

MIAMI BEACH

Special City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
September 30, 2013

Mayor Matti Herrera Bower
Vice-Mayor Edward L. Tobin
Commissioner Jorge R. Exposito
Commissioner Michael Góngora
Commissioner Jerry Libbin
Commissioner Deede Weithorn
Commissioner Jonah Wolfson

City Manager Jimmy L. Morales
City Attorney Jose Smith
City Clerk Rafael E. Granada

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach, entitled "Lobbyists," requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's Office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

Special note: In order to ensure adequate public consideration, if necessary, the Mayor and City Commission may move any agenda item to the alternate meeting date, which will only be held if needed. In addition, the Mayor and City Commission may, at their discretion, adjourn the Commission Meeting without reaching all agenda items.

Call to Order - 5:00 p.m.
Inspirational Message, Pledge of Allegiance
Requests for Additions, Withdrawals, and Deferrals

Presentations and Awards

PA Presentations and Awards

Consent Agenda

C2 Competitive Bid Reports
C4 Commission Committee Assignments
C6 Commission Committee Reports
C7 Resolutions

Regular Agenda

R2 Competitive Bid Reports
R5 Ordinances
R7 Resolutions
R9 New Business and Commission
R10 City Attorney Reports

Reports and Informational Items

R5 - Ordinances

R5A Amend Chapter 50 And Chapter 102

1. An Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code; Providing For Repealer, Severability, Effective Date, And Codification. **5:04 p.m. Second Reading Public Hearing**
2. An Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009"; Providing For Repealer, Severability, Codification, And An Effective Date. **5:04 p.m. Second Reading Public Hearing**
(Requested by the Neighborhood/Community Affairs Committee)
(Legislative Tracking: Fire Department)
(First Reading on September 11, 2013)

R5B An Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms; Providing For Repealer, Severability, And An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Requested by the Finance & Citywide Projects Committee)
(Legislative Tracking: Fire Department)
(First Reading on September 11, 2013)

R5C An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City; Providing For Codification, Repealer, Severability, And An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Requested by the Finance & Citywide Projects Committee)
(Legislative Tracking: Public Works)
(First Reading on September 11, 2013)

R5 - Ordinances (Continued)

- R5D An Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013, Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on September 11, 2013)

(Memorandum to be Submitted in Supplemental)

- R5E Unclassified Salary Ordinance
An Ordinance Amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance; Abolishing Pay Grade 1 And Pay Grade 2; Abolishing The Classifications Of: General Services Director, Transportation And Concurrency Manager, Neighborhood Services Director, Community/Economic Development Director, Cultural Affairs & Tourism Development Director, Procurement Division Director, Information Technology Division Director, Code Compliance Division Director, Assistant Director Procurement Division, Service Delivery Manager, Office Associate I And Public Information Officer; Establishing The Classifications Of Tourism, Cultural Affairs And Economic Development Director, Deputy Building Director, Procurement Director, Information Technology Director, Assistant Director Human Resources, Housing And Community Development Director, Infrastructure Division Director, Assistant City Engineer, Assistant Director Procurement, Building Operations Manager, Investigator Supervisor, Community Services Division Director, Administrative Services Manager, Public Safety Special Projects Coordinator, Property Maintenance/Operations Superintendent, Director Of The Office Of Communications, Leasing Specialist, Public Safety Management/Budget Analyst, Performance And Scheduling Analyst, Office Manager (City Attorney), Visual Communications Specialist, Constituent/Commission Aide, Financial Analyst, Public Safety Payroll Administrator, Senior GIS Analyst, And Records Supervisor; Ratifying The Pay Grade Change For The Assistant Director Parking, Assistant Director Parks And Assistant Director Recreation Classifications; And Effective The First Full Pay Period Ending In October 2014, Increasing The Minimum And The Maximum Of Each Pay Grade By Three Percent (3%); And Granting An Across The Board Cost Of Living Adjustment Of Up To Three Percent (3%) For Any Unclassified Employee Whose Base Salary Does Not Exceed The Maximum Of The Pay Range For The Comparable Job Title As Recommended By The 2009 Condrey Classification And Compensation Study "Pay Scale B," Subsequently Amended By Seven Percent (7%) In August 2013, By The Consultant; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. **First Reading**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

R5 - Ordinances (Continued)

R5F Others Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VI, Not Represented By A Collective Bargaining Unit And Commonly Referred To As "Others"; Amending All Of The Pay Grades By Abolishing Pay Grade 1; Establishing The Classifications Of Fire Inspector I And Seasonal Recreation Aide; And Effective The First Full Pay Period Ending In October 2014, Increasing The Minimum And The Maximum Of Each Pay Grade, By Three Percent (3%); And Granting An Across The Board Cost Of Living Adjustment Of Up To Three Percent (3%) For Any "Others" Employee Whose Base Salary Does Not Exceed The Maximum Of The Pay Range For The Comparable Job Title As Recommended By The 2009 Condrey Classification And Compensation Study "Pay Scale B" And Subsequently Amended By Seven Percent 7% In August 2013 By The Consultant; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. **First Reading**
(Sponsored by Commissioner Deede Weithorn)
(Legislative Tracking: Human Resources)

R7 - Resolutions

R7A1 Adopt Final Ad Valorem Millage For General Operating Purposes

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8634 Mills For General Operating Purposes, Which Is Six And Three-Tenth Percent (6.3%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills For Fiscal Year (FY) 2013/14. **5:01 p.m. Second Reading Public Hearing**
(Budget & Performance Improvement)

R7A2 Adopt Final Budgets For General, G.O., RDA, Enterprise, And Internal Service Funds

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14. **5:01 p.m. Second Reading Public Hearing**
(Budget & Performance Improvement)

R7B1 Adopt Final Ad Valorem Millage for Normandy Shores Local Government

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills. **5:02 p.m. Second Reading Public Hearing**
(Budget & Performance Improvement)

R7B2 Adopt Final Operating Budget For Normandy Shores Local Government

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14. **5:02 p.m. Second Reading Public Hearing**
(Budget & Performance Improvement)

R7 - Resolutions (Continued)

- R7C Adopt Final FY 2013/14-2017/18 Capital Improvement Plan & Capital Budget
A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18
And Adopting The Final Capital Budget For FY 2013/14. **5:03 p.m. Second Reading Public
Hearing/Joint City Commission & Redevelopment Agency**
(Budget & Performance Improvement)
- R7D Adopt FY 2013/14 Final Budgets For Special Revenue Funds
A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For
Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage
Operations; Art In Public Places (AiPP), Tourism And Hospitality Scholarship Program, Green/
Sustainability Funds, Waste Hauler Additional Services And Public Benefit Funds, Education
Compact Funds, Red Light Camera Funds, And Emergency 911 Funds. **5:03 p.m. Second Reading
Public Hearing**
(Budget & Performance Improvement)
- R7E Adopt Final FY 2013/14 PTP Budget & South Beach Concurrency Mitigation Funds
A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's
Transportation Plan Funds And \$87,000 From FY 2013/14 South Beach Concurrency Mitigation
Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And
Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan
Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%)
Allowable For Administrative Assistance And Technical Assistance. **5:03 p.m. Second Reading
Public Hearing**
(Public Works)
- R7F Adopt Miami Beach Cultural Arts Council's FY 2013/14 Final Budget
A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY)
2013/14 Budget In The Amount Of \$1,470,000. **5:03 p.m. Second Reading Public Hearing**
(Tourism, Culture & Economic Development)
- R7G Adopt Police Special Revenue Account Final Budget
A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In
The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such
Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.
5:03 p.m. Second Reading Public Hearing
(Police)
- R7H Adopt Police Confiscation Trust Fund Final Budget
A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14
In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of
\$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation
And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police
Confiscation Trust. **5:03 p.m. Second Reading Public Hearing**
(Police)

R7 - Resolutions (Continued)

- R7I Adopt Police Training And School Resources Fund Final Budget
A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training And School Resources Fund Final Budget In The Amount Of \$35,000. **5:03 p.m. Second Reading Public Hearing**
(Police)
- R7J A Resolution Adopting The Second Amendment To The Fiscal Year (FY) 2012/13 General Fund And Enterprise Fund Budgets. **5:03 p.m. Public Hearing**
(Budget & Performance Improvement)
- R7K A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/13 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund. **5:03 p.m. Public Hearing**
(Police)
- R7L A Resolution Approving An Allocation, In The Amount Of \$651,000, From FY 2013/14 General Fund Account No. 011.0930; Said Allocation To Be Provided And Utilized By The Friends Of The Bass Museum, Inc., For The Purpose Of Continuing To Fund And Provide Certain Operating Expenses At The Bass Museum Of Art, Through September 30, 2014; And Further Authorizing The City Manager To Execute A New Letter Agreement With The Friends Of The Bass Museum, Inc., Memorializing The Parties' Respective Obligations With Regard To Certain Management And Operation Responsibilities Of The Bass Museum Through September 30, 2014.
(Tourism, Cultural & Economic Development)
- R7M A Resolution Adopting The Miami Beach Visitor And Convention Authority (MBVCA) FY 2013/14 Budget, In The Amount Of \$2,664,000.
(Tourism, Cultural & Economic Development)
- R7N A Resolution Accepting The City Manager's Recommendation, And Approving The Cultural Arts Council's Funding Recommendations, And Awarding \$710,000 In Cultural Grants, For Fiscal Year 2013/14, As Identified In The Attached Exhibit "A"; And Further Authorizing The Mayor And City Clerk To Execute Said Grant Agreements, And Make The Award Of Said Grant Monies Subject To And Contingent Upon The Approval Of The Cultural Arts Council's Budget For The Fiscal Year 2013/14.
(Tourism, Cultural & Economic Development)
- R7O A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee (FCWPC) To Maintain Fiscal Year 2014 Living Wage Rate Levels Consistent With Fiscal Year 2013 Rate Levels.
(Procurement)

R7 - Resolutions (Continued)

R7P A Resolution Setting A Public Hearing To Adopt The Second Amendment To The Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.
(Budget & Performance Improvement)

R7Q Resolution Approving The Terms Of A License Agreement Between The City And Destination Brands For An Exclusive Miami Beach Sun Care Line, Which Is Attached As Exhibit "A," With Said Agreement Having An Initial Term Of Five (5) Years; And Authorizing The Mayor And City Clerk To Execute The Final Agreement; Provided, However, That In The Event That The Final Negotiated Agreement Includes Any Term Or Terms Which Substantially Deviate From The Approved Substantive Terms (As Referenced In The Attached Exhibit "A"), Or Contain New And/Or Additional Terms Which, In The City Manager And City Attorney's Opinion, Materially Alter The Proposed Transaction, Then Requiring That The Final Negotiated Agreement To Be Brought To The City
(Tourism, Culture And Economic Development)
(Memorandum to be Submitted in Supplemental)

R7 - Resolutions (Continued)

R7R Independent Contractor Agreements

1. A Resolution Authorizing The City Manager, On Behalf Of The City, To Enter Into Certain Independent Contractor Agreements For Professional And Other Services, As Required And As The City Manager Deems In The Best Interest Of The City, Subject To And Contingent Upon The Following Parameters: 1) The City Manager Shall Only Enter Into Contracts For Such Professional And Other Services To Provide Services And/Or Work Related To Vacant Budgeted Positions, As Identified In The City's Approved Fiscal Year (FY) 2013/2014 Annual Budget; 2) The Amount Of The Fee And/Or Other Compensation To Be Paid By The City Under Such Contract(s) Shall Not Exceed The Authorized Amount For The Respective Position/ Classification, As Set Forth, Respectively, In The City's Classified Or Unclassified Salary Ordinance (As The Case May Be); 3) The Term Of Any Independent Contractor Agreement Authorized Herein Shall Not Extend Beyond The End Of FY 2013/2014 (September 30, 2014); 4) At A Minimum, The City Manager Shall Require That Any Independent Contractor Agreement Entered Into Pursuant To This Resolution Shall Utilize The City's Standard Form For Independent Contractors (As Attached To This Resolution), Provided That The City Manager May Incorporate Additional Terms, Which May Be More Stringent Than The City's Form, But Not More Lenient; And 5) Providing That The Authority Granted To The City Manager Pursuant To This Resolution Shall Be Brought To The City Commission For Renewal Annually As Part Of The Annual Operating Budget Approvals.

2. A Resolution Authorizing The City Manager, On Behalf Of The City, To Enter Into Certain Independent Contractor Agreements For The Following Services, As Required And As The City Manager Deems In The Best Interest Of The City: Athletics Instruction/Coaching/ Refereeing Including But Not Limited To The Following Categories: Baseball, Softball, Soccer, Gymnastics, Cheerleading, Volleyball; Ice Skating, Hockey, Swimming, Ice Guards, Aerobics Instruction; Fitness Instruction; Arts/Music/Cultural/Drama Instruction And Or Instrument Repair; Computer/ Media Services Including But Not Limited To Instruction And Repair; Summer Camp Instruction; Special Needs Children Instruction; Instruction/Tutoring Including But Not Limited To Education; Cotillion; Speech, Debate, Social Skills, Literacy, Math And SAT; Fitness Classes Including But Not Limited To Aerobics, Zumba, Weight Room, Weight Loss, General Fitness Instruction, Adult And Youth Boot Camp And Baby Boot Camp; School Liaison Officers; Resident Project Representatives (RPR); Community/Public Information Services; Construction Cost Estimating/ Consulting Services; Video Production Services; Photography/Videography Services; Graphic Design Services; Program Monitor Services; Cost Allocation Service; Job Audits; Step III Disciplinary Grievance Hearing Officer; Auditors; Historical Research; Latent Examiner Services; Medical Director And Accreditation Services/Support; Psychological And Testing Services; Professional Training Services Including But Not Limited To Sexual Harassment, Diversity And Team Building; Provided Further That The City Manager Shall Be Authorized To Negotiate, Enter Into, And Execute The Aforestated Agreements Subject To The Following Minimum Parameters: 1) The Amount Of The Fee And/Or Other Compensation To Be Paid By The City Under Such Agreement(s) Shall Not Exceed The Authorized Amount For The Respective Services, As Set Forth In The City's Approved Fiscal Year (FY) 2013/2014 Annual Budget; 2) The Term Of Any Services Agreement Authorized Herein Shall Not Extend Beyond The End Of FY 2013/2014 (September 30, 2014); 3) At A Minimum, The City Manager Shall Require That Any Agreement Entered Into Pursuant To This Resolution Shall Utilize The City's Standard Form Independent Contractor Agreement (As Attached To This Resolution), Provided That The City Manager May Incorporate Additional Terms, Which May Be More Stringent Than The City's Form, But Not More Lenient; And 4) Providing That The Authority Granted To The City Manager Pursuant To This Resolution Shall Be Brought To The City Commission For Renewal Annually As Part Of The Annual Operating Budget Approvals.

(Human Resources)

R9 - New Business and Commission

R9A Discussion Regarding The Florida Third District Court Of Appeal Decision In: Let Miami Beach Decide v. City Of Miami Beach And SBACE, LLC, Third District Court Of Appeal, Case #3D13-2243; Lower Tribunal Case No. 13-025234 CA13.

(City Attorney's Office)

R9B Discussion Regarding Miami-Dade County's Request For Contribution Toward The Operational Cost Of South Shore Library.

(City Manager's Office)

End of Regular Agenda

Miami Beach Redevelopment Agency

**City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive
September 30, 2013**

Chairperson of the Board Matti Herrera Bower
Member of the Board Jorge Exposito
Member of the Board Michael Góngora
Member of the Board Jerry Libbin
Member of the Board Edward L. Tobin
Member of the Board Deede Weithorn
Member of the Board Jonah Wolfson

Executive Director Jimmy L. Morales
Assistant Director Joe Jimenez
General Counsel Jose Smith
Secretary Rafael E. Granado

AGENDA

1. NEW BUSINESS

- A A Resolution Of The Chairperson And Members Of The Miami Beach Redevelopment Agency, Adopting And Appropriating The Operating Budgets For The City Center Redevelopment Area, The Anchor Shops And Parking Garage And The Pennsylvania Avenue Shops And Garage For Fiscal Year 2013/14.
(Tourism, Cultural & Economic Development)

- B A Resolution Of The Chairperson And Members Of The Miami Beach Redevelopment Agency, Adopting And Appropriating The Miami Beach Redevelopment Agency Capital Budget For Fiscal Year (FY) 2013/14 And Adopting The Capital Improvement Plan For 2013/14 Through 2017/18. **Joint City Commission & Redevelopment Agency**
(Tourism, Cultural & Economic Development)

End of RDA Agenda

Condensed Title:

1. An Ordinance Amending Chapter 50, Entitled "Fire Prevention And Protection", by Amending Section 50-4, Entitled "Enforcement By Fire Inspectors; Notice Of Violation To Add And Increase Fines Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.
2. An Ordinance Amending Chapter 102, Entitled "Taxation", By Deleting Nightclub Fee in Section 102.379, Entitled "Schedule of taxes, effective October 1, 2009".

Key Intended Outcome Supported:

Ensure Compliance with code within reasonable time frame.
 Ensure safety and appearance of building structures and sites

Supporting Data (Surveys, Environmental Scan, etc.): Environmental Scan 2001-2011: The number of night inspections and overcrowding citations has decreased over the 10-year period due to changes made in the program; however, the average over the last five years is over 3,000 inspections. The number of inspection of existing buildings has decreased substantially over the 10-year period due to a reduction in staffing. The proposed fines will assist in obtaining compliance with the limited resources. The 2012 CMB Community Satisfaction Survey showed positive results with the fire inspections services. Some of the ratings are as follows: 89% of businesses surveyed said that they were very satisfied or satisfied with the fire inspections; 93% said that inspections were helpful in improving safety; 88% said that they agree that it was easy to get service for staff; and 93% said that they strongly agree or agree that staff was courteous and professional.

Item Summary/Recommendation:

SECOND READING

The ordinance proposes to increase the current fines for nightclub overcrowding conditions and establish new fines for other fire code violations. The current fine of \$200 for the first offense and \$500 for subsequent offenses established in 1997 are not providing enough incentive for code compliance among some establishments. The Fire Department presented the increased fines to the Night Life Industry Task Force during a public noticed meeting on February 25, 2013. The members present made some changes to the proposed fines, which have been incorporated into the ordinance. In addition, a new fine schedule is established for violations that need to be corrected immediately in lieu of proceeding with the Special Master process.

The City Code, Section 102, establishes a fee of \$3.00 per person charged to the dance hall entertainment establishments. The nightclub fee collected from 10/1/2011 to 9/30/2012 was a total of \$60,916.29. The current cost for nightclub inspections per year is roughly \$110,000. The Administration proposes increasing this fee to \$4.00 per person, which would generate \$81,221, using the same number of establishments in the last fiscal year. The remaining cost can be recovered with the increased fines proposed. **Ordinances approved on First Reading on September 11, 2013.**

Advisory Board Recommendation:

Neighborhood/Community Affairs Committee discussed this item on April 29, 2013. The Committee unanimously moved the recommendation by the Fire Department.

Financial Information:

Source of Funds	Amount	Account
1		
2		
Total		

Financial Impact Summary: The proposed new inspection fee and proposed fines would be able to cover 85% of the cost and the remainder would be supported by the general fund.

City Clerk's Office Legislative Tracking:

Javier Otero, Fire Chief

Sign-Offs:

Department Director	Assistant City Manager	City Manager

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MIAMIBEACH

AGENDA ITEM RSA
 DATE 9-30-13



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SECOND READING

SUBJECT: **AMEND CHAPTER 50 AND CHAPTER 102**

1. **AN ORDINANCE AMENDING CHAPTER 50 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "FIRE PREVENTION AND PROTECTION," BY AMENDING SECTION 50-4 THEREOF, ENTITLED "ENFORCEMENT BY FIRE INSPECTORS; NOTICE OF VIOLATION," TO ADD CITATIONS AND IMPLEMENT NEW FINE SCHEDULE RELATED TO FIRE CODE VIOLATIONS; BY AMENDING SECTION 50-5 THEREOF, ENTITLED "ANNUAL FIRE PREVENTION AND FIRE SAFETY INSPECTION PERMIT" TO INCLUDE THE NIGHT INSPECTION FEE PREVIOUSLY ADOPTED UNDER SECTION 102.379 OF THE CITY CODE; PROVIDING FOR A REPEALER, SEVERABILITY, EFFECTIVE DATE, AND CODIFICATION.**
2. **AN ORDINANCE AMENDING CHAPTER 102 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "TAXATION," BY DELETING THE NIGHTCLUB FEE SET FORTH IN SECTION 102.379, ENTITLED "SCHEDULE OF TAXES, EFFECTIVE OCTOBER 1, 2009"; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE**

ADMINISTRATION RECOMMENDATION

The Administration recommends approving the both ordinances on second reading setting fine schedule for FY13/14.

KEY INTENDED OUTCOME SUPPORTED

Ensure Compliance with code within reasonable time frame.
Ensure safety and appearance of building structures and sites.

BACKGROUND

There are over 120 nightclubs and bar/lounges operating in the City of Miami Beach. In addition, there are hundreds more assembly occupancies such as restaurants, ballrooms, meeting rooms, performance halls, etc. The Florida Fire Prevention Code (FFPC), The Life Safety Code (NFPA 101), and the Miami Beach Code have specific requirements for the maximum number of occupants permitted in assembly occupancy as well as many other safety regulations. The requirements are mandated to prevent

fires and to ensure that occupants can evacuate safely in the event of an emergency.

The Fire Department continues to implement the Night Inspection Program since it started in the early 1990's. The night inspectors conduct random inspections of all the nightclubs and selected bar/lounges and restaurants. The main objective for the night inspections is to monitor that the establishment is not exceeding the maximum occupant load and exits are clear and accessible. The inspectors will issue a citation for these violations. The current fines are \$200.00 for the first offense and \$500.00 for the second and subsequent offenses. The current fines have not been increased since initial adoption in 1997.

The Administration proposes to increase the current fines to encourage compliance and promote safety among the City's entertainment industry. Ten years ago, the United States experienced one of the worst nightclub fires in recent history when over 100 people were killed in a Rhode Island nightclub fire. More recently, over 200 people were killed in a nightclub fire in Brazil.

The City of Miami Beach Fire Prevention Division enforces the Florida Fire Prevention Code-2007 as adopted by the State of Florida. The Florida Fire Prevention Code consists of NFPA 1 and NFPA 101, *The Life Safety Code*, and numerous other NFPA codes and standards.

The nightclub owner is responsible for complying with all the requirements as stated in the Florida Fire Prevention Code. Many of the deadly fires in recent history resulted due to one or several violations to fire code requirements. Please see list of fires below.

United States:

Rhythm Dance Hall, Natchez, MS	April 23, 1940	207 dead
Cocoanut Nightclub, Boston, MA	November 28, 1942	494 dead
Beverly Hills Supper Club, KY	May 28, 1977	165 dead
Happy Land Social Club, Bronx, NY	March 25, 1990	87 dead
The Station Nightclub, Warwick, RI	February 20, 2003	100 dead

Other countries:

Club Cinq, France	November 20, 1971	143 dead
Alcaha 20 Disco, Spain	December 17, 1983	81 dead
Weierkang Club, Taiwan	February 15, 1995	64 dead
Ozone Disco Club, Phillipines	March 18, 1996	160 dead
Disco Dance Hall, Sweden	October 28, 1998	63 dead
Disco Dance Hall, China	December 25, 2000	309 dead
Cromagnon Club, Argentina	December 30, 2004	194 dead
Santika Pub, Thailand	January 1, 2009	66 dead
Lame Horse Nightclub, Russia	December 4, 2009	154 dead
Kiss Club, Santa Maria, Brazil	January 28, 2013	239 dead

In addition, there were 21 deaths when patrons rushed to one exit after a fight broke out inside the E2 nightclub in Chicago on February 17, 2003. The club was overcrowded and had several code violations.

