

# MIAMIBEACH

OFFICE OF THE CITY MANAGER

**NO. 289-2013**

LETTER TO COMMISSION

TO: Mayor Matti Herrera Bower and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: August 20, 2013

**SUBJECT: TRANSMITTAL LETTER FROM MEMBERS OF THE CITY OF MIAMI BEACH  
CHARTER REVIEW BOARD**

This LTC is to inform you that the Charter Review Board (CRB) members submitted the attached letter, dated August 6, 2013, in regards to Resolution No. 2013-28302 (Condominium and Co-op Liaison) and 2013-28303 (Cooperation with Miami-Dade County Public Schools).

The CRB members request, if there is an opportunity, that these two resolutions be rescinded and submitted to CRB for review.

If you have any questions, please contact the City Clerk's Office at 305.673.7411.

JLM:REG/lh

cc: Chair Stephen Zack and members of the Charter Review Board

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# MIAMIBEACH

## Charter Review & Revision Board

### Members:

Stephen Zack, Esq., Chair  
Aaron Perry, Vice Chair  
Scott Diffenderfer  
Jacqueline Lalonde  
Rick Kendle  
Alex Fernandez  
Richard "Rick" J. Preira

August 6, 2013

Mayor Matti Herrera Bower and  
Members of the City Commission  
Miami Beach City Hall  
1700 Convention Center Drive  
Miami Beach, Florida 33139

Dear Mayor Bower and City Commissioners:

At the August 5, 2013 Charter Review & Revision Board (CRB) meeting, the CRB was given information as to the Charter questions approved by Resolution by the City Commission at its July Commission meeting that will be on the November 5, 2013 ballot. With respect to the following two Resolutions, calling for a Special Election on November 5, 2013 to amend the Citizens' Bill of Rights, adopted by the City Commission on July 19, 2013:

#### **2013-28302**

A Resolution Of The Mayor And City Commission Of The City Of Miami Beach, Florida Calling For A November 5, 2013 Special Election, For The Purpose Of Submitting To The Electorate Of The City Of Miami Beach, Florida A Question Asking Whether Paragraph A(20) Of The Miami Beach City Charter Citizens' Bill Of Rights Should Be Created To Acknowledge The Purpose And Duties Of The City's Administration As Assisting Condominium And Co-Op Owners To Navigate Through The City's Permitting Process; Facilitate Resolution Of Other Condominium-Related Issues With Other Outside Agencies; And Act As A Liaison Between Condominium Or Co-op Owners, Management Firms And The City; and

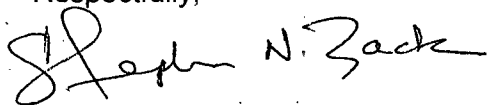
#### **2013-28303**

A Resolution Of The Mayor And City Commission Of The City Of Miami Beach, Florida Calling For A November 5, 2013 Special Election, For The Purpose Of Submitting To The Electorate Of The City Of Miami Beach, Florida A Question Asking Whether Paragraph A(19) Of The Miami Beach City Charter Citizens' Bill Of Rights Should Be Created To Set Forth Therein The City Of Miami Beach's Policy To Cooperate With The Miami-Dade County Public Schools, And With Other Appropriate Governmental Agencies, Which Will Strive To Improve The Quality And Quantity Of Public Educational Facilities Available To The Citizenry Of The City Of Miami Beach, Florida

the CRB noted that neither of these two resolutions was referred to it prior to consideration by the City Commission on July 19, 2013. After briefly discussing these two Resolutions, it was the CRB's position that, although these suggested additions may be appropriate for inclusion in the Charter, it would have recommended a different placement in the Charter, as the provisions of the Citizens' Bill of Rights are a listing of the fundamental rights of the citizens of Miami Beach and these two resolutions were not deemed to rise to that level. If there is an opportunity, the CRB requests that these two Resolutions be rescinded and submitted to CRB for review.

The CRB respectfully requests that during its term, which presently expires on January 1, 2014, that all future proposed Charter amendments be referred to it for its input prior to consideration by the City Commission. The CRB is working diligently to ensure that the Charter meets the current needs of our City and examining whether any changes should be made to meet the City's needs into the future.

Respectfully,

A handwritten signature in black ink that reads "Stephen N. Zack". The signature is written in a cursive style with a large initial "S".

Stephen Zack, Chair  
For Charter Review & Revision Board