PERIODS; AND FURTHER, DIRECTING THE ADMINISTRATION TO IDENTIFY FUNDING FOR THE STUDY DURING THE ANNUAL BUDGET PROCESS AT A COST NOT TO EXCEED \$75,000.**

**WHEREAS**, the City of Miami Beach (the "City") is an internationally renowned tourist destination that is famous for its beautiful beaches, world-class shopping, entertainment, fine dining, and vast array of artistic and cultural events; and

**WHEREAS**, in recent years, the City has seen an increasingly large number of visitors during the Spring Break period, which has posed significant challenges including, but not limited to, extreme traffic and congestion, and severe impacts to the City's Police, Fire, Sanitation, and Code Compliance services; and

**WHEREAS**, in the past three unruly crowd control issues during Spring Break necessitated the imposition of emergency measures due to clear and present danger of riot or other general public disorder, widespread disobedience of the law, and substantial injury to persons or to property, including weekend curfews over the entire South Beach area (south of 23rd Street and Dade Boulevard) in 2021, 2022, 2023, and 2024;

**WHEREAS**, while the imposition of a curfew during Spring Break has been considered a successful measure to maintain order and protect the lives and safety of residents, visitors, and businesses, the implementation of a curfew had economic repercussions for local businesses within the South Beach Mixed-Use Entertainment ("MXE") District, affecting their workforce; and

**WHEREAS**, it is in the best interest of the City to support local businesses and mitigate any negative economic impacts resulting from the imposition of a curfew during Spring Break; and

**WHEREAS**, a Municipal Paycheck Protection Program is a measure to support local businesses by providing financial assistance to cover payroll and related expenses for non-salaried employees who are most vulnerable to income loss due to restricted operating hours during periods of curfew; and

**WHEREAS**, the proposed Paycheck Protection Program is specifically intended to support non-salaried, hourly staff, ensuring that employees such as bartenders, hostesses, waiters, and kitchen staff are not economically impacted by the imposed curfews; and

**WHEREAS**, an economic impact study is necessary to evaluate the feasibility, costs, and benefits of implementing a Municipal Paycheck Protection Program, ensuring that any decision is informed by comprehensive and reliable data; and

**WHEREAS**, as such, in anticipation of potential emergency curfew measures for future Spring Breaks, the Mayor and City Commission direct the City Administration to engage a qualified consultant to prepare an economic impact study of a Municipal Paycheck Protection Program for local businesses within the South Beach MXE district most affected by past Spring Break curfews; and

**WHEREAS**, the economic impact study shall include, but not be limited to, the following elements:

- Analysis of the potential economic impacts of a curfew on local businesses within the South Beach MXE District.
- Assessment of the financial needs of businesses most affected by the curfew, focusing on non-salaried staff payroll and related expenses.
- Evaluation of the feasibility and potential structure of a Municipal Paycheck Protection Program, including funding sources and administrative requirements.
- Recommendations for implementation, monitoring, and evaluation of the proposed program to ensure its effectiveness and sustainability.

**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 direct the City Administration to engage a qualified consultant to prepare an economic impact study of a Municipal Paycheck Protection Program for local businesses within the South Beach Mixed-Use Entertainment District most affected by past Spring Break curfews, in anticipation of potential emergency curfew measures for future Spring Break periods; and further, direct the Administration to identify funding for the study during the annual budget process at a cost not to exceed \$75,000.

**PASSED and ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

**ATTEST:**

\_\_\_\_\_  
Steven Meiner, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(sponsored by Commissioner Tanya K. Bhatt)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

6/18/2024  
\_\_\_\_\_  
Date