The nightclub owners and managers are responsible for fire safety in the establishment. In the Station fire above, the band manager pled guilty to 100 counts of involuntary manslaughter under a plea bargain with prosecutors facing up to 10 years in prison. Superior Court Judge sentenced him to 15 years in prison, with four to serve and 11 years suspended, plus three years probation, for his role in setting off the fire. The nightclub owners changed their pleas from "not guilty" to "no contest". One of the

owners was sentenced to 15 years in prison, with four to serve and 11 years suspended, plus three years probation. The second nightclub owner received a 10-year suspended sentence, three years probation, and 500 hours of community service.

As of August 2008, nearly \$175 million has been offered to the families of the victims of the fire by various defendants in settlement.

An assembly occupancy is generally defined as an occupancy used for a gathering of 50 or more persons for deliberation, entertainment, eating, drinking, amusement or similar uses. Assembly occupancies might include the following: auditoriums, theatres, assembly halls, nightclubs, dance halls, drinking establishments, and exhibition halls among others.

Fire in assembly occupancies have shown to be some of the most deadly when the proper features, systems, and construction materials are not present. Nightclubs, theaters and auditoriums differ from office buildings, for example, because they contain a large number of people in one main space. NFPA code provisions mandate that a considerable number of safety systems and features be present in order to keep everyone safe should a fire occur. The level of safety is achieved through the combination of multiple safeguards that are provided.

The NFPA 101, *The Life Safety Code*, is the primary source for the requirements for nightclub and bar lounges. A committee of experts has developed many of these requirements in response to investigations and analysis of actual incidents. The code book is divided into two chapters, Chapter 13 addresses requirements for existing assembly occupancies and Chapter 12 addresses requirements for new assembly occupancies (new is defined as newly constructed or renovated as of January 1, 2009). If a nightclub is issued a certificate of occupancy as of January 1, 2009, and complied with the new chapter, the owner cannot change or lessen the requirements down to the requirements in Chapter 13.

Among all structure fires, nightclub fires in the US are proportionately few in number. However, maximum or over-capacity crowds at popular nightclubs create the potential for high numbers of casualties in the event of a fire or other incident.

A common safety violation at nightclubs is locked, blocked or impeded exits. Management must make this a priority to ensure that the nightclub does not have this problem by inspecting all exit components prior to and routinely during operation.

The most common causes of fire at nightclubs and bars are incendiary, electrical, cooking, and smoking. Incendiary fires at nightclubs are nearly twice as frequent as those in all structures. (*Source- U.S. Fire Administration/Nightclub Fire in 2000*)

The highest deaths and casualties are often caused by lack of sufficient exits. Even if a sufficient number of exits are provided, human nature is that most patrons will attempt to leave out of the same door in which they entered, rather than looking for other exits. Therefore, the majority of the crowd may rush to the front entrance. Sometimes the patrons become packed so tightly near the front door that the firefighters cannot enter. In The Station nightclub, several people fell in a pile in the main doorway, trapping everyone behind them inside.

ANALYSIS

The following inspection data demonstrates that the current fines are not serving as a deterrent for some club owners. It will only take one fire in any nightclub to affect the entire nightlife industry in the City.

Calendar year	# of inspections	Overcrowding Tickets	Blocked Exit Tickets
1/1/2012 - 12/31/2012	1,931	9	10
1/1/2011 - 12/31/2011	2,769	3	7
1/1/2010 - 12/31/2010	3,294	15	22

From the time period of 10/1/2009 to 3/11/2013 (~ 3 ½ years)

42 establishments received a total of 82 tickets

19 of these establishments received more than one ticket

9 of these 19 establishments received more than two tickets

The result of a fire in any nightclub with overcrowding conditions or compromised exits will be tragic. The loss of life will be devastating to all involved - residents, business owners, and visitors. The economic impact will be substantial as our reputation would be tarnished for years after any incident as experienced by other cities.

COMPARISON TO OTHER CITATIONS IN CMB

The City of Miami Beach already has fines for some quality of life issues that carry a higher fine than the existing fire and life safety citations.

Noise violations fines (City Code, Section 46-159):

1 st offense	\$250.00
2 nd offense	\$1,000.00
3 rd offense	\$2,000.00
4 th offense	\$3,000.00
5 th offense	\$5,000.00

Handbill violations fines (City Code, Section 46-92):

1 st offense	\$100.00 plus \$50.00 per handbill
2 nd offense	\$500.00 plus \$50.00 per handbill

It is imperative that the City Administration implements a fair and equal code enforcement approach against violators of quality of life issues and life safety issues. The fire code violations are more significant and can result in injuries and/or death.

PROPOSED NEW CITATIONS WITH FINES

The proposed changes to the current city code pertaining to assembly occupancies are as follows:

Frequency	Type	Current Fine	New Fine
1 st offense	Minor Overcrowding	\$200.00	\$1,000.00
2 nd offense	Minor Overcrowding	\$500.00	\$2,000.00
3 rd offense & subsequent	Minor Overcrowding	\$500.00	\$3,000.00
1 st offense	Severe Overcrowding	\$200.00	\$2,500.00
2 nd offense	Severe Overcrowding	\$500.00	\$5,000.00
3 rd offense &	Severe Overcrowding	\$500.00	\$7,500.00

subsequent			
1 st offense	Locked Exits-Assembly	\$200.00	\$1,000.00
2 nd offense	Locked Exits-Assembly	\$500.00	\$2,500.00
3 rd offense & subsequent	Locked Exits-Assembly	\$500.00	\$5,000.00
1 st offense	Locked Exits-Others	\$200.00	\$750.00
2 nd offense	Locked Exits-Others	\$500.00	\$1,000.00
3 rd offense & subsequent	Locked Exits-Others	\$500.00	\$1,250.00
1 st offense	Blocked/Impeded Exits	\$200.00	\$500.00
2 nd offense	Blocked/Impeded Exits	\$500.00	\$750.00
3 rd offense & subsequent	Blocked/Impeded Exits	\$500.00	\$1,000.00

Minor Overcrowding and Severe Overcrowding definitions were established in 1997 after an agreement between the Fire Marshal's Office and the nightlife industry. Severe overcrowding is defined as a situation where the number of occupants inside the nightclub, exceed the approved maximum limit by 30% or more. Minor overcrowding is defined as a situation when the number of occupants inside the nightclub exceeds the approved maximum limit by less than 30%.

The proposed new citations for other common code violations are as follows:

<i>Frequency</i>	<i>Type</i>	<i>Current Fine</i>	<i>New Fine</i>
1 st offense & subsequent	Fire Watch	\$0	\$500.00
1 st offense & subsequent	Fire Protection System	\$0	\$250.00
1 st offense & subsequent	Life Safety Building Maintenance	\$0	\$50.00
1 st offense & subsequent	Flammable Liquids	\$0	\$100.00
1 st offense & subsequent	Fire Extinguishers	\$0	\$25.00
1 st offense & subsequent	Work without a permit	\$0	\$200.00
1 st offense & subsequent	Fire Alarm Runner service	\$0	\$75.00
1 st offense & subsequent	Cease and Desist Order	\$0	\$5,000

The fines above are comparable to the fines issued by Miami-Dade County Fire Marshal's Office for similar fire code violations.

NEW PROVISION FOR REPEAT OFFENDERS

The Administration proposes to add a suspension period for repeat violators for overcrowding conditions due to the significance of such violations. The current city code mandates that all establishments must obtain an annual fire safety permit and a

certificate of use in order to operate a business in the City of Miami Beach.

Through the Special Master process, the Fire Marshal would petition the Special Master to suspend the Certificate of Use and the Annual Fire Safety Permit as follows:

After two (2) severe overcrowding citations with a 12 month period, suspension shall be fourteen (14) consecutive days.

After three (3) severe overcrowding citations with a 12 month period, suspension shall be thirty (30) consecutive days.

After three (3) minor overcrowding citations within a 12 months period, the suspension shall be for seven (7) consecutive days; After four (4) minor overcrowding citations or combination of minor and severe citations, the suspension shall be for fourteen (14) days; After five (5) minor overcrowding citations, or combination of minor and severe citations, the suspension shall be for thirty (30) days.

After four (4) severe overcrowding citations, or after six (6) minor overcrowding citations, or combination of minor and severe citations, the Certificate of Use and Annual Fire Safety Permit shall be revoked.

The above provisions will encourage true compliance for repeat violators. The dollar amount of fines may be recovered during operating hours, but closure of the establishment will have a greater impact that will achieve compliance.

PUBLIC COMMENTS

The Fire Department presented the proposed fines to the Nightlife Industry Task Force (NITE) during a public noticed meeting on February 25, 2013. The members present offered a slight modification to the fine schedule to increase the locked exit fines for nightclubs and to separate the locked exit citations from impeded exit citations. The industry input has been implemented in the ordinance. Overall, the members present were in agreement that the higher fines must be implemented in order to protect the industry against safety hazards that could result in death, injury, and/or property damage.

FISCAL IMPACT

The City Code, Section 102, establishes a fee of \$3.00 per person charged to the dance hall entertainment establishments. The nightclub fee collected from 10/1/2011 to 9/30/2012 was a total of \$60,916.29.

The current cost for nightclub inspections per year is roughly \$110,000. The Fire Administration would like to propose increasing this fee to \$4.00 per person, which would generate \$81,221 using the same number of establishments in the last fiscal year. The remaining cost can be recovered with the increased fines proposed.

NEIGHBORHOOD/COMMUNITY AFFAIRS COMMITTEE

This proposed ordinance was discussed by the Neighborhood/Community Affairs Committee on April 29, 2013. Following discussion and comments from the public, the Committee unanimously moved the recommendation by the Fire Department.

CONCLUSION

The increase in fines for assembly (nightclubs and other venues) will encourage compliance at all times, but particularly when inspectors are not on duty. The higher fines will justify less frequent inspections and thus less cost to the City. The new fines for violators of common fire code requirements will achieve compliance at a faster pace and change behavior without going through the lengthy Special Master process.

The Ordinance amendments were approved on first reading on September 11, 2013. The Administration recommends approving the both ordinances on second reading setting fine schedule for FY13/14.

JLM/JO/SFM

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 50 OF THE CITY OF MIAMI BEACH CODE, ENTITLED "FIRE PREVENTION AND PROTECTION," BY AMENDING SECTION 50-4 THEREOF, ENTITLED "ENFORCEMENT BY FIRE INSPECTORS; NOTICE OF VIOLATION," TO ADD CITATIONS AND IMPLEMENT NEW FINE SCHEDULE RELATED TO FIRE CODE VIOLATIONS; BY AMENDING SECTION 50-5 THEREOF, ENTITLED "ANNUAL FIRE PREVENTION AND FIRE SAFETY INSPECTION PERMIT" TO INCLUDE THE NIGHT INSPECTION FEE PREVIOUSLY ADOPTED UNDER SECTION 102.379 OF THE CITY CODE; PROVIDING FOR REPEALER, SEVERABILITY, EFFECTIVE DATE, AND CODIFICATION.

WHEREAS, the current fine schedule for fire violations have not been modified since the inception of the fines in 1997; and

WHEREAS, the current fines for overcrowding conditions and locked exits are very low and have not proven to be a deterrent or to warrant corrective action from business owners; the Fire Marshal's office has issued ten (10) locked exit tickets and nine (9) overcrowding tickets during night inspections within the calendar year 2012, which indicates that the current fines have not been a deterrent for violators; and

WHEREAS, horrific fires in nightclubs in the United States (Rhode Island 2003) and other countries (Brazil 2013), where several hundred people have died, are an indication that more stringent enforcement is warranted to prevent a similar occurrence in the City of Miami Beach; and

WHEREAS, other infractions of quality of life issues in the City carry a higher fine than the fire code violations of overcrowding and locked exits which can result in severe injury or death; and

WHEREAS, the cost of performing night inspections can be offset partially by the higher fines listed in this ordinance and increasing the night inspection fee; and

WHEREAS, the Administration recommends that the City Commission adopt the following ordinance amending the City's Fire Prevention Code.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. That Chapter 50 "Fire Prevention and Protection", Section 50-4 "Enforcement by fire inspectors; notice of violation" is hereby amended as follows:

Sec. 50-4. - Enforcement by fire inspectors; ~~notice of violation.~~

~~(a) Notice of violation. If, upon inspection, a fire inspector finds either an overcrowded condition in~~

~~excess of permissible occupant load criteria as defined in the Florida Fire Prevention Code and National Fire Protection Association, entitled Life Safety Code 101, as amended from time to time, or a locked, blocked or impeded exit, a violation of this section shall exist. Upon the finding of such violation, the fire inspector shall:~~

- ~~(1) Inform the violator that the conditions causing the violation must immediately cease;~~
- ~~(2) Inform the violator that additional penalties will be imposed if the violation continues; and~~
- ~~(3) Issue a notice of violation to the violator as provided for in the Florida Fire Prevention Code.~~

~~The notice of violation shall also state, but not be limited to: the name of the violator, the date and time of the violation, address of the violation, amount of fine for which the violator may be liable, instructions and due date for paying the fine, notice that the violation may be appealed by requesting an administrative hearing within ten days after the date printed on the notice of violation issued by the fire inspector, that failure to timely appeal shall constitute an admission of the violation and waiver of the right to a hearing, that unpaid fines may result in the imposition of larger fines and may result in revocation of both the occupational license and certificate of use and/or the imposition of injunctive proceedings as provided by law.~~

~~(b) Civil fines for violations; appeals. The following civil fines shall be imposed for violation of this section:~~

- ~~(1) First offense: \$200.00.~~
- ~~(2) Second offense and each offense thereafter within 12 months of the most recent offense: \$500.00.~~

(a) Notice of Violation. If, upon inspection, a fire inspector finds that a fire code violation exists based on the Florida Fire Prevention Code, Miami-Dade County Fire Code, or the City of Miami Beach Code, as may be amended from time to time, the fire inspector shall document the list of violations using a Fire Department form. The Notice of Violation shall indicate the name of violator, address of establishment inspected, the date of the inspection, and the name of the inspector. The Notice of Violation shall describe the code requirement, which is not in compliance, and indicate timeframe within which to correct said violation(s).

- (1) The violator can appeal the interpretation of the code requirement to the inspector's supervisor and finally to the Fire Marshal of the City of Miami Beach after providing evidence that the condition present does not constitute a code violation. If the Fire Marshal affirms that the code violation does exist, then the violator can appeal a decision of the Fire Marshal to the Miami-Dade County Fire Safety and Prevention Board of Appeal as provided for in the Florida Fire Prevention Code, and as provided for in Chapter 14, Miami-Dade County Code.
- (2) If the violator does not correct the violation within the indicated time frame, the fire inspector, or designee of the Fire Marshal, shall follow enforcement proceedings through the Special Master process as provided in Chapter 30 of the City of Miami Beach Code.

(b) Citation. In lieu of a Notice of Violation, or in addition to a Notice of Violation, the fire inspector can issue a citation for the following offenses listed below. The citation shall state the name of the violator, the date and time of the violation, address of the violation, amount of fine for which the violator is liable, instructions, due date for paying the fine, and the appeal process.

- (1) Locked Exits. If, upon inspection, a fire inspector finds a locked exit as defined in the Florida Fire Prevention Code as a door requiring a key or special knowledge to open, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (2) Blocked or Impeded Exits. If, upon inspection, a fire inspector finds the means of egress blocked or impeded as defined in the Florida Fire Prevention Code, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (3) Overcrowding. If, upon inspection, a fire inspector finds an overcrowding condition in excess of the maximum number of occupants as approved by the Fire Marshal, then the inspector shall issue a citation as follows: a minor overcrowding citation when the number of occupants exceed the approved limit by less than 30%; a severe overcrowding citation when the number of occupants exceed the approved limit by 30% or more. The citation issued will carry the penalties stated in Section 50-4(k).
- (4) Fire Watch. If, upon inspection, a fire inspector finds that the owner or management of a property in the City has not complied with the requirements of an established fire watch mandated by the Fire Marshal's Office, then the inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (5) Fire Protection System(s). If, upon inspection, a fire inspector finds that the automatic or manual fire protection system(s), fire detection system(s), and/or fire alarm system(s) have not been certified by a licensed contractor as required by the Florida Fire Prevention Code, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (6) Life Safety Building Maintenance. If, upon inspection, a fire inspector finds that maintenance of life safety building features have not been properly performed, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (7) Flammable liquids/gas. If, upon inspection, a fire inspector finds improper use and storage of flammable liquids and/or flammable gases, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (8) Fire Extinguishers. If, upon inspection, a fire inspector finds that the fire extinguishers are not properly certified, or fire extinguishers are not provided, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (9) Work Without a Permit. If upon inspection, a fire inspector finds that construction work is being performed or work has been performed on a fire protection/life safety system without the proper permits, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (10) Fire Alarm Runner Service Agreement. If upon inspection, a fire inspector finds that the owner or management fails to obtain and maintain the required fire alarm runner service agreement, then the fire inspector shall issue a citation with the penalties stated in Section 50-4(k).
- (11) Other Violations. Any other violation of the Florida Fire Prevention Code may result in a citation with the penalties stated in Section 50-4(k).

(c) "Offense" defined. For purposes of this section, "offense" shall mean a notice of violation, or citation which has not been appealed timely or a finding of violation by a special master. A person may receive a separate notice of violation, or citation, once every hour if a violation has occurred at

any time within that period. Each notice of violation, or citation, shall constitute a separate offense for which a separate fine may be imposed.

(d) Options upon notification issuance of a citation. A violator who has been served with a notice of violation issued a citation shall elect either to:

- (1) Pay the civil fine in the manner indicated on the notice of violation-citation; or
- (2) Request an administrative hearing before a special master to appeal the decision of the fire inspector which resulted in the issuance of the notice of violation-citation.

(e) Appeal of a citation. The violator may appeal the citation by requesting an administrative hearing within 10 days from the date of issuance. The procedures for appeal of the notice of violation-citation shall be as set forth in sections 102-384 and 102-385, as such subsections Chapter 30, as may be amended from time to time. A courtesy mail notice shall be provided the complainant of any hearing regarding the notice of violation, and the complainant may testify at such hearings. Failure to give such notice shall not be a cause for continuance or cancellation of any scheduled hearing of the matter. The appeal hearing must be heard no later than 120 days from the date the appeal was filed. The Special Master shall not have discretion to alter the prescribed penalties under Section 50-4(k) (1) - (3). Appeal of the Fire Marshal's code interpretation shall be filed with the Miami Dade County Fire Safety and Prevention Board of Appeals.

(f) Failure to appeal. Failure of the named violator to appeal the decision of the fire inspector citation within the prescribed time period shall constitute a waiver of the violator's right to an administrative hearing before the special master. A waiver of the right to an administrative hearing shall be treated as an admission of the violation, and penalties may be assessed accordingly citation, and fines are owed to the City. Unpaid fines may result in the imposition of larger fines and/or further enforcement as set forth in this section.

(g) Appeal of special master's decision. Any party aggrieved by the decision of a special master may appeal that decision to a court of competent jurisdiction as provided in F.S. § 162.11. as provided by applicable Florida Statutes and Florida Rules of Appellate Procedure.

(h) Imposition of civil fines. The city may institute proceedings in a court of competent jurisdiction to compel payment of civil fines. A certified copy of an order imposing a civil fine may be recorded in the public records and thereafter shall constitute a lien upon any other real or personal property owned by the violator, and it may be enforced in the same manner as a court judgment by the sheriffs of this state, including levy against the personal property, but shall not be deemed to be a court judgment except for enforcement purposes. After two months from the filing of any such lien which remains unpaid, the city may institute proceedings to foreclose or otherwise execute on the lien.

(i) Cease and Desist Orders. The Fire Marshal of the City of Miami Beach has the authority to issue cease and desist orders as provided by Florida Statute 633.161 and the Florida Fire Prevention Code to mitigate any fire hazard or any violation posing an imminent danger to occupants. If the violator fails to comply with the Cease and Desist Order, then the violator shall receive a citation of \$5,000.00 for each offense. Any person who fails to comply with the Cease and Desist Order is guilty of a misdemeanor punishable as provided in Florida Statute 633.171.

(j) Revocation or suspension of license. As an alternative or additional means of enforcement, the city may institute proceedings to revoke or suspend an occupational license and/or certificate of use pursuant to chapter 102, article V. For purposes of enforcement under chapter 102, article V, any offenses as defined in subsection (e) of this section shall be deemed an "emergency condition"

~~involving serious danger to the public health, safety or welfare. Additionally, the city may seek injunctive relief as set forth in section 46-158. Furthermore, in cases of recurring violations, the code compliance officer may issue a citation for prosecution before the special master as provided in chapter 30~~

(j) *Suspension or Revocation of Certificate of Use and Annual Fire Safety Permit.* As an alternative or additional means of enforcement, the City may institute proceedings to suspend or revoke the Certificate of Use and Annual Fire Safety Permit pursuant to Chapter 102, Article V. The suspension of the Certificate of Use and Annual Fire Safety Permit constitutes the closure of the establishment and no occupancy for the period determined. Additionally, the City may seek injunctive relief as set forth in Section 46-158. Furthermore, in cases of recurring violations, the fire inspector may issue a notice of violation for prosecution before the Special Master as provided in Chapter 30. For citations involving serious danger to the public health, safety or welfare as stated in this section, the suspension of the Certificate of Use and Annual Fire Safety Permit shall be as stated in Section 50-4(k)(3).

(k) *Penalties and Fines.* The following civil fines and penalties shall be imposed for citations issued under this section.

(1) *Locked Exits.*

a. *Assembly occupancies:* first offense within a 12 month period, fine shall be \$1,000.00; second offense within a 12 month period, fine shall be \$2,500.00; third and subsequent offenses within a 12 month period, fine shall be \$5,000.00.

b. *For other occupancies,* the fines shall be as follows: first offense within a 12 month period, fine shall be \$750.00; second offense within a 12 month period, fine shall be \$1,000.00; third and subsequent offenses within a 12 month period, fine shall be \$1,250.00.

(2) *Blocked, or Impeded Exits.* First offense within a 12 month period, fine shall be \$500.00; second offense within a 12 month period, fine shall be \$750.00; third offense and subsequent offenses within a 12 month period, fine shall be \$1,000.00.

(3) *Overcrowding.*

a. *Minor overcrowding citation:* first offense within a 12 month period, fine shall be \$1,000.00; second offense within a 12 month period, fine shall be \$2,000.00; third offense and subsequent offenses within a 12 month period, fine shall be \$3,000.00;

b. *Severe overcrowding citation:* first offense within a 12 month period, fine shall be \$2,500.00; second offense within a 12 month period, fine shall be \$5,000.00; third and subsequent offenses within a 12 month period, fine shall be \$7,500.00.

c. *After two (2) severe overcrowding citations within a 12 month period, the suspension of the Certificate of Use and Annual Fire Safety Permit shall be for fourteen (14) consecutive days; After three (3) severe overcrowding citations within a 12 month period, the suspension of the Certificate of Use and Annual Fire Safety Permit shall be for thirty (30) days;*

d. *After three (3) minor overcrowding citations within a 12 month period, the suspension of the Certificate of Use and Annual Fire Safety Permit shall be for seven (7) consecutive days; After four (4) minor overcrowding citations or combination of*

minor and severe citations, the suspension of the Certificate of Use and Annual Fire Safety Permit shall be for fourteen (14) days; After five (5) minor overcrowding citations, or combination of minor and severe citations, the suspension of the Certificate of Use and Annual Fire Safety Permit shall be for thirty (30) days.

e. After four (4) severe overcrowding citations, or after six (6) minor overcrowding citations, or combination of minor and severe citations, within a 12 month period, the Certificate of Use and Annual Fire Safety Permit shall be revoked.

(4) Fire Watch. Fine shall be \$500.00 for each offense.

(5) Fire Protection System(s). Fine shall be \$250.00 for each system for each offense.

(6) Life Safety Building Maintenance. Fine shall be \$50.00 for each offense.

(7) Flammable liquids/gas. Fine shall be \$100.00 for each offense.

(8) Fire Extinguishers. Fine shall be \$25.00 for each offense.

(9) Work Without a Permit. Fine shall be \$200.00 for each offense.

(10) Fire Alarm Runner Service Agreement. Fine shall be \$75.00 for each offense.

(11) Other Violations. Fine shall be \$100.00 for each offense.

SECTION 2. That Chapter 50 "Fire Prevention and Protection", Section 50-5 "Annual fire prevention and fire safety inspection permit" is hereby amended as follows:

Sec. 50-5. – Annual Fire Prevention and Fire Safety Inspection Permit

* * *

(d) *Fees.* The fees for the issuance of the fire safety permit and the annual renewal thereof, as may be required, are herein fixed as follows. Occupancies are classified in accordance with ~~chapter 4~~ of the National Fire Protection Association (NFPA) 101 Life Safety Code, as may be amended and adopted by the city.

As provided in Res. No. _____, a review of the annual fee will be required whenever the change in the Consumer Price Index (CPI), between the latest CPI and the date of the CPI used for the last fee adjustment, is five percent or greater.

(1) Assembly occupancies. Those occupancies that include, but are not limited to, all buildings or portions of buildings used for gathering together 50 or more persons for such purposes as deliberation, worship, entertainment, eating, drinking, amusement or awaiting transportation. Assembly occupancies designated as dance hall/entertainment with or without alcohol and having an occupant load of 200 or more, a night inspection fee shall be charged of \$4.00 per person based on the approved maximum number of occupants designated by the Fire Marshal.

SECTION 3. REPEALER

All ordinances or parts of ordinances in conflict therewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY

If any section, subsection; sentence, clause, provision or phase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

SECTION 5. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and that the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect on the _____ day of _____, 2013.

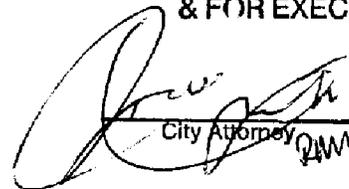
PASSED and ADOPTED this _____ day of _____, 2013.

Matti Herrera Bower
MAYOR

ATTEST:

Rafael Granado
CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney *QAWA* 9/3/13
Date

Underline denotes additions
~~Strikethrough~~ denotes deletions

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 102 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "TAXATION," BY DELETING THE NIGHTCLUB FEE SET FORTH IN SECTION 102.379, ENTITLED "SCHEDULE OF TAXES, EFFECTIVE OCTOBER 1, 2009"; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the current fines for fire violations have not been modified since the inception of the fines in 1997; and

WHEREAS, the current fines for overcrowding conditions and locked exits are very low and have not proven to be a deterrent or to warrant corrective action from the business owners; the Fire Marshal's office has issued ten (10) locked exit tickets and nine (9) overcrowding tickets during night inspections within the calendar year 2012, which indicates that the current fines have not been a deterrent for violators; and

WHEREAS, the horrific fires in nightclubs in the United States (Rhode Island 2003) and other countries (Brazil 2013), where several hundred people died, are an indication that more stringent enforcement is warranted to prevent a similar occurrence in the City of Miami Beach; and

WHEREAS, other infractions of quality of life issues in the City carry a higher fine than the fire code violations of overcrowding and locked exits which can result in severe injury or death; and

WHEREAS, the cost of performing night inspections can be offset partially by the higher fines and increasing the night inspection fee; and

WHEREAS, the nightclub inspection fee adopted under Section 102.379 of the City Code will be included in Chapter 50, "Fire Prevention and Protection", of the Code of the City of Miami Beach, and thus should be deleted from Section 102.379.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. That Section 102.379 of Chapter 102, entitled "Taxation," is hereby amended as follows:

Sec. 102-379. Schedule of taxes, effective October 1, 2009.

(a) Business taxes for the following businesses, occupations or professions are hereby levied and imposed as follows:

Occupation Code	Business Tax Category	Amount
	A	
95000200	Accountant, auditor; requires state license	221.00

* * *

	D	
	Dance hall/entertainment establishment; (for entertainment establishments without dancing, see entertainment establishments);	
95005800	1. Dance hall/entertainment establishment without alcohol (see Sec. 142-1362 (b) for after hours dance halls)	1,088.00
95005805	2. Dance hall/entertainment establishment with alcohol	191.00
03005825	Additionally, for occupancy loads of 200 or more, nightclub fee of \$3.00 per person occupant load, based upon max. occupant load from building/fire department.	\$3.00

SECTION 2. REPEALER

All ordinances or parts of ordinances in conflict therewith be and the same are hereby repealed.

SECTION 3. SEVERABILITY

If any section, subsection, sentence, clause, provision or phase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

SECTION 4. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 5. EFFECTIVE DATE

This Ordinance shall take effect on the _____ day of _____, 2013.

PASSED and ADOPTED this _____ day of _____, 2013.

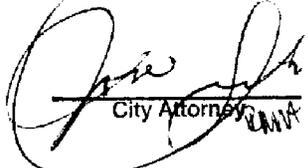
Matti Herrera Bower
MAYOR

ATTEST:

Rafael Granado
CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

Underline denotes additions; Strikethrough denotes deletions
T:\AGENDA\2013\September 11\Fire Nightclub Fee Deletion CH 102 ordinance.doc



City Attorney

9/3/13

Date

MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$67,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

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A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

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5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired-On Or After September 30, 2013.

Condensed Title:

An ordinance amending Chapter 50 of the Code of the City of Miami Beach, "Fire Prevention and Protection," proposing enforcement procedures and fines for false fire alarms generated from commercial buildings.

Key Intended Outcome Supported:

Ensure Compliance with code within reasonable time frame
 Ensure safety and appearance of building structures and sites

Supporting Data (Surveys, Environmental Scan, etc.): The City survey conducted in 2012 indicates that 93% of those surveyed rated the fire department as excellent/good. Respondents ranked improving firefighting at 14% when asked how the City should focus resources to improve safety, but it was a noticeable increase from 2% in the last survey.

Item Summary/Recommendation:

SECOND READING

This ordinance establishes an enforcement procedure and fine schedule for building owners having a high frequency of false fire alarms. The City of Miami Beach has provisions for fines of police related false alarms, but currently nothing in place for fire alarms. The other cities in the county already have an ordinance providing for a fine when there is a false fire alarm. The fire department has received over 700 false alarms during the last fiscal year, which translates to the fire department utilizing resources when no emergency existed. In addition, the constant false alarms create dangerous conditions in the buildings because occupants no longer take proper action in the event of a real alarm.

The purpose of the fines is to encourage compliance, and revenue of these fines will be expected to decrease from year to year. The cost associated with responding to a fire alarm signal involves personnel and equipment responding to the call; however, this cost is funded from the general fund as standard fire department function. The revenue projected from these fines ranges from \$20,000 to \$90,000, but it is difficult to predict without an established ordinance and track record. **Ordinance approved on First Reading on September 11, 2013.**

Advisory Board Recommendation:

The Finance and Citywide Projects Committee discussed this item during the meeting on April 25, 2013. The Committee voted to move the recommendation by the Fire Department.

Financial Information:

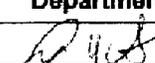
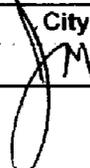
Source of Funds:	Amount	Account
1		
2		
3		
Total		

Financial Impact Summary: Projected revenue up to \$90,000 per year.

City Clerk's Office Legislative Tracking:

Javier Otero, Fire Chief

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SECOND READING

SUBJECT: **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 50 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "FIRE PREVENTION AND PROTECTION," BY CREATING SECTION 50-8 THEREOF, TO BE ENTITLED "FIRE ALARMS, REGULATIONS, PENALTIES, ENFORCEMENT" TO ESTABLISH REQUIREMENTS AND FINES FOR FALSE FIRE ALARMS; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.**

ADMINISTRATION RECOMMENDATION

The Administration recommends approving the Ordinance amendment on second reading setting fines for FY13/14.

KEY INTENDED OUTCOME SUPPORTED

Ensure Compliance with code within reasonable time frame.
Ensure safety and appearance of building structures and sites.

BACKGROUND

The Miami Beach Fire Department responds to all fire alarms initiated electronically by any building fire alarm system. The initial response consists of an engine company or ladder company and up to including a full alarm assignment. Many of these fire alarms are determined to be false fire alarms where there was no fire and no emergency. This is attributed mainly to poorly maintained fire alarm systems that generate a false alarm signal. When the fire department responds to a false fire alarm, resources are utilized when no emergency exists. This scenario can cause a delay to an actual fire emergency occurring somewhere else in the city.

A false fire alarm is defined as a signal from a fire alarm system that elicits a response by the Fire Department when no actual or threatened fire-related emergency exists. Currently, the City of Miami Beach Code does not include provisions for enforcing false fire alarms with a citation and fines. The current process is to write a notice of violation to the building owner to repair the fire alarm system. Many times, more false alarms are generated before the system can be repaired. The current enforcement process is not encouraging building owners to take more immediate action and comprehensive evaluation of the fire alarm systems.

More importantly, the constant fire alarms in a building have created an unhealthy and dangerous attitude from the occupants. The occupants assume that the alarm signal is going to be "false" and are refusing to evacuate the building. In the event of a real fire alarm, this behavior can lead to devastating consequences of occupant injury or death.

In order to promote compliance and improve overall safety, the Fire Department staff is recommending establishing a fine schedule for false fire alarms, as is in place in Miami-Dade County and neighboring cities. The table below shows the current fines in the county for false fire alarms. The City of Miami Beach is one of two municipalities that do not currently have a false fire alarm ordinance.

COMPARISON TO OTHER MUNICIPALITIES IN THE COUNTY

Miami-Dade	City of Hialeah	City of Miami	City of Coral Gables
First two false alarms – no fine	First three false alarms – no fine	First two false fire alarms – no fine	First two false fire alarms – no fine
3 rd false alarm \$500.00	4 th false alarm in one calendar year - \$50.00	3 rd and 4 th false fire alarms \$250.00 per incident	3 rd false fire alarm in calendar year - \$60.00
4 th and each additional false fire alarm in one calendar yr. -\$1,000.00	5 th false alarm in one calendar year - \$100.00	5 th and any subsequent false fire alarm – \$500.00 per incident	4 th false fire alarm in calendar year - \$110.00
	6 th false alarm in one calendar year - \$200.00	6 th or subsequent false fire alarm – cert. of occupancy could be revoked.	False fire alarm after 4 th incident in calendar year - \$210.00
			\$25.00 past due fees after 41-60 days ; \$25.00 every 30 days.

ANALYSIS

The fire department has analyzed the fire response calls during the last fiscal year (10/1/2011 to 9/30/2012) and identified eighty (80) buildings that reported 10 or more false alarms. The statistics are shown in the first two columns of the table below. The table also shows an estimate of the fines if the false alarm ordinance were in effect during this time period. The intent of the ordinance is to obtain compliance before the fines are issued to the violator. However, there will be some building owners that will not follow through in repairing the problems with the fire alarm system. It is estimated that some owners will obtain compliance by the 5th false alarm and other owners may reach up to the 10th false alarm. It is estimated that the fines issued will be less and less from year to year.

FALSE FIRE ALARMS IN THE CITY OF MIAMI BEACH FROM 10/1/2011 TO 9/30/12

# of Bldgs	# of false alarms in FY 11/12 (only showing 10 or more)	Potential fines for 3rd false alarm (\$250 x # of Bldgs)	Assume compliance on 5th false alarm (\$750 x # of Bldgs)	Assume compliance on the 10th false alarm (\$2,500 x # of Bldgs)
15	10	\$3,750		
6	11	\$1,500	\$4,500	
8	12	\$2,000	\$6,000	
6	13	\$1,500		
1	14	\$250	\$750	
7	15	\$1,750	\$5,250	
2	16	\$500	\$1,500	\$5,000
6	17	\$1,500	\$4,500	
3	18	\$750		
5	20	\$1,250	\$3,750	
1	21	\$250	\$750	\$2,500
3	23	\$750		
2	25	\$500	\$1,500	\$5,000
1	28	\$250		
1	30	\$250		
1	31	\$250	\$750	\$2,500
2	32	\$500	\$1,500	
1	33	\$250	\$750	
2	34	\$500		
1	38	\$250	\$750	\$2,500
2	42	\$500	\$1,500	\$5,000
1	44	\$250	\$750	\$2,500
1	50	\$250	\$750	\$2,500
1	54	\$250	\$750	\$2,500
1	108	\$250	\$750	\$2,500
Total = 80	Total = 739	Total = \$20,000	Total = \$36,750	Total = \$32,500
			Total Estimate of Fines First Year	\$89,250

PROPOSED NEW CITATIONS WITH FINES

The Fire Department would like to establish an enforcement process that includes a fine ranging from (\$250 to \$1,000) in order to encourage the repeat offenders to achieve compliance as at faster pace than current procedures. The fines will not start until the third false alarm in a calendar year, which gives the building owner two opportunities to correct any deficiencies in the system.

<i>Frequency</i>	<i>Current Fine</i>	<i>New Fine</i>
1 st False Alarm	\$ 0	\$ 0
2 nd False Alarm	\$ 0	\$ 0
3 rd False Alarm	\$ 0	\$250.00
4 th False Alarm	\$ 0	\$250.00
5 th False Alarm	\$ 0	\$500.00
6 th False Alarm	\$ 0	\$500.00
7 th False Alarm	\$ 0	\$500.00
8 th False Alarm	\$ 0	\$500.00
9 th False Alarm	\$ 0	\$500.00
10 th False Alarm	\$ 0	\$500.00
11 th False Alarm	\$ 0	\$500.00
12 th False Alarm	\$ 0	\$500.00
13 th False Alarm and subsequent	\$ 0	\$1000.00

FISCAL IMPACT

The purpose of the fines is to encourage compliance and revenue of these fines will be expected to decrease from year to year. The cost associated with responding to a fire alarm signal involves personnel and equipment responding to the call; however, this cost is funded from the general fund as standard fire department function. The revenue projected from these fines ranges from \$20,000 to \$90,000, but it is difficult to predict without an established ordinance and track record.

FINANCE AND CITYWIDE PROJECTS COMMITTEE

This item was discussed in the Finance and Citywide Projects Committee on April 25, 2013. The Fire Chief presented the current situation and consequences of so many false fire alarms in the City. The Committee members voted to move the recommendation of the fire department with some minor changes in the fine schedule.

CONCLUSION

The new fines and enforcement process will help achieve compliance and promote safety of the occupants. Ordinance amendment was approved on first reading on September 11, 2013. The Administration recommends approving the Ordinance amendment on second reading setting fines for FY13/14.

JLM/JO/SFM

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Page 4 of 4

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 50 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "FIRE PREVENTION AND PROTECTION", BY CREATING SECTION 50-8 THEREOF, TO BE ENTITLED "FIRE ALARMS, REGULATIONS, PENALTIES, ENFORCEMENT" TO ESTABLISH REQUIREMENTS AND FINES FOR FALSE FIRE ALARMS; PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City of Miami Beach Fire Department is responsible for responding to all fire alarm signals generated from any building within City limits; and

WHEREAS, several buildings in the City have generated a total of 739 false alarms in the last fiscal year (10/1/2011 – 9/30/12), which resulted in the unnecessary use of fire department resources not available for true emergencies; and

WHEREAS, constant false fire alarms have created an environment of unsafe practices from occupants who refuse to evacuate the building, which could lead to injury or death in the event of a true emergency; and

WHEREAS, the City of Miami Beach Fire Department is only one of two fire departments in Miami-Dade County that does not current have a false fire alarm enforcement procedures and fines; and

WHEREAS, the City of Miami Beach Fire Department has determined that establishing new enforcement procedures and fines will reduce the false alarms and thereby increase the level of safety for residents and visitors.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. That Chapter 50 of the Code of the City of Miami Beach, Florida, entitled "Fire Prevention and Protection," is hereby amended as follows:

**Chapter 50
Fire Prevention and Protection**

* * *

Sec. 50-8. - Fire Alarms, Regulations, Penalties, Enforcement.

- (a) Purpose of regulation. The purpose of this section is to place responsibility on the alarm user to prevent, by use of appropriate mechanical, electrical, or other means, false fire alarms.
- (b) Scope of regulations. The provisions of this section shall apply throughout the geographical area serviced the Miami Beach Fire Department.

(c) Definitions.

- (1) Alarm user means the person or other entity that owns, possesses, controls, occupies or manages any premises as defined below.
- (2) False fire alarm means a signal from a fire alarm system that elicits a response by the Fire Department when no actual or threatened fire-related emergency exists. This definition includes signals activated by negligence, accident, mechanical failure and electrical failure signals activated intentionally in non-emergency situations; and signals for which the actual cause of activation is unknown. It is a rebuttable presumption that a fire alarm is false if personnel responding from the Fire Department do not discover any evidence of fire or other emergency after following normal Fire Department operating procedures in investigating the incident. An alarm is not false if the alarm user provides evidence that (1) an individual activated the alarm based upon a reasonable belief that a fire-related emergency existed; (2) the alarm system was activated by lightning or an electrical surge that caused physical damage to the system, as evidenced by the testimony of a licensed alarm system contractor who conducted an on-site inspection and personally observed the damage to the system; or (3) the alarm was activated by vandals.
- (3) Fire alarm system means any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of fire-related emergency requiring urgent attention and to which Fire Department personnel may reasonably be expected to respond, but does not include household fire alarm systems installed in one-or-two family dwellings.
- (4) Household fire alarm system means a system of devices that is listed for residential use and installed in a one-or-two family dwelling other than facilities that are required to be licensed.
- (5) Premises means the building or structure, or portion of a building or structure, upon which a fire alarm system is installed or maintained.
- (6) Vandals means a person or persons who willfully cause damage to the fire alarm system which results in the activation of a fire alarm.

(d) Fire alarms; posting requirements. A fire alarm user shall conspicuously post at the main entrance to the alarm user's premises a notice stating (1) the name of an individual or alarm company able and authorized to enter the premises and deactivate the alarm; (2) emergency telephone numbers by which those individuals can be reached at all times; and (3) the name and address of the alarm user. The information must be kept current and failure to update this information within forty-eight (48) hours of any change constitutes a violation of this section.

(e) False fire alarms prohibited. No fire alarm user shall cause, allow, permit or suffer the fire alarm system to emit three (3) or more false alarms in any calendar year.

- (f) Inspection requirements/Post activation. After the second and each additional false fire alarm in one (1) calendar year, the alarm user shall, within thirty (30) days, after the second or subsequent fire alarm activation, file a written inspection and test report with the Fire Department from a licensed fire alarm contractor stating that the fire alarm system has been inspected and tested since the last false fire alarm. The report shall set forth the probable cause of the activation, description of any repairs, modifications made or actions taken to prevent additional false alarm activations. The inspection and test report shall also state that the system is currently fully functional without deficiencies.
- (g) Penalties. A violator of this section shall receive a fine(s) as follows:
- (1) For the first false alarm within a calendar year, a notice of violation with no fine.
 - (2) For the second false alarm within a calendar year, a notice of violation with no fine.
 - (3) For the third and fourth false alarm within a calendar year, a citation with a fine of \$250.00.
 - (4) For the fifth false alarm and subsequent false alarms including the twelfth false alarm within a calendar year, a citation with a fine of \$500.00.
 - (5) For the thirteenth and subsequent false alarms within a calendar year, a citation with a fine of \$1,000.00.
- (h) Enforcement. The fire inspector shall issue a citation for each false alarm. A violator who has been issued a citation under this section shall elect either to:
- (1) Pay the civil fine in the manner indicated on the citation; or
 - (2) Request an administrative hearing before a special master to appeal the decision of the fire inspector which resulted in the issuance of the citation.
- (i) Appeal of a citation. The violator may appeal the citation by requesting an administrative hearing within 10 days from the date of issuance. The procedures for appeal of the citation shall be as set forth in Chapter 30, as may be amended from time to time.
- (j) Failure to appeal. Failure of the named violator to appeal the citation within the prescribed time period shall constitute a waiver of the violator's right to an administrative hearing before the special master. A waiver of the right to an administrative hearing shall be treated as an admission of the citation, and fines are owed to the City. Unpaid fines may result in the imposition of larger fines and/or further enforcement as set forth in this Chapter.
- (k) Appeal of special master's decision. Any party aggrieved by the decision of a special master may appeal that decision as provided by applicable Florida

Statutes and Florida Rules of Appellate Procedure.

- (l) Imposition of civil fines. The City may institute proceedings in a court of competent jurisdiction to compel payment of civil fines. A certified copy of an order imposing a civil fine may be recorded in the public records and thereafter shall constitute a lien upon any other real or personal property owned by the violator, and it may be enforced in the same manner as a court judgment by the sheriffs of this state, including levy against the personal property, but shall not be deemed to be a court judgment except for enforcement purposes. After two months from the filing of any such lien which remains unpaid, the City may institute proceedings to foreclose or otherwise execute on the lien.

SECTION 4. REPEALER

All ordinances or parts of ordinances in conflict therewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY

If any section, subsection, sentence, clause, provision or phase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

SECTION 5. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect on the _____ day of _____, 2013 which is 10 days after adoption.

PASSED and ADOPTED this _____ day of _____, 2013.

Matti Herrera Bower
MAYOR

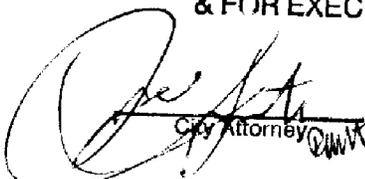
ATTEST:

Rafael Granado
CITY CLERK

Underline denotes additions; ~~Strikethrough~~ denotes deletions

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APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney
9/3/13
Date

MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

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Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

Condensed Title:

An Ordinance Of The Mayor And City Commission Of The City Of Miami Beach, Florida, Amending Chapter 110 Of The Miami Beach City Code Entitled "Utilities," Amending Article IV, Entitled "Fees, Charges, Rates And Billing Procedure Thereof," Amending Division 2 Thereof, Entitled "Rates, Fees And Charges," Amending Appendix A Entitled "Fee Schedule" To Increase The Sanitary Sewer Service Charge Imposed By The City As Pass Through Of The Miami-Dade County Rate Increase Pursuant To Section 110-168 (A); Providing For Codification, Repealer, Severability, And An Effective Date.

Key Intended Outcome Supported:

Maintain the City's infrastructure.
Supporting Data (Surveys, Environmental Scan, etc.): A recent Community Satisfaction Survey indicated that 79% of businesses rated recently completed capital projects as excellent or good.

Item Summary/Recommendation:

The City's utility rates are structured to collect the necessary revenues to meet operating and maintenance costs of the water and sewer infrastructure, to cover debt service for water and sewer bonds, to maintain adequate operating fund reserves, and, to pay Miami-Dade County for wholesale water purchased, the treatment of the City's sewage and other fees.

Miami-Dade County Water and Sewer Department (WASD) has informed all wholesale customers that the proposed water rate for FY2013/14 would remain the same as the current rate, \$1.7142 per thousand gallons. Further, WASD has also informed all wholesale customers that they have proposed a sewer rate of \$2.4523 for FY2013/14, an increase of \$0.2995 above the current rate of \$2.1528. The cost of the proposed FY2013/14 sewer rate increase to Miami Beach is approximately \$2,425,000. The sole purpose of the ordinance amendment is to pass through the WASD rate increase.

The sewer rate increase for FY2013/14 is \$0.30 per 1,000 gallons. There is no increase in the water rate. For the average 11,000 gallons per month customer, the combined water and sewer rates result in a monthly increase of \$3.29 in FY2013/14. For the minimum usage customer (5,000 gallons or less per month), the monthly impact would be a total of \$1.50. At the September 11, 2013 Budget Hearing, the City Commission approved the sewer rate of \$6.34 per 1,000 gallons for FY 2013/14 on first reading.

THE ADMINISTRATION RECOMMENDS APPROVING THE AMENDMENT TO THE ORDINANCE ON SECOND READING PUBLIC HEARING.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
<input checked="" type="checkbox"/> OBPI	1	\$2,008,000	425-8000-343510 Sewer	
	2			
	Total	\$2,008,000		

City Clerk's Office Legislative Tracking:

Keith Wilder, ext 6192

Sign-Offs:

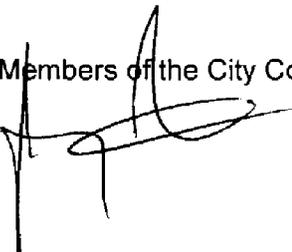
Department Director EC <i>EC</i>	Assistant City Manager MT <i>MT</i>	City Manager JLM <i>JLM</i>
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T:\AGENDA\2013\SEPTEMBER 30\FY14 WATER AND SEWER RATE ORDINANCE SUMM.DOC



COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager  **SECOND READING**

DATE: September 30, 2013

SUBJECT: **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 110 OF THE MIAMI BEACH CITY CODE ENTITLED "UTILITIES," AMENDING ARTICLE IV, ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURE THEREOF;" AMENDING DIVISION 2 THEREOF, ENTITLED "RATES, FEES AND CHARGES," AMENDING APPENDIX A ENTITLED "FEE SCHEDULE" TO INCREASE THE SANITARY SEWER SERVICE CHARGE IMPOSED BY THE CITY AS PASS THROUGH OF THE MIAMI-DADE COUNTY RATE INCREASE PURSUANT TO SECTION 110-168 (A); PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.**

ADMINISTRATION RECOMMENDATION

The Administration recommends approving the Ordinance amendment on Second Reading Public Hearing, setting water and sewer rates for FY 2013/14.

ANALYSIS

The City's utility rates for water and sanitary sewer services are structured to collect the necessary revenues to meet annual operating and maintenance costs of the water and sanitary sewer infrastructure, to cover debt service for water and sewer bonds to maintain adequate operating fund reserves, and, to pay Miami-Dade County for wholesale water purchased, the treatment of the City's sewage and other fees. Increasing the sanitary sewer rate in the amount of the increase imposed by the County, and maintaining the existing water rate to pay all other costs listed above will keep the City water and sewer funds balanced.

In general, the rates for water supply and sanitary sewer services consist of:

- Pass-through of the wholesale rate the City pays to Miami-Dade County for the purchase of potable water and treatment of sewage;
- Debt service for the Water and Sewer Revenue Bonds;
- Operating and maintenance costs for the water and sewer utility;
- 7.5% fee of previous year total revenue paid to the Miami-Dade County Environmental Resource Management Department (DERM).

It is expected that the South Florida Water Management District (SFWMD) will continue the same level of irrigation restrictions long-term. Therefore, we are using current fiscal year's water consumption levels to forecast future fiscal year revenues, which reflect a slight increase in the consumption of water from previous years.

FY2013/14 Miami Dade County Wholesale Water and Sewer Rates

The Miami-Dade Water and Sewer Department (WASD) has informed all wholesale customers that the proposed water rate for FY2013/14 would remain the same as the current rate, \$1.7142 per thousand gallons. All operational expenditure increases related to merit (salary) costs, increased costs of health insurance and pension, and increases in other operating costs have been absorbed without fee increases.

WASD has also notified wholesale customers that their proposed sewer rate will be \$2.4523, an increase of \$0.2995 above the current rate of \$2.1528. The cost of the proposed FY2013/14 sewer rate increase to Miami Beach is approximately \$2,425,000. The sole purpose of the ordinance amendment is to pass through the WASD rate increase. The proposed wholesale water and sewer rates are subject to approval by the Board of County Commissioners at their Public Budget Hearings, scheduled for September 10 and September 19, 2013.

The sewer rate increase for FY2013/14 is \$0.2995 per 1,000 gallons. There is no increase in the water rate. For the average 11,000 gallons per month customer, the combined water and sewer rates result in a monthly increase of \$3.29 in FY2013/14. For the minimum usage customer (5,000 gallons or less per month), the combined monthly impact would be a total of \$1.50.

Fee (per thousand gallons)	FY 2012/13 Fee	Proposed FY14 M-D County Incr.	Prop. FY 2013/14 Fee	Difference From FY 2012/13
Water	\$4.36	\$0.00	\$4.36	\$0.00
Sewer	\$6.04	\$0.30	\$6.34	\$0.30
Total Increase		\$0.30		\$0.30
Combined Fee	\$10.40		\$10.70	\$0.30
Monthly Cost to 11,000 gallon Customer	\$114.40	\$3.29	\$117.69	\$3.29
Monthly Cost to 5,000 gallon Customer	\$52.00	\$1.50	\$53.50	\$1.50

CONCLUSION:

The Administration recommends approving the Ordinance amendment on Second Reading Public Hearing, setting water and sewer rates for FY 2013/14.

JLM/MT/EC

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ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING APPENDIX A, ENTITLED "FEE SCHEDULE" FOR SUBSECTION (A) OF SECTION 110-168, ENTITLED "SANITARY SEWER SERVICE CHARGE," OF CHAPTER 110 OF THE MIAMI BEACH CITY CODE, ENTITLED "UTILITIES," ARTICLE IV, ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURE"; DIVISION 2 THEREOF, ENTITLED "RATES, FEES AND CHARGES," TO INCREASE THE SANITARY SEWER SERVICE CHARGE IMPOSED BY THE CITY; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City implemented a Water and Sewer System Improvement Program ("Program") which is funded by Water and Sewer Revenue Bonds; and

WHEREAS, the rate increase proposed herein is for the payment of the phased in debt instruments to continue improvements to the water and sewer infrastructure and to maintain adequate operating fund reserves and was recommended by the Finance and Citywide Projects Committee at its August 22, 2013 meeting; and

WHEREAS, the rate increase also provides for the operating and maintenance costs for the water and sewer utility; and

WHEREAS, the rate increase also provides for the 7.5% fee paid to the Miami-Dade County Environmental Resource Management Department (DERM); and

WHEREAS, the City Commission approved the Ordinance on first reading at its meeting on September 11, 2013; and

WHEREAS, the rate increase proposed is a result of the pass-through of the wholesale rate the City pays to Miami-Dade County for the purchase of treatment of sewage.

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

SECTION 1.

That Appendix A to Section 110-168(a) of Chapter 110, entitled "Utilities," of the Miami Beach City Code is hereby amended as follows:

APPENDIX A

FEE SCHEDULE

* * *

Chapter 110. Utilities

Article IV. Fees, Charges, Rates and Billing Procedure

Division 2. Rates, Fees and Charges

<i>Section this Code</i>	<i>Description</i>	<i>Amount</i>
	* * *	
110-168(a)	Sanitary sewer service charge, shall be as follows: \$3.73 per 1,000 gallons, effective with billings on or after October 1, 2000; \$3.81 per 1,000 gallons, effective with billings on or after October 1, 2001; \$3.90 per 1,000 gallons, effective with billings on or after October 1, 2002; \$4.03 per 1,000 gallons, effective with billings on or after October 1, 2003; \$4.12 per 1,000 gallons, effective with billings on or after October 1, 2004; and \$4.21 per 1,000 gallons, effective with billings on or after October 1, 2005; and \$4.25 per 1,000 gallons, effective with billings on or after October 1, 2006; and \$4.93 per 1,000 gallons, effective with billings on or after October 1, 2007; and \$5.62 per 1,000 gallons, effective with billings on or after October 1, 2008; and \$6.04 per 1,000 gallons, effective with billings on or after October 1, 2009; <u>and \$6.34 per 1,000 gallons, effective with billings on or after October 1, 2013.</u>	

SECTION 3. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article" or other appropriate word.

SECTION 4. REPEALER

All ordinances or parts of ordinances in conflict herewith are and the same are hereby repealed.

SECTION 5. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity or constitutionality, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity or constitutionality of the remaining portions of this Ordinance.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect on the 1st day of October, 2013.

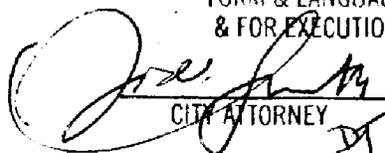
PASSED and **ADOPTED** this _____ day of _____, 2013

ATTEST:

MAYOR

CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION


CITY ATTORNEY

9/20/13
DATE

MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

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R5 - Ordinances

R5D An Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013, Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on September 11, 2013)

(Memorandum to be Submitted in Supplemental)

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Condensed Title:

An ordinance of the Mayor and City Commission of the City of Miami Beach, Florida, amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance; abolishing pay grade 1 and pay grade 2; abolishing the classifications of: General Services Director, Transportation and Concurrence Manager, Neighborhood Services Director, Community/Economic Development Director, Cultural Affairs & Tourism Development Director, Procurement Division Director, Information Technology Division Director, Code Compliance Division Director, Assistant Director Procurement Division, Service Delivery Manager, Office Associate I and Public Information Officer; establishing the classifications of Tourism, Cultural Affairs and Economic Development Director, Deputy Building Director, Procurement Director, Information Technology Director, Assistant Director Human Resources, Housing And Community Development Director, Infrastructure Division Director, Assistant City Engineer, Assistant Director Procurement, Building Operations Manager, Investigator Supervisor, Community Services Division Director, Administrative Services Manager, Public Safety Special Projects Coordinator, Property Maintenance/Operations Superintendent, Director of the Office of Communications, Leasing Specialist, Public Safety Management/Budget Analyst, Performance And Scheduling Analyst, Office Manager (City Attorney), Visual Communications Specialist, Constituent /Commission Aide, Financial Analyst, Public Safety Payroll Administrator, Senior GIS Analyst, and Records Supervisor; Ratifying the pay grade change for the Assistant Director Parking, Assistant Director Parks and Assistant Director Recreation classifications; and effective the first full pay period ending in October 2014, increasing the minimum and the maximum of each pay grade by three percent (3%); and granting an across the board cost of living adjustment of up to three percent (3%) for any unclassified employee whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended by the 2009 Condrey Classification And Compensation Study "Pay Scale B", subsequently amended by seven percent (7%) in August 2013, by the consultant; Repealing all ordinances in conflict; providing for severability, an effective date and codification.

Key Intended Outcome Supported:

Attract and maintain a Workforce of Excellence.

Item Summary/Recommendation:

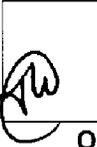
First Reading

The City reached individual three year labor agreements covering the time period of October 1, 2012, through September 30, 2015 with each, the CWA, GSAF, FOP and IAFF. Included in the individual contracts, the City agreed to provide a three percent COLA to all bargaining unit employees effective the first pay period ending in October 2014, adjusting the minimum and maximum of each pay range accordingly. Keeping with the spirit of treating all City of Miami Beach employees similarly, the Administration is recommending, effective with the first full pay period in October 2014, increasing the minimum and maximum of the salary ranges for all pay grades in the unclassified salary group and granting an across the board cost of living adjustment of up to three percent for any employee in the unclassified salary group whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended in the 2009 Condrey Classification and Compensation Study "Pay Scale B", amended by seven percent in August 2013, by the consultant. In addition, over the last few years several reclassifications and organizational changes took place affecting a number of unclassified salary group positions but not reflected in the Unclassified Salary Ordinance. The attached proposed ordinance will provide conformity for any such actions.

Advisory Board Recommendation:

N/A

Financial Information:

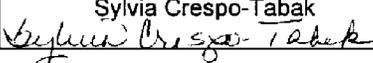
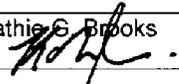
Source of Funds:		Amount	
 OBPI	1	FY2012/2013	
	2	FY2013/2014	
	3	FY2014/2015 \$800,000	Cost of three percent salary COLA for qualifying unclassified employees.
	Total	\$800,000	

Financial Impact Summary: The three percent COLA provides a needed amendment to the salary ranges to provide for a fair and internally and externally competitive compensation system. The estimated 5-year impact is approximately \$4 million.

City Clerk's Office Legislative Tracking:

Sylvia Crespo-Tabak, Human Resources Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
Sylvia Crespo-Tabak 	Kathie G. Brooks 	Jimmy L. Morales 

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: City Manager Jimmy L. Morales

DATE: September 30, 2013

First Reading

SUBJECT **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 1605, THE UNCLASSIFIED EMPLOYEES SALARY ORDINANCE; ABOLISHING PAY GRADE 1 AND PAY GRADE 2; ABOLISHING THE CLASSIFICATIONS OF: GENERAL SERVICES DIRECTOR, TRANSPORTATION AND CONCURRENCY MANAGER, NEIGHBORHOOD SERVICES DIRECTOR, COMMUNITY/ECONOMIC DEVELOPMENT DIRECTOR, CULTURAL AFFAIRS & TOURISM DEVELOPMENT DIRECTOR, PROCUREMENT DIVISION DIRECTOR, INFORMATION TECHNOLOGY DIVISION DIRECTOR, CODE COMPLIANCE DIVISION DIRECTOR, ASSISTANT DIRECTOR PROCUREMENT DIVISION, SERVICE DELIVERY MANAGER, OFFICE ASSOCIATE I AND PUBLIC INFORMATION OFFICER; ESTABLISHING THE CLASSIFICATIONS OF TOURISM, CULTURAL AFFAIRS AND ECONOMIC DEVELOPMENT DIRECTOR, DEPUTY BUILDING DIRECTOR, PROCUREMENT DIRECTOR, INFORMATION TECHNOLOGY DIRECTOR, ASSISTANT DIRECTOR HUMAN RESOURCES, HOUSING AND COMMUNITY DEVELOPMENT DIRECTOR, INFRASTRUCTURE DIVISION DIRECTOR, ASSISTANT CITY ENGINEER, ASSISTANT DIRECTOR PROCUREMENT, BUILDING OPERATIONS MANAGER, INVESTIGATOR SUPERVISOR, COMMUNITY SERVICES DIVISION DIRECTOR, ADMINISTRATIVE SERVICES MANAGER, PUBLIC SAFETY SPECIAL PROJECTS COORDINATOR, PROPERTY MAINTENANCE/OPERATIONS SUPERINTENDENT, DIRECTOR OF THE OFFICE OF COMMUNICATIONS, LEASING SPECIALIST, PUBLIC SAFETY MANAGEMENT/BUDGET ANALYST, PERFORMANCE AND SCHEDULING ANALYST, OFFICE MANAGER (CITY ATTORNEY), VISUAL COMMUNICATIONS SPECIALIST, CONSTITUENT /COMMISSION AIDE, FINANCIAL ANALYST, PUBLIC SAFETY PAYROLL ADMINISTRATOR, SENIOR GIS ANALYST, AND RECORDS SUPERVISOR; RATIFYING THE PAY GRADE CHANGE FOR THE ASSISTANT DIRECTOR PARKING, ASSISTANT DIRECTOR PARKS AND ASSISTANT DIRECTOR RECREATION CLASSIFICATIONS; AND EFFECTIVE THE FIRST FULL PAY PERIOD ENDING IN OCTOBER 2014, INCREASING THE MINIMUM AND THE MAXIMUM OF EACH PAY GRADE**

BY THREE PERCENT (3%); AND GRANTING AN ACROSS THE BOARD COST OF LIVING ADJUSTMENT OF UP TO THREE PERCENT (3%) FOR ANY UNCLASSIFIED EMPLOYEE WHOSE BASE SALARY DOES NOT EXCEED THE MAXIMUM OF THE PAY RANGE FOR THE COMPARABLE JOB TITLE AS RECOMMENDED BY THE 2009 CONDREY CLASSIFICATION AND COMPENSATION STUDY "PAY SCALE B", SUBSEQUENTLY AMENDED BY SEVEN PERCENT (7%) IN AUGUST 2013, BY THE CONSULTANT; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND CODIFICATION.

RECOMMENDATION

The Administration recommends the City Commission approve the ordinance and set a public hearing for second reading October 16, 2013.

BACKGROUND

The City of Miami Beach has the following five (5) classified employee groups represented by bargaining units:

- Group I - Represented by the American Federation of State, County and Municipal Employees (AFSCME) Local 1554;
- Group II - Represented by the Fraternal Order of Police (FOP) William Nichols Lodge No. 8;
- Group III - Represented by the International Association of Firefighters (IAFF) Local 1510;
- Group IV - Represented by the Communications Workers of America (CWA) Local 3178; and
- Group V - Represented by the Government Supervisors Association of Florida (GSAF), OPEIU, Local 100.

The City also has one classified employee group, Group VI, comprising of classifications in the classified service not covered by a bargaining unit. This group is commonly referred to in the City of Miami Beach as "others".

There is a seventh salary group comprised of at-will employees commonly referred to as unclassified employees.

ANALYSIS

The City of Miami Beach has 408 employees whose classifications are in the unclassified salary group.

The City has ratified collective bargaining agreements with three of the five bargaining units representing employees. They include CWA, IAFF, and the FOP. On September 18, 2013, the GSAF held a second ratification vote and the contract was approved by the majority of the voting bargaining unit members. At the time of this writing, the City and AFSCME continue to negotiate a successor agreement to the one that expired April 30, 2013.

An across the board cost of living adjustment (COLA) of three percent was negotiated with CWA, GSAF, FOP and IAFF effective with the first full pay period ending in October 2014; and the minimum and maximum of the pay range for each classification will increase accordingly.

Since October 2009, there have been no merit increases for any unclassified or "others" employees. There was one three percent COLA in April 2012, for those unclassified employees whose salaries were below the maximum of the pay range of their respective classifications. Note, the minimum and maximum of the pay ranges were increased for all salary groups except for the unclassified and "others" in April 2012.

Since FY2007/2008 the management team (senior level and executive employees) has been eligible for one merit increase only. Effective January 18, 2010, employees in the unclassified and "others" salary groups who are members of the Miami Beach Employees' Retirement Plan (MBERP) also began contributing an additional two percent of their pensionable salaries toward their pension, reducing the City's portion of the annual required contribution.

In 2008, the Administration entered into a contract with Condrey & Associates to perform a citywide study to ensure the City had a classification and compensation system that was appropriate, competitive and fair.

Condrey & Associates, in conjunction with a professor/researcher from the University of Miami, also conducted a best practices benefits survey to collect data on what other jurisdictions were doing to control related costs. Condrey & Associates presented their preliminary findings to the City Administration in early October 2008, just days after the major economic downturn experienced by the stock market. Given the subsequent grim economic news and forecasts, the employee layoffs from many local and national organizations, and others freezing or reducing salaries and benefits, the Administration asked Condrey & Associates to analyze its findings further to make a more accurate and timely recommendation to the City, considering the evolving economic, financial and labor factors.

In August 2009, the City received the final Condrey & Associates Classification and Compensation Study for the City of Miami Beach. The report included an analysis of the salary and benefits data, along with the jurisdictions that responded to the salary and benefits surveys. In August 2013, the consultant provided the City with a letter (Attachment 1) advising that the minimum and the maximum of the salary scales recommended in the study should be adjusted by seven percent.

The City's past practice has been to provide COLAs to the "others" and unclassified employees consistent with those negotiated and agreed to for employees covered by collective bargaining agreements. Therefore, the Administration recommends that effective with the first full pay period ending in October 2014, the minimum and maximum of the pay grades in the unclassified salary group be increased by three percent and that employees be eligible for up to a three percent COLA if their salaries do not exceed the maximum of the pay range for the comparable job title in the Condrey Study, subsequently adjusted by seven percent in August 2013. No employee in the unclassified salary group, who separates from employment with the City prior to the implementation date of the proposed COLA, will be eligible for this increase.

The Human Resources Director will review and determine the appropriate range for those classifications not analyzed by Condrey. Based on an appropriately determined range, with the City Manager's concurrence, the eligibility of each incumbent in those classifications for up to a three percent COLA will be determined.

The City estimates that nearly sixty employees in the unclassified salary group will not be eligible for the proposed COLA. The estimated impact to the FY2014/2015 operating budget attributable to the three percent COLA is approximately \$800,000. This estimate does not take into account turnover rates.

The impact from occupied positions affected by the Condrey recommendations, as amended in August 2013, is provided in Attachment 2.

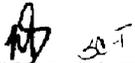
In addition over the last few years, several reclassifications and organizational changes affecting a number of unclassified positions have taken place, but have not been reflected in the Unclassified Salary Ordinance. The attached ordinance provides conformity with such actions.

CONCLUSION

The Administration recommends approving the COLA of up to three percent, effective the first full pay period ending October 2014, for all employees in the unclassified salary group whose salaries do not exceed the maximum of the pay range as recommended in the 2009 Condrey Study, as amended in August 2013. This adjustment will provide additional incentives and competitiveness to attract and retain new and existing employees.

The Administration further recommends ratification of the reclassification and organizational changes reflected in the ordinance and that the City Commission approve the ordinance on first reading and set the second reading public hearing for October 16, 2013.

Attachments


JLM/KGB/SC-T/CMG

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 1605, THE UNCLASSIFIED EMPLOYEES SALARY ORDINANCE; ABOLISHING PAY GRADE 1 AND PAY GRADE 2; ABOLISHING THE CLASSIFICATIONS OF: GENERAL SERVICES DIRECTOR, TRANSPORTATION AND CONCURRENCY MANAGER, NEIGHBORHOOD SERVICES DIRECTOR, COMMUNITY/ECONOMIC DEVELOPMENT DIRECTOR, CULTURAL AFFAIRS & TOURISM DEVELOPMENT DIRECTOR, PROCUREMENT DIVISION DIRECTOR, INFORMATION TECHNOLOGY DIVISION DIRECTOR, CODE COMPLIANCE DIVISION DIRECTOR, ASSISTANT DIRECTOR PROCUREMENT DIVISION, SERVICE DELIVERY MANAGER, OFFICE ASSOCIATE I AND PUBLIC INFORMATION OFFICER; ESTABLISHING THE CLASSIFICATIONS OF TOURISM, CULTURAL AFFAIRS AND ECONOMIC DEVELOPMENT DIRECTOR, DEPUTY BUILDING DIRECTOR, PROCUREMENT DIRECTOR, INFORMATION TECHNOLOGY DIRECTOR, ASSISTANT DIRECTOR HUMAN RESOURCES, HOUSING AND COMMUNITY DEVELOPMENT DIRECTOR, INFRASTRUCTURE DIVISION DIRECTOR, ASSISTANT CITY ENGINEER, ASSISTANT DIRECTOR PROCUREMENT, BUILDING OPERATIONS MANAGER, INVESTIGATOR SUPERVISOR, COMMUNITY SERVICES DIVISION DIRECTOR, ADMINISTRATIVE SERVICES MANAGER, PUBLIC SAFETY SPECIAL PROJECTS COORDINATOR, PROPERTY MAINTENANCE/OPERATIONS SUPERINTENDENT, DIRECTOR OF THE OFFICE OF COMMUNICATIONS, LEASING SPECIALIST, PUBLIC SAFETY MANAGEMENT/BUDGET ANALYST, PERFORMANCE AND SCHEDULING ANALYST, OFFICE MANAGER (CITY ATTORNEY), VISUAL COMMUNICATIONS SPECIALIST, CONSTITUENT /COMMISSION AIDE, FINANCIAL ANALYST, PUBLIC SAFETY PAYROLL ADMINISTRATOR, SENIOR GIS ANALYST, AND RECORDS SUPERVISOR; RATIFYING THE PAY GRADE CHANGE FOR THE ASSISTANT DIRECTOR PARKING, ASSISTANT DIRECTOR PARKS AND ASSISTANT DIRECTOR RECREATION CLASSIFICATIONS; AND EFFECTIVE THE FIRST FULL PAY PERIOD ENDING IN OCTOBER 2014, INCREASING THE MINIMUM AND THE MAXIMUM OF EACH PAY GRADE BY THREE PERCENT (3%); AND GRANTING AN ACROSS THE BOARD COST OF LIVING ADJUSTMENT OF UP TO THREE PERCENT (3%) FOR ANY UNCLASSIFIED EMPLOYEE WHOSE BASE SALARY DOES NOT EXCEED THE MAXIMUM OF THE PAY RANGE FOR THE COMPARABLE JOB TITLE AS RECOMMENDED BY THE 2009 CONDREY CLASSIFICATION AND COMPENSATION STUDY "PAY SCALE B" SUBSEQUENTLY AMENDED BY SEVEN PERCENT (7%) IN AUGUST 2013, BY THE CONSULTANT; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND CODIFICATION.

WHEREAS, the City of Miami Beach has approximately 400 employees who are unclassified employees; and

WHEREAS, the City has reached agreement with four of the five bargaining units to amend the prior three-year collective bargaining agreements (CBAs) including the Communication Workers of America (CWA) Local 3178; the Government Supervisors Association of Florida (GSAF) Local 100; the Fraternal Order of Police (FOP) William Nichols Lodge No. 8; the International Association of Firefighters (IAFF) Local 1510; and is still negotiating with the American Federation of State, County and Municipal Employees (AFSCME) Local 1554; and

WHEREAS, the four three-year CBAs were approved by the corresponding bargaining unit members and three ratified by the City Commission; and

WHEREAS, the Administration will be presenting the contract with GSAF to the City Commission at the October 16, 2013, meeting; and

WHEREAS, an across the board cost of living adjustment (COLA) of three percent (3%) for represented classified employees was negotiated with the CWA, GSAF, FOP and IAFF, with a corresponding increase to the minimum and maximum of each pay grade, effective with the first full pay period ending in October 2014; and

WHEREAS, the COLAs listed herein are consistent with those negotiated for the classified employees covered by the CWA, GSAF, FOP and the IAFF; and

WHEREAS, the City's past practice has been to provide COLAs to unclassified employees and unrepresented classified service employees (OTHERS - Group VI), consistent with the COLAs negotiated by the represented classified employees (Groups I through V); and

WHEREAS, effective with the first full pay period ending in October 2014, the minimum and the maximum of the unclassified pay grades, two through 26, shall each be increased by three percent (3%); and

WHEREAS, effective with the first full pay period ending in October 2014, there shall be an across the board COLA of up to three percent (3%) for any unclassified employee whose base salary does not exceed the maximum of the pay range for the comparable job title recommended by the 2009 Condrey Classification and Compensation Study "Pay Scale B", subsequently amended by seven percent (7%) in August 2013, by the consultant (attachment 1); and

WHEREAS, eligibility for up to a three percent (3%) COLA for any employee whose classification was not analyzed by Condrey, will have said COLA eligibility determined by the Human Resources Director, with the City Manager's concurrence, at the time of

implementation during the first full pay period ending in October 2014; and

WHEREAS, no unclassified employee who leaves the City prior to the date of implementation of the COLA effective the first full pay period ending in October 2014, will be eligible for this COLA; and

WHEREAS, the recommended pay grade for each classification that was included in the 2009 Condrey Classification and Compensation Study and, subsequently amended by seven percent (7%) by the consultant in August 2013, see attachment 2; and

WHEREAS, the estimated impact to the FY 2014/15 operating budget is approximately \$800,000 attributed to the three percent COLA for qualifying employees whose classifications are in the unclassified salary group; and

WHEREAS, there is a need to amend the salary ranges for three classifications to reflect action taken October 1, 2006; and ensure the City has an employee classification and compensation system that is fair and internally and externally competitive.

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NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1: The following lines of Section 1 of the Unclassified Salary Ordinance No. 1605 shall be amended as follows:

CLASS AND PAY GRADES, SALARIES AND CLASSIFICATIONS

A. Salary Grades and Ranges

Grade, Classifications and Compensation for the City Manager and City Attorney

- | | | | |
|----|---------------|--------------|---|
| 26 | CITY MANAGER | Base Salary: | \$ 162,916.00 /yr to \$ 263,126.00 /yr
<u>\$167,803/yr to \$271,020/yr</u> |
| | | | Medical insurance |
| | | | Dental insurance |
| | | | Life insurance |
| | | | 457 deferred compensation |
| | | | City vehicle and/or vehicle allowance |
| | | | Annual vacation, sick leave, floating, and birthday holidays as provided in the
Unclassified Employees Leave Ordinance |
| | | | <u>Defined benefit retirement plan</u> |
| | | | |
| 26 | CITY ATTORNEY | Base Salary: | \$ 162,916.00 /yr to \$ 263,126.00 /yr
<u>\$167,803/yr to \$271,020/yr</u> |
| | | | Medical insurance |
| | | | Dental insurance |
| | | | Life insurance |
| | | | 457 deferred compensation |
| | | | City vehicle and/or vehicle allowance |
| | | | Annual vacation, sick leave, floating, and birthday holidays as provided in the
Unclassified Employees Leave Ordinance |
| | | | <u>Defined benefit retirement plan</u> |

GRADE	<u>MINIMUM ANNUAL SALARY</u>	<u>MAXIMUM ANNUAL SALARY</u>
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Annual salary based on 2080 hours per year

25	149,287	<u>153,766</u>	240,984	<u>248,210</u>
24	137,311	<u>141,420</u>	221,773	<u>228,423</u>
23	126,368	<u>130,151</u>	204,095	<u>210,212</u>
22	116,296	<u>119,782</u>	187,828	<u>193,459</u>
21	107,026	<u>110,226</u>	172,858	<u>178,033</u>
20	98,495	<u>101,443</u>	159,079	<u>163,851</u>
19	90,645	<u>93,666</u>	146,397	<u>150,782</u>
18	83,419	<u>85,932</u>	134,734	<u>138,763</u>
17	76,769	<u>78,433</u>	123,994	<u>127,708</u>
16	70,359	<u>72,477</u>	114,108	<u>117,532</u>
15	65,015	<u>66,971</u>	105,014	<u>108,170</u>
14	59,837	<u>61,637</u>	96,644	<u>99,536</u>
13	55,068	<u>56,731</u>	88,940	<u>91,609</u>
12	50,678	<u>52,189</u>	81,848	<u>84,303</u>
11	46,638	<u>48,033</u>	75,325	<u>77,576</u>
10	42,924	<u>44,219</u>	69,320	<u>71,406</u>
9	39,500	<u>40,684</u>	63,797	<u>65,707</u>
8	36,352	<u>37,449</u>	58,712	<u>64,080</u>
7	33,453	<u>34,450</u>	54,034	<u>55,660</u>
6	30,788	<u>31,712</u>	49,725	<u>51,217</u>
5	28,334	<u>29,179</u>	45,760	<u>47,133</u>
4	26,076	<u>26,858</u>	42,114	<u>43,377</u>
3	23,996	<u>24,723</u>	38,757	<u>39,913</u>
2	22,084		35,668	
1	20,324		32,824	

B. Grades and Classifications

GRADE CLASSIFICATION

26	City Attorney
26	City Manager
25	Deputy City Manager

24 Assistant City Manager
 24 Chief Deputy City Attorney
 24 Chief Financial Officer

 23 Deputy City Attorney
 23 Fire Chief
 23 Police Chief
 22 Executive Assistant to the City Manager
 22 Public Works Director

 21 Assistant Police Chief
 21 Assistant Fire Chief
 21 Building Director
 21 Capital Improvement Projects Director
 21 City Clerk
 21 First Assistant City Attorney
 21 ~~General Services Director~~
 21 Human Resources Director
21 Information Technology Director
 21 Budget & Performance Improvement Director
 21 ~~Neighborhood Services Director~~
 21 Parking Director
 21 Planning Director
 21 Parks & Recreation Director
21 Tourism, Cultural Affairs and Economic Development Director

 20 Assistant Director – Building
 20 Assistant Director – Finance
 20 ~~Community / Economic Development Director~~
 20 ~~Cultural Affairs & Tourism Development Director~~
20 Deputy Building Director
 20 Fire Division Chief
20 Procurement Director
 20 Fire Marshall
 20 ~~Information Technology Division Director~~
 20 Police Division Major

 19 Assistant Director – CIP
 19 Assistant Director - Community / Economic Development
19 Assistant Director – Human Resources
19 Assistant Director – Parking
19 Assistant Director – Parks
 19 Assistant Director - Public Works

19 **Assistant Director - Recreation**
 19 Bass Museum Director
 19 Ocean Rescue Division Chief
 19 Budget Officer
 19 Chief of Staff
 19 City Engineer
 19 Code Compliance Director
 19 Executive Assistant to the Chief
 19 Fleet Management Division Director
19 **Housing and Community Development Director**
19 **Infrastructure Division Director**
 19 Internal Auditor
 19 Labor Relations Director
 19 Police Captain
 19 Police Commander
~~40~~ ~~Procurement Division Director~~
 19 Property Management Division Director
 19 Public Information Coordinator
 19 Sanitation Director
 19 Senior Assistant City Attorney
 19 Special Assistant to the City Manager
~~40~~ ~~Transportation and Concurrencey Manager~~

18 Affirmative Action Officer
 18 Application Systems Manager
18 **Assistant City Engineer**
 18 Assistant Director - Neighborhood Services
~~48~~ ~~Assistant Director - Parking~~
~~48~~ ~~Assistant Director - Parks~~
 18 Assistant Director - Planning
18 **Assistant Director - Procurement**
~~48~~ ~~Assistant Director - Recreation~~
 18 Assistant Director- Tourism and Cultural Development
18 **Building Operations Manager**
 18 Chief Accountant
 18 Expenditure / Treasury Manager
 18 Finance Manager
 18 Human Resources Administrator II
18 **Investigator Supervisor**
 18 Redevelopment Coordinator
 18 Labor Relations Division Director
 18 Revenue Manager
 18 Senior Capital Projects Coordinator
 18 Systems Support Manager
 18 Technical Services Manager

18 Utilities Superintendent

17 Account Manager – Finance

17 Administrative Services Manager

17 Assets Manager

17 Assistant Director - Code Compliance

17 Assistant Division Director - Property Management

17 Assistant For Labor Relations

17 Assistant to the Neighborhood Services Director

17 Assistant Internal Auditor

17 Call Center / Customer Service Manager

17 Capital Improvement Administrator - Finance

17 Capital Projects Coordinator

17 Chief Accessibility Inspector

17 Chief Structural Plans Examiner

~~17 Code Compliance Division Director~~

17 Community Development and Housing Division Director

17 Community Services Division Director

17 Construction Management Division Director

17 Cultural Affairs Program Manager

17 Economic Development Division Director

17 Emergency Management Coordinator

17 Employment Supervisor

17 Geographic Information System Manager

17 Grants Manager

17 Historic Preservation Coordinator

17 Housing Manager

17 Manager – Finance

17 Neighborhood Services Projects Administrator

17 Office of Community Services Division Director

17 Organizational Development & Training Coordinator

17 Planning & Zoning Manager

17 Preservation & Design Manager

17 Public Safety Special Projects Coordinator

17 Risk Manager

~~17 Service Delivery Manager~~

17 Special Projects Coordinator

17 Streets, Lighting & Stormwater Superintendent

17 Transportation Manager

~~16 Assistant Director – Procurement Division~~

16 Assistant Director - Sanitation

16 Assistant City Attorney II

16 Assistant City Clerk

16 Capital Improvement Administrator

16 Capital Projects Administrator
 16 Chief Building Code Compliance Officer
 16 Chief Building Inspector
 16 Chief Electrical Inspector
 16 Chief Elevator Inspector
 16 Chief Engineering Inspector
 16 Chief Fire Protection Analyst
 16 Chief Mechanical Inspector
 16 Chief Plumbing Inspector
 16 Civil Engineer III
 16 Claims Coordinator
 16 Community Development Coordinator
 16 Community Information Coordinator
 16 Community Resources Coordinator
 16 Database Administrator
 16 Employee Benefits Coordinator
 16 EMS Coordinator
 16 Environmental Resources Manager
 16 Film & Event Production Manager
 16 Financial Analyst III
 16 Human Resources Administrator I
 16 Implementation Services Manager
 16 Landscape Projects Coordinator
 16 Mayor / Commissioner Aide
 16 Office of Child Development Director
 16 **Office Manager (City Attorney)**
 16 Organizational Development & Training Specialist
 16 Park Facility Manager
 16 Parks Superintendent
 16 Police Plans & Policies Manager
 16 Principal Planner
 16 Project Planner/Designer
 16 **Property Maintenance/Operations Superintendent**
 16 PSCU Administrator
 16 ~~Public Information Officer~~
 16 **Director of the Office of Communications**
 16 Radio Systems Administrator
 16 Real Estate Economist
 16 Senior Auditor
 16 Senior Administrative Manager
 16 Senior Management Analyst
 16 Senior Management & Budget Analyst
 16 Senior Management Consultant
 16 Senior Network Administrator
 16 Senior Systems Administrator

16 Storage Area Network Architect
 16 Tourism & Convention Director
 16 Traffic Engineer
 16 Transportation Coordinator
 16 Urban Forester
 16 Utility Billing Supervisor
 16 VOIP Network Administrator

15 Assistant Director - Bass Museum
 15 Building Permitting Information Analyst II
 15 CDBG Projects Coordinator
 15 Central Services Coordinator
 15 Code Compliance Manager
 15 Code Compliance Supervisor
 15 Contracts Compliance Specialist
 15 Departmental ADA Coordinator
 15 Development Coordinator
 15 Development Review Services Coordinator
 15 Film & Print Coordinator
 15 Financial Analyst II
 15 Fire Protection Analyst
 15 Grants Writer / Researcher
 15 Information Technology Specialist III
 15 Inspection Services Coordinator
 15 **Leasing Specialist**
 15 Media Specialist
 15 Network Administrator
 15 Property / Evidence Supervisor
 15 **Public Safety Management/Budget Analyst**
 15 Quality Assurance Manager
 15 Redevelopment Specialist
 15 Right-of-Way Manager
 15 Safety Officer
 15 Senior Planner
 15 Senior Plans Designer
 15 Senior Capital Projects Planner
 15 **Senior GIS Analyst**
 15 Senior Systems Analyst
 15 Senior Telecommunications Specialist
 15 Special Events Coordinator
 15 Structural Engineer
 15 Systems Administrator

14 Administrative Manager
 14 Assistant City Attorney I

14 Building Records Manager
 14 CDBG Program Analyst
 14 Civil Engineer II
 14 Communications Manager
 14 Community Development Specialist
 14 Construction Manager
 14 Cultural Facilities Manager
 14 Curator
 14 Curator of Collections
 14 Curator of Education
 14 E-Government Administrator
 14 Entertainment Industry Liaison
 14 Environmental Specialist
 14 Geographic Information System Analyst
 14 Housing Specialist
 14 Information Technology Specialist II
 14 Legal Administrator
 14 Management Consultant
 14 Parking Administration Manager
 14 Parking Operations Manager
14 Performance and Scheduling Analyst
 14 Police Records Manager
 14 Property Management Contracts Coordinator
 14 Records Manager
 14 Sanitation Superintendent
 14 Senior Procurement Specialist
 14 Systems Analyst
 14 Telecommunications Specialist
 14 Social Worker
 14 Transportation Engineer
 14 Victims Advocate
14 Visual Communications Specialist
 13 Agenda Coordinator
 13 Auditor
 13 Executive Office Associate II
 13 Financial Analyst I
 13 Fleet Analyst
 13 Grants Writer / Researcher
 13 Labor Relations Specialist
 13 Management & Budget Analyst
 13 Office Manager
 13 Human Resources Specialist
 13 Planner
 13 Procurement Coordinator

13 Public Art Coordinator
 13 Public Information Specialist
 13 Security Specialist
 13 Special Events Liaison

 12 Bicycle Program Coordinator
 12 Building Permitting Information Analyst I
 12 Building Records Supervisor
 12 Civil Engineer I
 12 Community Development Technician
12 **Constituent/Commission Aide**
 12 Executive Office Associate I
 12 Field Agent
 12 Field Supervisor
12 **Financial Analyst**
 12 Homeless Program Coordinator
 12 Information Technology Specialist I
 12 Labor Relations Technician
 12 Legal Secretary
 12 Police Financial Assistant
 12 Police Public Information Officer
 12 Police Records Supervisor
12 **Public Safety Payroll Administrator**
 12 Registrar
12 **Records Supervisor**

 11 Case Worker
 11 Customer Service Liaison
 11 Elder Affairs Coordinator
 11 Grants & Operations Administrator
 11 Ice Rink Manager
 11 Media Assistant
 11 Office Associate V
 11 Parks and Recreation Analyst
 11 Sanitation Coordinator
 11 Truancy Prevention Program Coordinator

 10 Assistant Ice Rink Manager
 10 Code Violations Clerk
 10 Customer Service Liaison
 10 Management Intern
 10 Paralegal

 9 Case Worker II
 9 Office Associate IV

- 9 Field Monitor
- 8 Graffiti Removal Coordinator
- 7 Office Associate III
- 7 Receptionist
- 6 There is currently no classification in this grade.
- 5 Office Associate II
- 4 There is currently no classification in this grade.
- 3 ~~Office Associate I~~; There is no incumbent in this classification.
- 3 Social Worker Intern
- 2 There is no classification in this grade.
- 4 There is no classification in this grade.

SECTION 2: COST OF LIVING ADJUSTMENT

An across the board COLA of up to three percent (3%) shall be provided to all employees in the unclassified salary group whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended by the 2009 Condrey Classification and Compensation Study "Pay Scale B" (provided as Attachment 1), subsequently amended by seven percent (7%) in August 2013, by the consultant (provided as Attachment 2). Eligibility for up to a three percent (3%) COLA for any employee whose classification was not analyzed by Condrey, will have said COLA eligibility determined by the Human Resources Director, with the City Manager's concurrence, at the time of implementation.

SECTION 3: REPEALER.

That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5: EFFECTIVE DATE.

- A. The Ordinance amendments set forth in Section 1 above adding and/or deleting positions shall become effective ten days upon adoption of this ordinance on second reading. Increasing the minimum and maximums of the pay grades shall become effective the first full pay period ending in October 2014.
- B. The Ordinance amendments set forth in Section 2, providing for a cost of living adjustment for of up to three percent (3%) shall be provided to all employees in the unclassified salary group whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended by the 2009 Condrey Classification and Compensation Study "Pay Scale B", subsequently amended by seven percent (7%) in August 2013, by the consultant shall become effective the first full pay period in October 2014. Eligibility for up to a three percent (3%) COLA for any employee whose classification was not analyzed by Condrey, will have said COLA eligibility determined by the Human Resources Director, with the City Manager's concurrence, at the time of implementation shall become effective the first full pay period in October 2014.

SECTION 6: CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

PASSED and ADOPTED this ____ day of _____, 2013.

Matti Herrera Bower, Mayor

ATTEST:

Rafael E. Granado, City Clerk

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

14

Daniel Lopez

City Attorney

9/25/13

Date

ATTACHMENT 1



CONDREY &
ASSOCIATES, INC.

A Human Resources Consulting Company

August 21, 2013

Ms. Carla Maglio Gomez
Assistant Director
Department of Human Resources
City of Miami Beach
1700 Convention Center Drive
Miami Beach, Florida 33139

Dear Ms. Gomez:

As we discussed, I am happy to provide information concerning updating the salary scales presented in our August 2009 report. In order to bring these scales to current compensation levels, we recommend that they be increased by 7%. This 7% adjustment is based on the approximate cumulative increase in the Employment Cost Index since 2009.

I hope this information is helpful to you. Please do not hesitate to contact me if I may provide further information.

Sincerely,

Stephen E. Condrey, Ph.D.
President

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
OFFICE ASSOCIATE II 011-0210	CITY CLERK	o005	\$ 45,760.00	\$ 47,132.80		
OFFICE ASSOCIATE III 011-0370	HUMAN RESOURCES	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE III 011-0520	PLANNING	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE III 011-0950	PARKS RECREATION	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE III 011-0950	PARKS RECREATION	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE III	FINANCE/ ADMIN	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE III 011-0210	CITY CLERK	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE III 480-0461	PARKING ADMIN	o007	\$ 54,030.86	\$ 55,651.79	11	\$ 61,258.45
OFFICE ASSOCIATE IV 011-0210	CITY CLERK	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-1510	BUILDING SERV- BUILDING	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-1110	POLICE CHIEF OFFICE	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
CASE WORKER II 011-0560	HOMELESS OUTREACH	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 143-5675	COMMUNITY SERVICES	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 168-1985	REAL ESTATE, HOUSING & COMM DEV	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 480-0463	PARKING OFF STREET	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
CASE WORKER II 011-0560	HOMELESS OUTREACH	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0330	INTERNAL AUDIT	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0820	CIP	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0830	PUBLIC WORKS ENVIRON	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 480-0461	PARKING ADMIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
CASE WORKER II 011-0560	HOMELESS OUTREACH	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
CASE WORKER II 011-0560	HOMELESS OUTREACH	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 480-0461	PARKING ADMIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
FIELD MONITOR 011-0530	REAL ESTATE, HOUSING & COMM DEV	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0100	MAYOR AND COMMISSION	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
CASE WORKER II 011-0320	COMMUNITY SERVICES	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 435-0430	SANITATION	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0820	CIP	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0820	CIP	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
OFFICE ASSOCIATE IV 480-0461	PARKING ADMIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 143-5634	COMMUNITY SERVICES	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 480-0461	PARKING ADMIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0815	PUBLIC WORKS ENGIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-1510	BUILDING SERV- BUILDING	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-1520	CODE COMPLIANCE	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
FIELD MONITOR 011-0380	TOURISM & CULTURAL DEV	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-0520	PLANNING	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 480-0462	PARKING ADMIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 480-0461	PARKING ADMIN	o009	\$ 63,796.98	\$ 65,710.89	12	\$ 64,359.65
OFFICE ASSOCIATE IV 011-1510	BUILDING SERV- BUILDING	o009	\$ 63,796.98	\$ 65,710.89	14	\$ 71,041.02
CODE VIOLATION CLK 011-0210	CITY CLERK	o010	\$ 69,319.90	\$ 71,399.50	12	\$ 64,359.65
CODE VIOLATION CLK 011-0210	CITY CLERK	o010	\$ 69,319.90	\$ 71,399.50	12	\$ 64,359.65
CUST SERV LIAISON 480-0461	PARKING ADMIN	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0520	PLANNING	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0815	PUBLIC WORKS ENGIN	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-1130	POLICE SUPPORT SERV.	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 520-1720	PW-PROPERTY MGMT	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0210	CITY CLERK	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0360	FINANCE/ ADMIN	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0810	PUBLIC WORKS ADMIN	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0380	TOURISM & CULTURAL DEV	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0820	CIP	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0370	HUMAN RESOURCES	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-1130	POLICE SUPPORT SERV.	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0620	PROCUREMENT DIVISION	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0530	REAL ESTATE, HOUSING & COMM DEV	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
GRANTS & OPER ADMIN 140-6080	TOURISM & CULTURAL DEV	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 480-0461	PARKING ADMIN	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
OFFICE ASSOCIATE V 510-1780	FLEET MANAGMENT DIV	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
SANITATION COORD 435-0430	SANITATION	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-1510	BUILDING SERV- BUILDING	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
OFFICE ASSOCIATE V 011-0960	FIRE PREVENTION	o011	\$ 75,325.12	\$ 77,584.87	14	\$ 71,041.02
CASE WORKER 011-0320	COMMUNITY SERVICES	o011	\$ 75,325.12	\$ 77,584.87		
CASE WORKER 011-0320	COMMUNITY SERVICES	o011	\$ 75,325.12	\$ 77,584.87		
OFFICE ASSOC V 510-1780	FLEET MANAGMENT DIV	o011	\$ 75,325.12	\$ 77,584.87		
TRUANCY PROG COORD 143-5674	COMMUNITY SERVICES	o011	\$ 75,325.12	\$ 77,584.87	16	\$ 78,416.00
OFFICE ASSOCIATE V 011-0380	TOURISM & CULTURAL DEV	o011	\$ 75,325.12	\$ 77,584.87	16	\$ 78,416.00
ICE RINK MANAGER 011-0950	PARKS RECREATION	o011	\$ 75,325.12	\$ 77,584.87	16	\$ 78,416.00
OFFICE ASSOCIATE V 011-0380	TOURISM & CULTURAL DEV	o011	\$ 75,325.12	\$ 77,584.87	16	\$ 78,416.00
PARKS & REC ANALYST 011-0950	PARKS RECREATION	o011	\$ 75,325.12	\$ 77,584.87		
PARKS & REC ANALYST 011-0940	PARKS MAINTENANCE	o011	\$ 75,325.12	\$ 77,584.87		
OFFICE ASSOCIATE V 011-0920	PARKS ADMINISTRATION	o011	\$ 75,325.12	\$ 77,584.87	18	\$ 86,556.58
POLICE RECORDS SUPV 011-1150	POLICE TECH SERV	o012	\$ 81,848.00	\$ 84,303.44	12	\$ 64,359.65
REGISTRAR 011-0930	TOURISM & CULTURAL DEV	o012	\$ 81,848.00	\$ 84,303.44	14	\$ 71,041.02
EXEC OFF ASSC I 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
EXEC OFF ASSC I 011-0310	CITY MANAGER	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
EXEC OFF ASSC I 011-0310	CITY MANAGER	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
EXEC OFF ASSC I 011-0360	FINANCE/ ADMIN	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
EXEC OFF ASSC I 011-1110	POLICE CHIEF OFFICE	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
EXEC OFF ASSC I 011-0340/0332	BUDGET	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
EXEC OFF ASSC I 011-0310	CITY MANAGER	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
CONSTIT/COMM AIDE 011-0100	MAYOR AND COMMISSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
EXEC OFF ASSC I 011-1210	FIRE SUPPRESSION	o012	\$ 81,848.00	\$ 84,303.44	15	\$ 74,637.47
FIELD AGENT 160-0330	INTERNAL AUDIT	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
FIELD AGENT 160-0330	INTERNAL AUDIT	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
FIELD SUPERVISOR 011-0520	PLANNING	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
INF TECH SPEC I 550-0640	IT SUPPORT	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
FIELD SUPERVISOR 011-0520	PLANNING	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
FIELD AGENT 435-0430	INTERNAL AUDIT	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
INFO TECH SPEC I 550-0640	IT SUPPORT	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
FIELD AGENT 160-0330	INTERNAL AUDIT	o012	\$ 81,848.00	\$ 84,303.44	16	\$ 78,416.00
FINANCIAL ANALYS FIN 011-0361	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 011-0362	FINANCE/ TREASURY MANAGEMENT	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 160-0363	FINANCE/ RESORT TAX	o012	\$ 81,848.00	\$ 84,303.44		
POLICE FINANCIAL ASST 011-1110	POLICE CHIEF OFFICE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 011-0361	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 011-1510	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 480-0461	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 480-0461	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 480-0461	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 480-0461	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
RECORDS SUPV 011-0820	CIP	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 011-0361	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
FINANCIAL ANALYS FIN 480-0461	FINANCE/ REVENUE	o012	\$ 81,848.00	\$ 84,303.44		
PUBLIC SAF PAY ADMIN 011-1130	POLICE SUPPORT SERV.	o012	\$ 81,848.00	\$ 84,303.44		
PUBLIC SAF PAY ADMIN 011-1210	FIRE SUPPRESSION	o012	\$ 81,848.00	\$ 84,303.44		
FIELD SUPERVISOR 011-0820	CIP	o012	\$ 81,848.00	\$ 84,303.44	19	\$ 90,938.51
CIVIL ENG I 011-0815	PUBLIC WORKS ENGIN	o012	\$ 81,848.00	\$ 84,303.44	21	\$ 105,460.79
CIVIL ENGINEER I 427-0427	PUBLIC WORKS STORM	o012	\$ 81,848.00	\$ 84,303.44	21	\$ 105,460.79

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
AGENDA COORDINATOR 011-0210	CITY CLERK	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
EXEC OFF ASSC II 011-0310	CITY MANAGER	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
PUBLIC INF SPECIALIST 011-0820	CIP	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
PUBLIC INF SPECIALIST 011-0920	PARKS ADMINISTRATION	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
PROCUREMENT COORD 011-0620	PROCUREMENT DIVISION	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
PROCUREMENT COORD 011-0620	PROCUREMENT DIVISION	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
PUBLIC INF SPECIALIST 011-0820	CIP	o013	\$ 88,940.02	\$ 91,608.22	16	\$ 78,416.00
FINANC ANALYST I 011-0366	FINANCE/ EXPENDITURES & CAPITAL MGMT	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0820	CIP	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0364	FINANCE/ ADMIN	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0366	FINANCE/ TREASURY MANAGEMENT	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0361	FINANCE/ TREASURY MANAGEMENT	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
AUDITOR 011-0330	INTERNAL AUDIT	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-1510	BUILDING SERV- BUILDING	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0362	FINANCE/ REVENUE	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0366	FINANCE/ TREASURY MANAGEMENT	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 480-0461	FINANCE/ REVENUE	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
FINANC ANALYST I 011-0361	FINANCE/ RESORT TAX	o013	\$ 88,940.02	\$ 91,608.22	17	\$ 82,385.80
OFFICE MANAGER 011-0100	MAYOR AND COMMISSION	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
HUMAN RES SPC 540-1791	RISK - BENEFITS	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
LABOR RELATIONS SPEC 011-0375	HUMAN RESOURCES	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
PLANNER 011-0520	PLANNING	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
PLANNER 011-0520	PLANNING	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
LABOR RELATIONS SPEC 011-0375	LABOR RELATIONS	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
PLANNER 011-0520	PLANNING	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
HUMAN RES SPC 011-0370	HUMAN RESOURCES	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
FLEET ANALYST 510-1780	FLEET MANAGEMENT DIV	o013	\$ 88,940.02	\$ 91,608.22	18	\$ 86,556.58
VICTIM'S ADVOCATE 011-1140	POLICE CID	o014	\$ 96,640.96	\$ 99,540.19	15	\$ 74,637.47
VICTIM'S ADVOCATE 195-6072	POLICE CID	o014	\$ 96,640.96	\$ 99,540.19	15	\$ 74,637.47

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
POLICE RECORDS MGR 011-1150	POLICE TECH SERV	o014	\$ 96,640.96	\$ 99,540.19	16	\$ 78,416.00
VISUAL COMM SPEC 011-0350	COMMUNICATIONS	o014	\$ 96,640.96	\$ 99,540.19	16	\$ 78,416.00
COMMUNICATIONS MGR 011-1150	POLICE TECH SERV	o014	\$ 96,640.96	\$ 99,540.19	17	\$ 82,385.80
ENVIRONMENTAL SPEC 011-0830	PUBLIC WORKS ENVIRON	o014	\$ 96,640.96	\$ 99,540.19	17	\$ 82,385.80
GIS ANALYST 425-0410	PUBLIC WORKS WATER	o014	\$ 96,640.96	\$ 99,540.19	17	\$ 82,385.80
COMMUNICATIONS MGR 011-1150	POLICE TECH SERV	o014	\$ 96,640.96	\$ 99,540.19	17	\$ 82,385.80
BUILDING RECORDS MGR 011-1510	BUILDING SERV- BUILDING	o014	\$ 96,640.96	\$ 99,540.19	17	\$ 82,385.80
INFO TECH SPEC II 550-0640	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
INFO TECH SPEC II 550-0640	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
PARKING OPER MGR 480-0462	PARKING ON STREET	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
TELECOM SPEC IALIST 550-1750	IT COMMUNICATIONS	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
INFO TECH SPEC II 011-1150	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
COMM DEV SPEC 138-5668	REAL ESTATE, HOUSING & COMM DEV	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
HOUSING SPEC 180-5225	REAL ESTATE, HOUSING & COMM DEV	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
INFO TECH SPC II 011-1150	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
INFO TECH SPEC II 550-0640	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
INFO TECH SPC II 550-0640	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
INFO TECH SPEC II 550-0640	IT SUPPORT	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
SANITATION SUPT 435-0430	SANITATION	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
PARKING OPER MGR 480-0463	PARKING OFF STREET	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
SANITATION SUPT 435-9962	SANITATION	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
PARKING OPER MGR 480-0462	PARKING ON STREET	o014	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
E-GOVERNMENT ADMIN 550-0630	IT APPLICATIONS	o014	\$ 96,640.96	\$ 99,540.19	19	\$ 90,938.51
E-GOVERNMENT ADMIN 550-0630	IT APPLICATIONS	o014	\$ 96,640.96	\$ 99,540.19	19	\$ 90,938.51
SR PROCUREMENT SP 011-0620	PROCUREMENT DIVISION	o014	\$ 96,640.96	\$ 99,540.19	19	\$ 90,938.51
SYSTEMS ANALYST 550-0630	IT APPLICATIONS	o014	\$ 96,640.96	\$ 99,540.19	19	\$ 90,938.51
LEASING SPECIALIST 011-0530	REAL ESTATE, HOUSING & COMM DEV	o014	\$ 96,640.96	\$ 99,540.19		
PERFORM/SCHEDUL ANLYS 011-0820	CIP	o014	\$ 96,640.96	\$ 99,540.19		
CIVIL ENG II 011-0815	PUBLIC WORKS ENGIN	o014	\$ 96,640.96	\$ 99,540.19	22	\$ 116,408.98

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
CENTRAL SERV COORD 530-1760	CITY CLERK - CNTRL SER	o015	\$ 105,010.88	\$ 108,161.21	16	\$ 78,416.00
REDEV SPECIALIST 011-0380	TOURISM & CULTURAL DEV	o015	\$ 105,010.88	\$ 108,161.21	16	\$ 78,416.00
REDEV SPECIALIST 011-0530	TOURISM & CULTURAL DEV	o015	\$ 105,010.88	\$ 108,161.21	16	\$ 78,416.00
BLD PERM INF ANALY II 011-1510	BUILDING SERV- BUILDING	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
BLD PERM INF ANALY II 011-1510	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
DEV REVIEW SVCS COORD 011-1510	BUILDING SERV- BUILDING	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
CONTRACTS COMP SPEC 011-0620	PROCUREMENT DIVISION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
BLD PERM INF ANALY II 011-1510	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
FIRE PROTECT ANALYST 011-1230	FIRE PREVENTION	o015	\$ 105,010.88	\$ 108,161.21	18	\$ 86,556.58
RIGHT OF WAY MGR 011-0815	PUBLIC WORKS ENGIN	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
SR TELECOM SPECIALIST 550-1750	IT COMMUNICATIONS	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
SYSTEM ADM 550-0640	IT SUPPORT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
SR TELECOM SPECIALIST 550-1750	IT COMMUNICATIONS	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 011-0366	FINANCE/ TREASURY MANAGEMENT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 011-0361	FINANCE/ TREASURY MANAGEMENT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 011-0820	CIP	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
SYSTEM ADM 011-1150	IT SUPPORT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 134-1931	REAL ESTATE, HOUSING & COMM DEV	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 011-0362	FINANCE/ TREASURY MANAGEMENT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 011-0362	FINANCE/ TREASURY MANAGEMENT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
FINANC ANALYST II 480-0461	FINANCE/ ADMIN	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
MEDIA SPECIALIST 011-0350	COMMUNICATIONS	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
SYSTEM ADM 550-0640	IT SUPPORT	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
FINANC ANALYST II 011-0361	FINANCE/ REVENUE	o015	\$ 105,010.88	\$ 108,161.21	19	\$ 90,938.51
SR SYSTEMS ANALYST 550-0630	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SR SYSTEMS ANALYST 550-0630	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SR SYSTEMS ANALYST 550-0630	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
INSP SERVICES COORD 011-1510	BUILDING SERV- BUILDING	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SR SYSTEMS ANALYST 550-0630	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SENIOR PLANNER 011-0520	PLANNING	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SENIOR PLANNER 011-0520	PLANNING	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SENIOR PLANNER 011-0520	PLANNING	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SENIOR PLANNER 011-0520	PLANNING	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SR SYSTEMS ANALYST 480-0461	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SENIOR PLANNER 011-0520	PLANNING	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
SR SYSTEMS ANALYST 550-0630	IT APPLICATIONS	o015	\$ 105,010.88	\$ 108,161.21	20	\$ 95,542.28
DEVELOPMENT COORD 011-0350	COMMUNICATIONS	o015	\$ 105,010.88	\$ 108,161.21	21	\$ 105,460.79
PUBLIC SAFETY MGT/BUD ANALYST	POLICE CHIEF OFFICE	o015	\$ 105,010.88	\$ 108,161.21		
LEASING SPECIALIST 011-0530	REAL ESTATE, HOUSING & COMM DEV	o015	\$ 105,010.88	\$ 108,161.21		
SENIOR GIS ANALYST 425-0410	PUBLIC WORKS STORM	o015	\$ 105,010.88	\$ 108,161.21		
COMM RES COORD 011-0310	CITY MANAGER	o016	\$ 114,108.02	\$ 117,531.26	17	\$ 82,385.80
COMM RES COORD 011-0310	CITY MANAGER	o016	\$ 114,108.02	\$ 117,531.26	17	\$ 82,385.80
CHIEF ENG INSP 011-1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	19	\$ 90,938.51
SP PROJ COORD 550-0630	IT APPLICATIONS	o016	\$ 114,108.02	\$ 117,531.26	19	\$ 90,938.51
TRANSP COORD 011-0870	PW - TRANSPORTATION/CO	o016	\$ 114,108.02	\$ 117,531.26	19	\$ 90,938.51
ENVIRON RES MGR 011-0830	PUBLIC WORKS ENVIRON	o016	\$ 114,108.02	\$ 117,531.26	19	\$ 90,938.51
CHIEF BLDG CODE COMP OFF 1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
CHIEF BUILDING INSP 011-1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
CHIEF ELECTR INSP 011-1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
CHIEF ELEVATOR INSP 011-1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
CHIEF MECHANICAL INSP 011-1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
CHIEF PLUMBING INSP 011-1510	BUILDING SERV- BUILDING	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
SENIOR AUDITOR 011-0330	INTERNAL AUDIT	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
SR MGMT ANALYST 427-0427	PUBLIC WORKS STORM	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
ASST DIR-SANITATION 435-0430	SANITATION	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
CAPITAL PRJT ADMIN 011-0820	CIP	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
SR M & B ANALYST 011-0340	BUDGET	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
SR M & B ANALYST 011-0340	BUDGET	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
SR M & B ANALYST 011-0340	BUDGET	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
HUMAN RES ADMIN I 540-1791	RISK - BENEFITS	o016	\$ 114,108.02	\$ 117,531.26	20	\$ 95,542.28
DATABASE ADMIN 550-0630	IT APPLICATIONS	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
DATABASE ADMIN 550-0630	IT APPLICATIONS	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 011-0361	FINANCE/ REVENUE	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PARK FACILITIES MGR 011-0950	PARKS RECREATION	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PUBLIC INFO OFFICER 011-0350	COMMUNICATIONS	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR NETWORK ADM 550-0640	IT SUPPORT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR SYSTEMS ADM 550-0640	IT SUPPORT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR SYSTEMS ADM 550-0640	IT SUPPORT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 011-0361	FINANCE/ REVENUE	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 160-0363	FINANCE/ RESORT TAX	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR SYSTEMS ADM 550-0640	IT SUPPORT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PRINCIPAL PLANNER 011-0520	PLANNING	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 011-0362	FINANCE/ TREASURY MANAGEMENT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 011-0364	FINANCE/ ADMIN	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 011-0362	FINANCE/ TREASURY MANAGEMENT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PARKS SUPERINTEND 011-0940	PARKS MAINTENANCE	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PARK FACILITIES MGR 011-0950	PARKS RECREATION	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PARK FACILITIES MGR 011-0950	PARKS RECREATION	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR ADMINISTRATIVE MGR 480-0461	PARKING ADMIN	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
FINANC ANALYST III 011-0366	FINANCE/ TREASURY MANAGEMENT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PRINCIPAL PLANNER 011-0520	PLANNING	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
PARKS SUPERINTEND 011-0940	PARKS MAINTENANCE	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
HUMAN RES ADMIN I 011-0370	HUMAN RESOURCES	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR NETWORK ADM 550-0640	IT SUPPORT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
RADIO SYSTEMS ADM 550-1750	IT COMMUNICATIONS	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
POLICE PLNS POL MGR 011-1110	POLICE CHIEF OFFICE	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
SR SYSTEMS ADM 550-0640	IT SUPPORT	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
ORG DEV & TRAIN SP 011-0332	BUDGET	o016	\$ 114,108.02	\$ 117,531.26	21	\$ 105,460.79
PKS SPR-URBAN FORST 011-0940	PARKS MAINTENANCE	o016	\$ 114,108.02	\$ 117,531.26		
CD COORDINATOR 133-1931	REAL ESTATE, HOUSING & COMM DEV	o016	\$ 114,108.02	\$ 117,531.26		
PROP MAINT/OPER SUPT 520-1720	PW-PROPERTY MGMT	o016	\$ 114,108.02	\$ 117,531.26		
CHIEF FIRE PROT ANALY 011-1230	FIRE PREVENTION	o016	\$ 114,108.02	\$ 117,531.26	22	\$ 116,408.98
CHIEF FIRE PROT ANALY 011-1230	FIRE PREVENTION	o016	\$ 114,108.02	\$ 117,531.26	22	\$ 116,408.98
FILM/EVENT PROCT MGR 011-0380	TOURISM & CULTURAL DEV	o016	\$ 114,108.02	\$ 117,531.26	22	\$ 116,408.98
CIVIL ENGINEER III 011-0815	PUBLIC WORKS ENGIN	o016	\$ 114,108.02	\$ 117,531.26	23	\$ 128,493.73
CIVIL ENGINEER III 427-0427	PUBLIC WORKS STORM	o016	\$ 114,108.02	\$ 117,531.26	23	\$ 128,493.73
CIVIL ENGINEER III 011-0815	PUBLIC WORKS ENGIN	o016	\$ 114,108.02	\$ 117,531.26	23	\$ 128,493.73
ASST DIR-PROCUR 011-0620	PROCUREMENT DIVISION	o016	\$ 114,108.02	\$ 117,531.26	24	\$ 161,585.87
ADMIN SERVICES MGR 011-1510	BUILDING SERV- BUILDING	o017	\$ 123,990.88	\$ 127,710.61	18	\$ 86,556.58
SP PROJ COORD 011-0310	CITY MANAGER	o017	\$ 123,990.88	\$ 127,710.61	19	\$ 90,938.51
CALL CTR/CU SVC MGR 011-1510	CITY MANAGER	o017	\$ 123,990.88	\$ 127,710.61	20	\$ 95,542.28
CHIEF ACCES INSP 011-1510	BUILDING SERV- BUILDING	o017	\$ 123,990.88	\$ 127,710.61		
ASST INT AUDITOR 011-0330	INTERNAL AUDIT	o017	\$ 123,990.88	\$ 127,710.61	21	\$ 105,460.79
COMM SERV DIV DIR 011-0320	COMMUNITY SERVICES	o017	\$ 123,990.88	\$ 127,710.61	21	\$ 105,460.79
GRANTS MANAGER 011-0650	BUDGET	o017	\$ 123,990.88	\$ 127,710.61	21	\$ 105,460.79
RISK MANAGER 540-1790	RISK MANAGMENT	o017	\$ 123,990.88	\$ 127,710.61	21	\$ 105,460.79
TRANSPORTATION MGR 011-0870	PW - TRANSPORTATION/CO	o017	\$ 123,990.88	\$ 127,710.61	21	\$ 105,460.79
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CULT AFF PRGRM MGR 140-6080	TOURISM & CULTURAL DEV	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
CAPITAL PROJ COORD 011-0820	CIP	o017	\$ 123,990.88	\$ 127,710.61	22	\$ 116,408.98
PUB SAF SP PROJ COORD 011-1110	POLICE CHIEF OFFICE	o017	\$ 123,990.88	\$ 127,710.61		
EMERG MGMT COORD 011-1150	POLICE TECH SERV	o017	\$ 123,990.88	\$ 127,710.61		
CHIEF STRU PLANS EXAM 011-1510	BUILDING SERV- BUILDING	o017	\$ 123,990.88	\$ 127,710.61	23	\$ 128,493.73
CHIEF STRUCT PLANS EX 011-1510	BUILDING SERV- BUILDING	o017	\$ 123,990.88	\$ 127,710.61	23	\$ 128,493.73
PLANNING & ZONING MGR 011-0520	PLANNING	o017	\$ 123,990.88	\$ 127,710.61	23	\$ 128,493.73
CHIEF STRU PLANS EXAM 011-1510	BUILDING SERV- BUILDING	o017	\$ 123,990.88	\$ 127,710.61	23	\$ 128,493.73
PRESE & DESIGN MGR 011-0520	PLANNING	o017	\$ 123,990.88	\$ 127,710.61	23	\$ 128,493.73
SYSTEMS SUP MGR 550-0640	IT SUPPORT	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
CHIEF ACCOUNTANT 011-0364	FINANCE/ ADMIN	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
SR CAP PROJ COORD 011-0820	CIP	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
SR CAP PROJ COORD 480-0463	CIP	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
FINANCE MANAGER 011-0366	FINANCE/ TREASURY MANAGEMENT	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
APP SYSTEMS MGR 550-0630	IT APPLICATIONS	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
BLDG OPER MGR 011-1510	BUILDING SERV- BUILDING	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
EXP/TREASURY MGR 011-0362	FINANCE/ TREASURY MANAGEMENT	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
SR CAP PROJ COORD 011-0820	CIP	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
REVENUE MANAGER 011-0361	FINANCE/ REVENUE	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
TECH SERVICES MGR 550-1750	IT COMMUNICATIONS	o018	\$ 134,730.96	\$ 138,772.89	23	\$ 128,493.73
ASST CITY ENGINEER 011-0815	PUBLIC WORKS ENGIN	o018	\$ 134,730.96	\$ 138,772.89		
INVESTIGATOR SUPERVISOR	POLICE CHIEF OFFICE	o018	\$ 134,730.96	\$ 138,772.89		
UTILITIES SUPER 425-0410	PUBLIC WORKS WATER	o018	\$ 134,730.96	\$ 138,772.89		
ASST DIR-PARKING 480-0463	PARKING ON STREET	o018	\$ 134,730.96	\$ 138,772.89	24	\$ 161,585.87
ASST DIR-PLANNING 011-0520	PLANNING	o018	\$ 134,730.96	\$ 138,772.89	24	\$ 161,585.87

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
SPC ASST TO CITY MGR 011-0820	CITY MANAGER	o019	\$ 146,396.90	\$ 150,788.81	22	\$ 116,408.98
HR ASST DIR 011-0370	HUMAN RESOURCES	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
PROP MGMT DIV DIR 520-1720	PW-PROPERTY MGMT	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1120	POLICE PATROL	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1150	POLICE PATROL	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1130	POLICE PATROL	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1140	POLICE CHIEF OFFICE	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1150	POLICE TECH SERV	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1140	POLICE CID	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
SANITATION DIRECTOR 435-0430	SANITATION	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1130	POLICE PATROL	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
ASST DIRECTOR-PARKS 011-0920	PARKS ADMINISTRATION	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
BASS MUSEUM DIR 011-0930	TOURISM & CULTURAL DEV	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
CITY ENGINEER 011-0815	PUBLIC WORKS ENGIN	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
ASST DIRECTOR - CIP 011-0820	CIP	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
INFRASTRUCTURE DIVDIR 011-0840	PUBLIC WORKS ADMIN	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
POLICE CAPTAIN 011-1130	POLICE PATROL	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
ASST DIRECTOR-PARKS 011-0940	PARKS MAINTENANCE	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
FLEET MGMT DIV DIR 510-1780	FLEET MANAGMENT DIV	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
INTERNAL AUDITOR 011-0330	INTERNAL AUDIT	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
ASST DIR-PUBLIC WKS 425-0420	PUBLIC WORKS ADMIN	o019	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
CODE COMP DIR 011-1520	CODE COMPLIANCE	o019	\$ 146,396.90	\$ 150,788.81	25	\$ 169,766.16
PROCUREMENT DIV DIR 011-0620	PROCUREMENT DIVISION	o019	\$ 146,396.90	\$ 150,788.81	25	\$ 169,766.16
DEPUTY DIR - BLDG 011-1510	BUILDING SERV- BUILDING	o020	\$ 159,078.92	\$ 163,851.29	24	\$ 161,585.87
ASST DIR - FINANCE 011-0360	FINANCE/ ADMIN	o020	\$ 159,078.92	\$ 163,851.29	24	\$ 161,585.87
DIVISION COMMANDER 011-1520	CODE COMPLIANCE	o020	\$ 159,078.92	\$ 163,851.29		
FIRE DIVISION CHIEF 011-1240	FIRE SUPPRESSION	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
FIRE DIVISION CHIEF 011-1220	FIRE SUPPRESSION	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
POLICE DIV MAJOR 011-1140	POLICE SUPPORT SERV.	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary With 7% 2013 Adjustment
FIRE DIVISION CHIEF 011-1210	FIRE SUPPRESSION	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
FIRE DIVISION CHIEF 011-1210	FIRE SUPPRESSION	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
FIRE MARSHALL 011-1230	FIRE PREVENTION	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
POLICE DIV MAJOR 011-1120	POLICE TECH SERV	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
POLICE DIV MAJOR 011-1130	POLICE PATROL	o020	\$ 159,078.92	\$ 163,851.29	25	\$ 169,766.16
INFO TECH DIV DIR 550-0640	IT COMMUNICATIONS	o021	\$ 172,857.88	\$ 178,043.62	25	\$ 169,766.16
ASST CHIEF OF POLICE 011-1110	POLICE CHIEF OFFICE	o021	\$ 172,857.88	\$ 178,043.62	26	\$ 178,360.57
ASST FIRE CHIEF 011-1210	FIRE SUPPRESSION	o021	\$ 172,857.88	\$ 178,043.62	26	\$ 178,360.57
CITY CLERK 011-0210	CITY CLERK	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
BUDG&PERF IMPR DIR 011-0332	BUDGET	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
T C A & ECON DEV DIR 011-0380	TOURISM & CULTURAL DEV	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
BUILDING DIRECTOR 011-1510	BUILDING SERV- BUILDING	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
DIR HUMAN RESOURCES 011-0370	HUMAN RESOURCES	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
PARKING DIRECTOR 480-0461	PARKING ADMIN	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
PARKS & RECREATI DIR 011-0920	PARKS ADMINISTRATION	o021	\$ 172,857.88	\$ 178,043.62	28	\$ 217,315.03
PUBLIC WORKS DIR 011-0810	PUBLIC WORKS ADMIN	o022	\$ 187,827.90	\$ 193,462.74	28	\$ 217,315.03
FIRE CHIEF 011-1210	FIRE SUPPRESSION	o023	\$ 204,095.06	\$ 210,217.91	28	\$ 217,315.03
POLICE CHIEF 011-1110	POLICE CHIEF OFFICE	o023	\$ 204,095.06	\$ 210,217.91	28	\$ 217,315.03
ASST CITY MANAGER 011-0310	CITY MANAGER	o024	\$ 221,772.98	\$ 228,426.17	29	\$ 239,875.14
ASST CITY MANAGER 011-0310	CITY MANAGER	o024	\$ 221,772.98	\$ 228,426.17	29	\$ 239,875.14
ASST CITY MANAGER 011-0310	CITY MANAGER	o024	\$ 221,772.98	\$ 228,426.17	29	\$ 239,875.14
CHIEF FINANCIAL OFF 011-0360	FINANCE/ ADMIN	o024	\$ 221,772.98	\$ 228,426.17	29	\$ 239,875.14
CITY MANAGER 011-0310	CITY MANAGER	o026	\$ 263,126.00	\$ 271,019.78	UNC	\$ 281,410.00
RECEPTIONIST 011-1410	CITY ATTORNEY	o407	\$ 54,030.86	\$ 55,651.79	9	\$ 55,497.13
PARALEGAL 011-1410	CITY ATTORNEY	o410	\$ 69,319.90	\$ 71,399.50	14	\$ 71,041.02
LEGAL SECRETARY 011-1410	CITY ATTORNEY	o412	\$ 81,848.00	\$ 84,303.44	17	\$ 82,385.80
LEGAL SECRETARY 011-1410	CITY ATTORNEY	o412	\$ 81,848.00	\$ 84,303.44	17	\$ 82,385.80
LEGAL SECRETARY 011-1410	CITY ATTORNEY	o412	\$ 81,848.00	\$ 84,303.44	17	\$ 82,385.80
LEGAL SECRETARY 011-1410	CITY ATTORNEY	o412	\$ 81,848.00	\$ 84,303.44	17	\$ 82,385.80

UNCLASSIFIED CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Maximum Annual Salary with 7% 2013 Adjustment
LEGAL SECRETARY 011-1410	CITY ATTORNEY	o412	\$ 81,848.00	\$ 84,303.44	17	\$ 82,385.80
LEGAL ADMINISTRATOR 011-1410	CITY ATTORNEY	o414	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
OFF MGR (CITY ATTY) 011-1410	CITY ATTORNEY	o416	\$ 114,108.02	\$ 117,531.26	18	\$ 86,556.58
SR ASST CITY ATTY 011-1410	CITY ATTORNEY	o419	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
SR ASST CITY ATTY 011-1410	CITY ATTORNEY	o419	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
SR ASST CITY ATTY 011-1410	CITY ATTORNEY	o419	\$ 146,396.90	\$ 150,788.81	24	\$ 161,585.87
FIRST ASST CITY ATTY 011-1410	CITY ATTORNEY	o421	\$ 172,857.88	\$ 178,043.62	26	\$ 178,360.57
FIRST ASST CITY ATTY 011-1410	CITY ATTORNEY	o421	\$ 172,857.88	\$ 178,043.62	26	\$ 178,360.57
FIRST ASST CITY ATTY 011-1410	CITY ATTORNEY	o421	\$ 172,857.88	\$ 178,043.62	26	\$ 178,360.57
FIRST ASST CITY ATTY 011-1410	CITY ATTORNEY	o421	\$ 172,857.88	\$ 178,043.62	26	\$ 178,360.57
CHIEF DEP CITY ATTY 011-1410	CITY ATTORNEY	o424	\$ 221,772.98	\$ 228,426.17	29	\$ 239,875.14
CHIEF DEP CITY ATTY 011-1410	CITY ATTORNEY	o424	\$ 221,772.98	\$ 228,426.17	29	\$ 239,875.14
CITY ATTORNEY 011-1410	CITY ATTORNEY	o426	\$ 261,855.10	\$ 269,710.75	UNC	\$ 281,410.00

Notes

Fields highlighted in gray represent positions that were not analyzed by Condrey; however, job audits have been completed for a majority of them.

Condensed Title:

An Ordinance Of The Mayor And City Commission Of The City Of Miami Beach, Florida, Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VI, Not Represented By A Collective Bargaining Unit And Commonly Referred To As "Others"; Amending All Of The Pay Grades; By Abolishing Pay Grade 1; Establishing The Classifications Of Fire Inspector I And Seasonal Recreation Aide; And Effective The First Full Pay Period Ending In October 2014, Increasing The Minimum And The Maximum Of Each Pay Grade, By Three Percent (3%); And Granting An Across The Board Cost Of Living Adjustment Of Up To Three Percent (3%) For Any Others Employee Whose Base Salary Does Not Exceed The Maximum Of The Pay Range For The Comparable Job Title As Recommended By The 2009 Condrey Classification And Compensation Study "Pay Scale B" And Subsequently Amended By Seven Percent 7% In August 2013 By The Consultant; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification.

Key Intended Outcome Supported:

Attract and maintain a Workforce of Excellence.

Supporting Data (Surveys, Environmental Scan, etc)
 In the past six years, there have only been two COLAs, with the last COLA not having increased the minimum and the maximum of the pay ranges for the "Others" salary group.

Item Summary/Recommendation:

First Reading

The City reached individual three (3) year labor agreements covering the time period of October 1, 2012, through September 30, 2015 with each, the CWA, GSAF, FOP and IAFF. The City agreed to a three percent COLA for all bargaining unit employees effective the first pay period ending in October 2014, adjusting the minimum and maximum of each pay range accordingly. Keeping with spirit of treating all City of Miami Beach employees similarly, the Administration is recommending effective with the first full pay period in October 2014, increasing the minimum and maximum of the salary ranges for all pay grades in the "others" salary group and granting an across the board cost of living adjustment of up to three percent for any employee in the "others" salary group whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended in the 2009 Condrey Classification and Compensation Study "Pay Scale B", and subsequently amended by seven percent in August 2013, by the consultant.

In addition, two new positions in the "others" salary group have been created since the last update to the Classified Employees Salary Ordinance for "others" in April 2012 and the inclusion of these positions are being reflected in the proposed amendment to the ordinance.

Advisory Board Recommendation:

N/A

Financial Information:

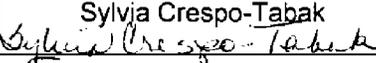
Source of Funds:	Amount		
 OBPI	1	FY2012/2013 \$0	
	2	FY2013/2014 \$0	
	3	FY2014/2015 \$30,000	Cost of three percent salary COLA for qualifying "Others" employees
	Total	\$30,000	

Financial Impact Summary: The three percent COLA provides a needed amendment to the salary ranges to provide for a fair and internally and externally competitive compensation system. The estimated five-year impact is approximately \$150,000.

City Clerk's Office Legislative Tracking:

Sylvia Crespo-Tabak, Human Resources Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
Sylvia Crespo-Tabak 	Kathie G. Brooks 	Jimmy L. Morales 

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Matti Herrera Bower and Members of the City Commission
FROM: City Manager Jimmy L. Morales
DATE: September 30, 2013

First Reading

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 789, THE CLASSIFIED EMPLOYEES SALARY ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, AS FOLLOWS: PROVIDING FOR THE CLASSIFICATIONS IN GROUP VI, NOT REPRESENTED BY A COLLECTIVE BARGAINING UNIT AND COMMONLY REFERRED TO AS "OTHERS"; AMENDING ALL OF THE PAY GRADES BY ABOLISHING PAY GRADE 1; ESTABLISHING THE CLASSIFICATIONS OF FIRE INSPECTOR I AND SEASONAL RECREATION AIDE; AND EFFECTIVE THE FIRST FULL PAY PERIOD ENDING IN OCTOBER 2014, INCREASING THE MINIMUM AND THE MAXIMUM OF EACH PAY GRADE, BY THREE PERCENT (3%); AND GRANTING AN ACROSS THE BOARD COST OF LIVING ADJUSTMENT OF UP TO THREE PERCENT (3%) FOR ANY "OTHERS" EMPLOYEE WHOSE BASE SALARY DOES NOT EXCEED THE MAXIMUM OF THE PAY RANGE FOR THE COMPARABLE JOB TITLE AS RECOMMENDED BY THE 2009 CONDREY CLASSIFICATION AND COMPENSATION STUDY "PAY SCALE B" AND SUBSEQUENTLY AMENDED BY SEVEN PERCENT 7% IN AUGUST 2013 BY THE CONSULTANT; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND CODIFICATION.

RECOMMENDATION

The Administration recommends that the City Commission approve the Ordinance on first reading and set a second reading and public hearing for October 16, 2013.

BACKGROUND

The City of Miami Beach has the following five (5) classified employee groups represented by bargaining units:

- Group I - Represented by the American Federation of State, County and Municipal Employees (AFSCME) Local 1554;
- Group II - Represented by the Fraternal Order of Police (FOP) William Nichols Lodge No. 8;
- Group III - Represented by the International Association of Firefighters (IAFF) Local 1510;

- Group IV - Represented by the Communications Workers of America (CWA) Local 3178; and
- Group V - Represented by the Government Supervisors Association of Florida (GSAF), OPEIU, Local 100.

The City also has one classified employee group, Group VI, comprising of classifications in the classified service not covered by a bargaining unit. This group is commonly referred to in the City of Miami Beach as "others".

There is a seventh salary group comprised of at-will employees commonly referred to as unclassified.

ANALYSIS

The City of Miami Beach currently has approximately 23 employees whose classifications are in the "others" salary group.

The City has reached agreement with four of the five bargaining units representing employees. They include CWA, IAFF, GSAF and the FOP. The agreements with CWA and IAFF were approved by the corresponding bargaining unit members and ratified by the City Commission. The Administration presented an item to the City Commission on September 11, 2013, amending the FOP collective bargaining agreement that was ratified July 19, 2013. The FOP membership voted on the agreement September 9 through 11, 2013 and the members ratified.

On July 18, 2013, the City and the GSAF leadership reached an agreement. GSAF held a ratification vote August 1, 2013, and the majority voted against the proposed agreement. GSAF held a second vote September 18, 2013, in which the membership ratified the contract; the specifics of which will be presented to the City Commission for ratification at the October 16, 2013, meeting. As of this writing, the City and AFSCME continue to negotiate a successor agreement to the one that expired April 30, 2013.

An across the board cost of living adjustment (COLA) of three percent was negotiated with CWA, GSAF, FOP and IAFF effective with the first full pay period ending in October 2014; and the minimum and maximum of the pay range for each classification will increase accordingly.

Since October 2009, there have been no merit increases for any unclassified or "others" employees. There was one three percent COLA in April 2012, for those "others" employees whose salary was below the maximum of the pay range of their respective classifications. Note, the minimum and maximum of the pay ranges were increased for all salary groups except for the unclassified and "others" in April 2012.

Since FY2007/2008 the management team (senior level and executive employees) has been eligible for one merit increase only. Effective January 18, 2010, employees in the unclassified and "others" salary groups who are members of the Miami Beach Employees' Retirement Plan (MBERP) also began contributing an additional two percent of their pensionable salaries toward their pension, reducing the City's portion of the annual required contribution.

In 2008, the Administration entered into a contract with Condrey & Associates to perform a citywide study to ensure the City had a classification and compensation system that was appropriate, competitive and fair.

Condrey & Associates, in conjunction with a professor/researcher from the University of Miami, also conducted a best practices benefits survey to collect data on what other jurisdictions were doing to control related costs. Condrey & Associates presented their preliminary findings to the City Administration in early October 2008, just days after the major economic downturn experienced by the stock market. Given the subsequent grim economic news and forecasts, the employee layoffs from many local and national organizations, and others freezing or reducing salaries and benefits, the Administration asked Condrey & Associates to analyze its findings further to make a more accurate and timely recommendation to the City, considering the evolving economic, financial and labor factors.

In August 2009, the City received the final Condrey & Associates Classification and Compensation Study for the City of Miami Beach. The report included an analysis of the salary and benefits data, along with the jurisdictions that responded to the salary and benefits surveys. In August 2013, the consultant provided the City with a letter (Attachment 1) advising that the recommended minimum and the maximum salary scales recommended in the study should be adjusted by seven percent.

The City's past practice has been to provide COLAs to the "others" and unclassified employees consistent with those negotiated and agreed to for employees covered by collective bargaining agreements. Therefore, the Administration recommends that effective with the first full pay period ending in October 2014, the minimum and maximum of the pay grades in the unclassified salary group be increased by three percent and that employees be eligible for up to a three percent COLA if their salaries do not exceed the maximum of the pay range for the comparable job title in the Condrey Study, subsequently adjusted by seven percent in August 2013. No employee in the unclassified salary group, who separates from employment with the City prior to the implementation date of the proposed COLA, will be eligible for this increase.

The Human Resources Director will review and determine the appropriate range for those classifications not analyzed by Condrey. Based on an appropriately determined range, with the City Manager's concurrence, the eligibility of each incumbent in those classifications for up to a three percent COLA will be determined.

The estimated impact to the FY2014/2015 operating budget attributable to the three percent COLA is approximately \$30,000. This estimate does not take into account turnover rates.

The impact from filled positions affected by the Condrey recommendations, as amended in August 2013, is provided in Attachment 2.

In addition over the last few years, several reclassifications and organizational changes affecting a number of "others" positions have taken place, but have not been reflected in the Classified Salary Ordinance for "others" employees. The attached ordinance provides conformity with such actions.

CONCLUSION

The Administration recommends approving the COLA of up to three percent, effective the first full pay period ending October 2014, for all employees in the "others" salary group whose salaries do not exceed the maximum of the pay range as recommended in the 2009 Condrey Study, as amended in August 2013. This adjustment will provide additional incentives and competitiveness to attract new and retain existing employees.

The Administration recommends ratification of the reclassification and organizational changes reflected in the ordinance. It is further recommended that the City Commission approve the ordinance on first reading and set the second reading public hearing for October 16, 2013.


JLM/KGB/SC-T/CMG

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ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 789, THE CLASSIFIED EMPLOYEES SALARY ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, AS FOLLOWS: PROVIDING FOR THE CLASSIFICATIONS IN GROUP VI, NOT REPRESENTED BY A COLLECTIVE BARGAINING UNIT AND COMMONLY REFERRED TO AS "OTHERS"; AMENDING ALL OF THE PAY GRADES BY ABOLISHING PAY GRADE 1; ESTABLISHING THE CLASSIFICATIONS OF FIRE INSPECTOR I AND SEASONAL RECREATION AIDE; AND EFFECTIVE THE FIRST FULL PAY PERIOD ENDING IN OCTOBER 2014, INCREASING THE MINIMUM AND THE MAXIMUM OF EACH PAY GRADE, BY THREE PERCENT (3%); AND GRANTING AN ACROSS THE BOARD COST OF LIVING ADJUSTMENT OF UP TO THREE PERCENT (3%) FOR ANY OTHERS EMPLOYEE WHOSE BASE SALARY DOES NOT EXCEED THE MAXIMUM OF THE PAY RANGE FOR THE COMPARABLE JOB TITLE AS RECOMMENDED BY THE 2009 CONDREY CLASSIFICATION AND COMPENSATION STUDY "PAY SCALE B" AND SUBSEQUENTLY AMENDED BY SEVEN PERCENT 7% IN AUGUST 2013 BY THE CONSULTANT; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND CODIFICATION.

WHEREAS, the City of Miami Beach has approximately 20 employees who are included in the "others" salary group; and

WHEREAS, the City has reached agreement with four of the five bargaining units to amend the prior three-year collective bargaining agreements (CBAs) including the Communication Workers of America (CWA) Local 3178; the Government Supervisors Association of Florida (GSAF) Local 100; the Fraternal Order of Police (FOP) William Nichols Lodge No. 8; the International Association of Firefighters (IAFF) Local 1510; and is still negotiating with and the American Federation of State, County and Municipal Employees (AFSCME) Local 1554; and

WHEREAS, the three-year CBAs were approved by the corresponding bargaining unit members and, except for the agreement with GSAF, ratified by the City Commission; and

WHEREAS, an across the board cost of living adjustment (COLA) of three percent (3%) for represented classified employees was negotiated with the GSAF, CWA, FOP and IAFF, with a corresponding increase to the minimum and maximum of each pay grade, effective with the first full pay period ending in October 2014; and

WHEREAS, the COLAs listed herein are consistent with those negotiated for the classified employees covered by the CWA, FOP and the IAFF; and

WHEREAS, the City's past practice has been to provide COLAs to unclassified employees and unrepresented classified employees ("OTHERS" - Group VI), consistent with the COLAs negotiated by the represented classified employees (Groups I through V); and

WHEREAS, effective with the first full pay period in October 2014, the minimum and the maximum of the classified pay grades, 3 through 14, for the "others" – Group VI shall each be increased by three percent (3%); and

WHEREAS, effective with the first full pay period in October 2014, there shall be an across the board COLA of up to three percent (3%) for any "others" employee whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended by the 2009 Condrey Classification and Compensation Study "Pay Scale B", subsequently amended by seven percent (7%) in August 2013, by the consultant (provided as Attachment 1); and

WHEREAS, eligibility for up to a three percent (3%) COLA for any employee whose classification was not analyzed by Condrey, will have said COLA eligibility determined by the Human Resources Director, with the City Manager's concurrence, at the time of implementation during the first full pay period in October 2014; and

WHEREAS, no "others" employee who separates employment from the City prior to the date of implementation of the COLA effective the first full pay period ending in October 2014 will be eligible for this increase; and

WHEREAS, the recommended pay grade for each classification that was included in the 2009 Condrey Classification and Compensation Study and, subsequently amended by seven percent (7%) by the consultant in August 2013, is provided as Attachment 2; and

WHEREAS, the estimated impact to the FY 2014/15 operating budget is approximately \$30,000 attributed to the three percent (3%) COLA for qualifying employees whose classifications are in the "others" salary group; and

WHEREAS, two new positions in the "others" salary group have been created and the inclusion of these positions are being reflected in the proposed amendment to the ordinance. The attached ordinance will provide conformity for any such actions that have already taken place and ensure that the City has an employee classification and compensation system that is fair and internally and externally competitive.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1: The following lines of Section 1 of the Classified Salary Ordinance No. 789 shall be amended as follows:

**GROUP VI
ALL OTHER CLASSIFICATIONS IN THE CLASSIFIED SERVICE NOT COVERED BY
A BARGAINING UNIT (A/K/A "OTHERS")**

Salary Ranges and Classification

A. Salary Grades and Ranges

	GRADE	MINIMUM BIWEEKLY	MAXIMUM BIWEEKLY
	14	59,837 <u>2,370</u>	96,641 <u>3,828</u>
	13	55,068 <u>2,182</u>	88,940 <u>3,523</u>
	12	50,678 <u>2,008</u>	81,848 <u>3,242</u>
	11	46,638 <u>1,848</u>	75,325 <u>2,984</u>
	10	42,924 <u>1,700</u>	69,320 <u>2,746</u>
	9	39,500 <u>1,565</u>	63,797 <u>2,527</u>
	8	36,352 <u>1,440</u>	58,712 <u>2,326</u>
	7	33,453 <u>1,325</u>	54,031 <u>2,140</u>
	6	30,788 <u>1,220</u>	49,725 <u>1,970</u>
	5	28,334 <u>1,122</u>	45,760 <u>1,813</u>
	4	26,076 <u>1,033</u>	42,114 <u>1,668</u>
	3	23,996 <u>951</u>	38,757 <u>1,535</u>
	2	22,084 <u>875</u>	35,668 <u>1,413</u>
	1	20,324	32,824

B. Grade and Classifications

GRADE	CLASSIFICATION	GROUP
14	Employee Benefits Specialist	Other Classified
14	Senior Electrical Inspector	Other Classified
14	Senior Elevator Inspector	Other Classified
14	Senior Mechanical Inspector	Other Classified
14	Senior Plumbing Inspector	Other Classified
12	Computer Operator	Other Classified
12	Firearms Specialist	Other Classified
11	Human Resources Technician III	Other Classified
11	Fire Inspector I	Other Classified
10	Human Resources Technician II	Other Classified

GRADE	CLASSIFICATION	GROUP
9	Ice Rink Technician	Other Classified
9	Human Resources Technician I	Other Classified
8	Building Services Technician	Other Classified
8	Administrative Aide II/Risk Management	Other Classified
6	Recreation Leader II	Other Classified
6	Customer Service Representative	Other Classified
5	Office Associate II (HR & IT)	Other Classified
4	Recreation Leader I	Other Classified
3	Concession Attendant	Other Classified
2	School Guard	Other Classified
<u>2</u>	<u>Seasonal Recreation Aide</u>	<u>Other Classified</u>

Note: There currently are no classifications in grades 13, 7 or 1.

SECTION 2: COST OF LIVING ADJUSTMENT

An across the board COLA of up to three percent (3%) for shall be provided to all employees in the others salary group whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended by the 2009 Condrey Classification and Compensation Study "Pay Scale B" (provided as Attachment 1), subsequently amended by seven percent (7%) in August 2013, by the consultant (provided as Attachment 2). Eligibility for up to a three percent (3%) COLA for any employee whose classification was not analyzed by Condrey, will have said COLA eligibility determined by the Human Resources Director, with the City Manager's concurrence, at the time of implementation.

SECTION 3: REPEALER.

That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5: EFFECTIVE DATE.

- A. The Ordinance amendments set forth in Section 1 above adding and/or deleting positions shall become effective ten days upon adoption of this ordinance on second reading. Increasing the minimum and maximums of the pay grades shall become effective the first full pay period ending in October 2014.

- B. The Ordinance amendments set forth in Section 2, providing for a cost of living adjustment for of up to three percent (3%) shall be provided to all employees in the others salary group whose base salary does not exceed the maximum of the pay range for the comparable job title as recommended by the 2009 Condrey Classification and Compensation Study "Pay Scale B", subsequently amended by seven percent (7%) in August 2013, by the consultant shall become effective the first full pay period in October 2014. Eligibility for up to a three percent (3%) COLA for any employee whose classification was not analyzed by Condrey, will have said COLA eligibility determined by the Human Resources Director, with the City Manager's concurrence, at the time of implementation shall become effective the first full pay period in October 2014.

SECTION 7: CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

PASSED and ADOPTED this ____ day of _____, 2013.

Matti Herrera Bower, Mayor

ATTEST:

Rafael E. Granado, City Clerk

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

[Signature] 9/25/13
City Attorney Date

ATTACHMENT 1



CONDREY &
ASSOCIATES, INC.

A Human Resources Consulting Company

August 21, 2013

Ms. Carla Maglio Gomez
Assistant Director
Department of Human Resources
City of Miami Beach
1700 Convention Center Drive
Miami Beach, Florida 33139

Dear Ms. Gomez:

As we discussed, I am happy to provide information concerning updating the salary scales presented in our August 2009 report. In order to bring these scales to current compensation levels, we recommend that they be increased by 7%. This 7% adjustment is based on the approximate cumulative increase in the Employment Cost Index since 2009.

I hope this information is helpful to you. Please do not hesitate to contact me if I may provide further information.

Sincerely,

Stephen E. Condrey, Ph.D.
President

OTHERS CLASSIFICATIONS CONDREY RECOMMENDED RANGES UPDATED AUGUST 2013

Title	Department Description	CMB Grade	Current CMB Maximum Annual Salary	CMB Maximum Annual Salary with 3% Increase	Condrey Recommended Grade	Condrey Recommended Max w/7% 2013 Adjustment
HUMAN RES TECH II 011-0370	HUMAN RESOURCES	o610	\$ 69,319.90	\$ 71,399.50	14	\$ 71,041.02
HUMAN RES TECH II 011-0370	HUMAN RESOURCES	o610	\$ 69,319.90	\$ 71,399.50	14	\$ 71,041.02
HUMAN RES TECH II 011-0370	HUMAN RESOURCES	o610	\$ 69,319.90	\$ 71,399.50	14	\$ 71,041.02
HUMAN RES TECH II 540-1790	HUMAN RESOURCES	o610	\$ 69,319.90	\$ 71,399.50	14	\$ 71,041.02
HUMAN RES TECH II 011-0370	HUMAN RESOURCES	o610	\$ 69,319.90	\$ 71,399.50	14	\$ 78,416.00
HUMAN RES TECH II 540-1791	HUMAN RESOURCES	o610	\$ 69,319.90	\$ 71,399.50	14	\$ 71,041.02
FIRE INSPECTOR I 011-1230	FIRE PREVENTION	o611	\$ 75,325.12	\$ 77,584.87		
FIRE INSPECTOR I 011-1230	FIRE PREVENTION	o611	\$ 75,325.12	\$ 77,584.87		
FIRE INSPECTOR I 011-1230	FIRE PREVENTION	o611	\$ 75,325.12	\$ 77,584.87		
FIRE INSPECTOR I 011-1230	FIRE PREVENTION	o611	\$ 75,325.12	\$ 77,584.87		
SR ELECTRICAL INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 71,041.02
SR ELEVATOR INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 86,556.58
SR MECHANICAL INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 78,416.00
SR ELECTRICAL INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 74,637.48
SR ELEVATOR INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 78,416.00
SR PLUMBING INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 71,041.02
SR MECHANICAL INSP 011-1510	BUILDING	o614	\$ 96,640.96	\$ 99,540.19	18	\$ 78,416.00

Notes

Fields highlighted in gray represent positions that were not analyzed by Condrey; however, job audits have been completed for a majority of them.

Condensed Title:

A RESOLUTION ADOPTING: 1) THE FINAL AD VALOREM MILLAGE OF 5.8634 MILLS FOR GENERAL OPERATING PURPOSES, WHICH IS SIX AND THREE-TENTHS PERCENT (6.3%) MORE THAN THE "ROLLED-BACK" RATE OF 5.5158 MILLS; AND 2) THE DEBT SERVICE MILLAGE RATE OF 0.2529 MILLS.

Key Intended Outcome Supported:

Minimize taxes; Control Costs of payroll including salary and fringes; ensure expenditure trends are sustainable over the long term; Improve the City's overall financial health and maintain overall bond rating; Increase community satisfaction with city services

Supporting Data (Surveys, Environmental Scan, etc.):

- Over the last several years, the City of Miami Beach has adopted budgets that provided tax and fee relief while at the same time providing improving services that address community priorities (e.g. public safety, cleanliness, landscaping and beautification, recreation and cultural arts programming, renewal and replacement funding for our facilities, and building/development functions). In FY 2007/08 alone, the property tax rate declined by approximately 1.8 mills, with savings to the average property owner of over \$400. In addition, in FY 2005/06 and FY 2006/07, the City funded \$200 and \$300 "homeowner dividends" paid to homesteaded property owners in the City.
- However, recent years have been very challenging due to declines in property values and increasing costs, particularly pension costs. Since their peak in FY 2007/08, property values Citywide have declined almost \$2.2 billion (approximately 8 percent) through FY 2013/14, despite almost \$3.08 billion in new construction added to the roll. The July 1, 2013 Certification of Taxable Value from the Miami-Dade County Property Appraiser reflects an increase of 6.9% in property values for the City as a whole, 7.3% in the RDA and 6.8% outside of the RDA.

Item Summary/Recommendation:

The tentative general operating millage rate of 5.8909 was adopted on September 11, 2013 at the first public hearing on the FY 2013/14 Budget. The general operating millage rate has been reduced by 0.0275 based on discussion at the Commission's budget workshop on September 23, 2013.

The total proposed final operating millage is reduced from FY 2012/13 at 5.8634 mills, including a general operating millage rate of 5.7551 and a General Fund Capital Renewal and Replacement millage of 0.1083. The voted debt service millage rate is decreased from 0.2568 to 0.2529.

Advisory Board Recommendation:

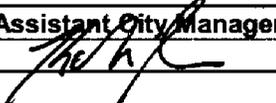
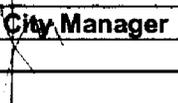
Financial Information:

Source of Funds:		Amount	Account
	1		
	2		
OBPI	Total		

Financial Impact Summary: With the recommended millage, the City will have decreased the combined millage rate by 0.3862 mills in the last three years and combined millage rates today remain more than 2.58 mills lower, or almost 30 percent, than in FY 1999/00 and approximately 1.55 mills lower than in FY 2006/07 when property values were similar to today's values. As a result, the proposed property tax levy is approximately \$25 million less in FY 2013/14 than it was in FY 2006/07.

City Clerk's Office Legislative Tracking:

Sign-Offs:

		
Department Director	Assistant City Manager	City Manager





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING: 1) THE FINAL AD VALOREM MILLAGE OF 5.8634 MILLS FOR GENERAL OPERATING PURPOSES, WHICH IS SIX AND THREE-TENTHS PERCENT (6.3%) MORE THAN THE "ROLLED-BACK" RATE OF 5.5158 MILLS; AND 2) THE DEBT SERVICE MILLAGE RATE OF 0.2529 MILLS.**

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the attached Resolution which sets the following:

1) Final Adopted Millage Rates for FY 2013/14:

General Operating	5.7551 mills
Capital Renewal & Replacement	<u>0.1083 mills</u>
Sub-Total Operating Millage	5.8634 mills (6.0909 FY 2012/13, 0.2275 decrease)
Voted Debt Service	<u>0.2529 mills (0.2568 FY 2012/13, 0.0039 decrease)</u>
Total	<u>6.1163 mills (6.3477 FY 2012/13, 0.2314 decrease)</u>

2) The final adopted combined millage rate of 6.1163 mills is 0.2341 mills less than the 6.3477 combined millage rate for FY 2012/13. The final adopted operating millage of 5.8634 mills for FY 2013/14 is 0.3476 mills more than the rolled-back rate of 5.5158, and thus, the City is required to publish a Notice of Tax Increase. This notice was duly published in the Miami Herald on Thursday, September 26, 2013 in accordance with Florida Statutes 200.065.

The "Rolled-Back" millage rate for FY 2013/14 is the millage rate required to produce the same level of property tax revenues in the General Fund in FY 2013/14 as anticipated to be received in FY 2012/13. It is important to note, that the January, 1 2012 tax roll Citywide declined by \$1.0 billion between the July 1, 2012 valuation and the July 1, 2013 valuation due to appeals, adjustments, etc., which is part of the reason that the FY 2013/14 "rolled-back rate" is less than the FY 2012/13 current millage rate.

The Administration is recommending a total combined millage rate for the City of Miami Beach of 6.1163. The total proposed operating millage decreases to 5.8634 mills, which includes a General Operating millage rate of 5.7551 and a General Fund Capital Renewal and Replacement millage of 0.1083. The proposed voted debt service millage rate is adjusted from 0.2568 to 0.2529, a decrease of 0.0039 mills.

The final adopted millage rate provides funding to partially offset the following:

- 5% step increases for members of the Fraternal Order of Police and International Association of Firefighters to the maximum of their pay range
- 2 percent merit increases for all other employees to their maximum of pay ranges, a minor increase in benefit costs (approximately 1 percent)
- 4 percent increase in operating costs primarily due to professional services in the City Attorney and Building Department and living wage increases in the management agreement for golf courses
- 5 percent increase in internal service charges.

In addition the proposed budget includes funding for approximately \$365,000 in enhancements and \$1,318,000 in reserves.

PROCEDURE

Florida Statutes 200.065 requires that at the conclusion of the second public hearing on the final proposed tax rate and budget, the City Commission proceed in the following specific manner:

1. Adopt an ad valorem millage rate for FY 2013/14 operating purposes. The statute requires the name of the taxing authority, the "Rolled-Back" rate, the percentage increase or decrease over the "Rolled-back" rate, and the millage rates be publicly announced before adoption of the millage levy resolution.

State statute requires that only the title be read aloud.

2. Adopt a general operating budget for FY 2013/14. Also included, are budgets for the Enterprise and Internal Service Funds. This is accomplished by adopting a companion Resolution. (See accompanying City Budget Agenda Item).

CHANGES FROM TENTATIVE BUDGET

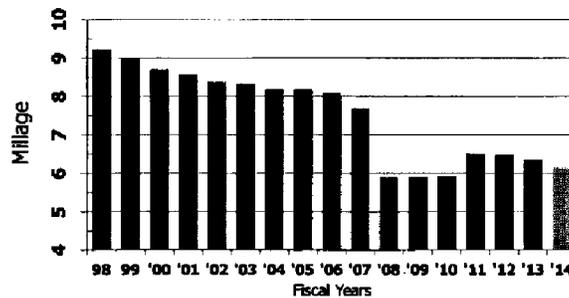
The first public hearing adopting the tentative millage rates and budgets for FY 2013/14 was held on Wednesday, September 11, 2013. A budget workshop was held on Monday, September 23, 2013, at which the Commission discussed reducing the tentative general operating millage rate by 0.0275 mills to 5.7551 mills.

SUMMARY

In FY 2010/11 the city's approach to addressing the then deficit of \$32 million included a distribution of the shortfall between taxpayers and employees. Taxpayers had their tax rate increased from 5.6555 to 6.2155, an increase of 0.56 mills while employee givebacks totaled \$11 million. The goal of the Commission has been to return to a millage rate of 5.6555 mills as property values increase over time. It should be remembered that between FY 2009/10 and FY 2010/11, property values declined by \$2.6 billion which, together with pension cost increases, drove the need for an increase in the millage. As property values increase in the future, there will be additional opportunities to bring the millage down to 5.6555.

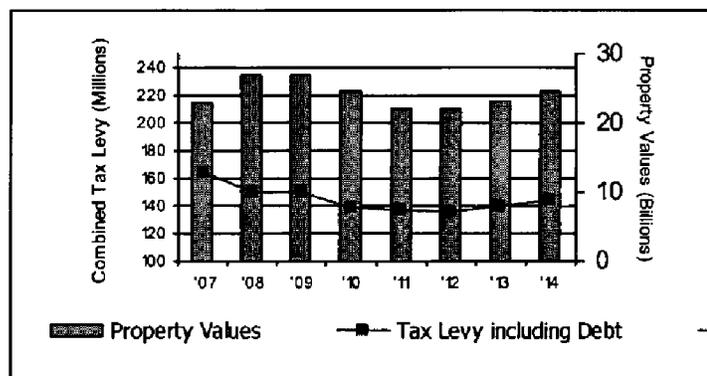
In FY 2011/12, the City took its first step in that direction with a reduction in the millage rate of 0.05 mills. In FY 2012/13, the operating millage was reduced by an additional 0.0746 mills. Administration recommends that the operating millage rate be reduced by an additional 0.2275 mills. The total operating millage reduction between FY 2010/11 and the proposed FY 2013/14 millage is 0.3521. Over three years, this reduction represents 63 percent of the goal to get back to a millage rate of 5.6555. The remaining goal for millage reduction is 0.2079. The total combined millage rate for the City of Miami Beach of 5.8634, which is comprised of a general operating millage rate of 5.7551 (a decrease of 0.2275 mills), a General Fund Capital Renewal and Replacement millage of 0.1083, and a voted debt service millage rate of 0.2529 (a decrease of 0.0039 mills) is 6.1163.

Total Combined Millage



Historical Perspective

It is important to remember that in prior years, the City of Miami Beach significantly reduced tax rates as property values increased. Between FY 1999/00 and FY 2009/10, total combined City of Miami Beach millage rates declined approximately 2.8 mills. In FY 2007/08 alone, the millage rate declined by approximately 1.8 mills, with annual savings to the average homesteaded property of over \$400. Further, although the City increased the operating tax rate by 0.56 mills in FY 2010/11, the City has decreased the millage by 0.3521 mills in the last three years and combined millage rates today are 0.3862 mills lower than in FY 2009/10 and more than 2.58 mills lower, or almost 30 percent, than in FY 1999/00 and approximately 1.55 mills lower than in FY 2006/07 when property values were similar to today's values. As a result, the proposed property tax levy is approximately \$25 million less in FY 2013/14 than it was in FY 2006/07.



Property Value, Millage, and Property Tax Levy

Taxable Values Chart	Taxable Property Values (billions)	Final/Revised Taxable Values (billions)	Millage Rates		Tax Levy (in millions)	
			Total Combined Citywide Millage	General Fund/RDA Millage	Total including Debt	General Fund Total (including S. Pointe, and Renewal & Replacement)
FY1997/98	\$ 6.46	\$ 6.40	9.2100	7.4990	\$ 57.45	\$ 46.78
FY1998/99	\$ 6.97	\$ 6.87	8.9830	7.4990	\$ 60.37	\$ 44.66
FY1999/00	\$ 7.66	\$ 7.54	8.6980	7.4990	\$ 64.29	\$ 47.36
FY2000/01	\$ 8.37	\$ 8.22	8.5550	7.3990	\$ 69.08	\$ 49.75
FY2001/02	\$ 9.40	\$ 9.22	8.3760	7.2990	\$ 75.97	\$ 54.37
FY2002/03	\$ 10.56	\$ 10.41	8.3220	7.2990	\$ 84.81	\$ 61.05
FY2003/04	\$ 12.09	\$ 11.85	8.1730	7.2990	\$ 95.39	\$ 68.17
FY2004/05	\$ 14.04	\$ 13.86	8.1730	7.4250	\$ 110.74	\$ 79.38
FY2005/06	\$ 17.45	\$ 17.15	8.0730	7.4810	\$ 135.91	\$ 111.69
FY2006/07	\$ 22.74	\$ 22.26	7.6730	7.3740	\$ 168.38	\$ 140.31
FY2007/08	\$ 26.85	\$ 26.14	5.8970	5.6555	\$ 150.42	\$ 125.33
FY2008/09	\$ 26.90	\$ 25.89	5.8930	5.6555	\$ 150.59	\$ 125.94
FY2009/10	\$ 24.70	\$ 23.24	5.9123	5.6555	\$ 138.70	\$ 115.73
FY2010/11	\$ 22.10	\$ 20.97	6.5025	6.2155	\$ 136.55	\$ 112.14
FY2011/12	\$ 21.98	\$ 20.75	6.4539	6.1655	\$ 134.75	\$ 111.29

ANALYSIS OF PROPERTY VALUES IN MIAMI BEACH

On July 1, 2013, the City received the "2013 Certification of Taxable Value" from the Property Appraiser's Office stating that the taxable value for the City of Miami Beach is \$24.7 billion including \$78.1 million in new construction. The preliminary 2013 value represents an increase of \$1.6 billion or 6.9 percent more than the July 1, 2012 Certification of Taxable Value of \$23.1 billion and an increase of 6.5 percent excluding new construction.

The comparative assessed values for the Miami Beach Redevelopment Agency City Center redevelopment district increased from \$3.6 billion to \$3.9 billion an increase of \$263 million or a 7.3 percent increase over 2012 certified values. In addition, assessed values within the geographic area formerly known as the South Pointe redevelopment district increased from \$3.6 billion to \$3.9 billion an increase of \$297 million, or an 8.2 percent increase in values over 2012 certified values. As a result, taxable values in the areas outside the City Center RDA/South Pointe area increased by 6.3 percent, from \$15.4 billion to \$16.4 billion, an increase of \$974 million.

Citywide values excluding City Center increased from \$19.5 billion to \$20.8 billion, an increase of \$1.3 billion or 6.8 percent. Values outside the City Center area determine General Fund revenues. Adjusting for the base value Center City RDA which remains in the General Fund, the increase is actually 6.7 percent for the General Fund.

COMPARATIVE ASSESSED VALUES (in billions)

	Jan. 1 2012 Value (in billions)				% Chg.	Jan. 1 2013 Value (in billions)	Change from 2012 Value (Budget)	
	As of July 1 2012 (For FY 2012/13 Budget)	Revised Value (For FY 2012/13 Projection)	Change in 2012 Values			As of July 1 2013 (For 2012/13 Budget)	\$ (in billions)	% Chg
RDA – City Ctr	\$ 3.6087	\$ 3.4072	\$(0.2015)	-5.6%	\$ 3.8714	\$ 0.2627	7.3%	
South Pointe	3.6181	3.4734	(0.1447)	-4.0%	3.9148	\$ 0.2967	8.2%	
General Fund excl S.Pte	15.8455	15.1414	(0.7041)	-4.4%	16.8704	\$ 1.0249	6.5%	
Total Citywide	\$23.0723	\$22.0220	(1.0503)	-4.6%	\$ 24.6566	\$ 1.5843	6.9%	
Citywide Net of City Center	\$ 19.464	\$ 18.615	\$ (0.849)	-4.4%	\$ 20.785	\$ 1.3216	6.8%	

DETERMINING THE OPERATING MILLAGE LEVY

The first building block in developing a municipal budget is the establishment of the value of one mill of taxation, wherein the mill is defined as \$1.00 of ad valorem tax for each \$1,000 of property value. For the City of Miami Beach, the value for each mill is determined by the 2013 Certification of Taxable Value and has been set at \$24.6 million. Florida Statutes permit a discount of up to five percent for early payment discounts, delinquencies, etc. Therefore, the 95 percent value of the mill is \$23.4 million. Net of City Center RDA tax increment available to the General Fund, the value of one mill at 95 percent is \$20.0 million.

IMPACTS OF CHANGES IN PROPERTY VALUES

The FY 2012/13 operating millage rate for general City operations was 6.0909 based on July 2012 Certification of Taxable Value. Based on the July 1, 2013 Certification of Taxable Value, 6.0909 mills would generate approximately \$150 million at 100% collection (\$142 million at 95% collection) in general tax revenues, an increase of \$9.6 million at 100% collection (\$9.1 million at 95% collection) over FY 2012/13 property tax revenues Citywide (General Fund, City Center RDA and the South Pointe area). The General Fund property tax revenues would increase by \$7.6 million, if the FY 2012/13 millage rate was maintained.

Further, the January, 1 2012 tax roll Citywide declined by \$1.0 billion between the July 1, 2012 valuation and the July 1, 2013 valuation due to appeals, adjustments, etc., which is part of the reason that the FY 2013/14 “rolled-back rate” is significantly less than the FY 2012/13 current millage rate.

STATE LEGISLATED OPERATING MILLAGE REQUIREMENTS

Further, pursuant to recently enacted State legislation, the City may elect to approve millage rates above the roll-back rate up to the constitutional cap of 10 mills subject to the following votes by the Commission or referendum:

- Option I: A majority of the Commission is required to approve a millage up to 7.7169 (equivalent to 1.69 percent increase in property tax revenues). The 1.69 percent increase is the state per capita personal income gain for the prior calendar year.
- Option II: A two-thirds approval (5 of 7 votes) of the Commission is required to approve a millage up to 8.4886 (equivalent to a 10 percent increase in the ad valorem revenues above Option I).
- Option III: A unanimous approval of the Commission or referendum is required to approve a millage above 8.4886 up to the 10 mill cap

DETERMINING THE VOTED DEBT SERVICE MILLAGE LEVY

The general obligation debt service payment for FY 2012/13 is approximately \$5.9 million. Based on the July 1, 2013 Certified Taxable Value from the Property Appraiser, these bonds would require the levy of a voted debt service millage of 0.2282 mills. This represents a decrease of 0.0286 mills.

COMBINING THE OPERATING AND VOTED DEBT SERVICE MILLAGE LEVY

At the July 17, 2013, Commission meeting, the Commission adopted a 0.2 mill reduction and at a budget workshop on September 23, 2013, the Commission discussed reducing the millage rate by an additional 0.0275 mills, which represents a total decrease of 0.2275 mills. The voted debt service millage decreased by 0.0039 mills.

Illustrated below is a comparison of the proposed combined millage rates and ad valorem revenues to the City of Miami Beach for FY 2012/13 and FY 2013/14 (preliminary) including RDA. It is recommended that in the General Fund, 0.1083 mills of the total operating millage continue to be dedicated to renewal and replacement, resulting in approximately \$1.98 million in renewal and replacement funding.

The total millage rate for FY 2013/14 is 20.3% lower than FY 2006/07 and 3.6% lower than last year.

City of Miami Beach Millage Rates	FY 06/07	FY 12/13	FY 13/14	Inc/(Dec)	% Inc/(Dec)	
					From FY12/13	From FY 06/07
Operating	7.1920	5.9826	6.7551	-0.2275		
Capital Renewal & Replacement	0.1820	0.1083	0.1083	0.0000		
Sub-total Operating Millage	7.3740	6.0909	6.8634	-0.2275	-3.7%	-20.5%
Debt Service	0.2990	0.2568	0.2529	-0.0039		
Total	7.6730	6.3477	7.1163	-0.2314	-3.6%	-20.3%

IMPACT OF PROPOSED MILLAGE ON PROPERTY OWNERS

Homesteaded Properties

Amendment 10 to the State Constitution took effect on January 1, 1995 and limited the increase in assessed value of homesteaded property to the percentage increase in the consumer price index (CPI) or three percent (3 percent), whichever is less. For 2012, the CPI has been determined to be 1.7 percent and therefore, the increase is capped at 1.7% for increased values as of January 1, 2013.

Overall, based on the homesteaded properties in the January 1, 2012 homestead values as of July 1, 2012 valuation, (the latest available from the Miami-Dade County Property Appraiser at this time), the median value of homesteaded property in Miami Beach for 2012 was \$122,582, and the average \$295,315. Applying the increase to the market value of all existing homesteaded properties from the 2012 tax roll, and the 1.7 percent CPI adjustment, the impact of the millage rate adjustment to homesteaded properties would be a savings of \$15 for median properties and \$37 for average properties.

Homesteaded Properties				
	FY 2012/13		FY 2013/14	
			with 1.7% CPI	
	Median	Average	Median	Average
2012 Preliminary Taxable Value	\$ 122,582	\$ 295,315	\$ 124,666	\$ 300,335
City of Miami Beach				
Operating	\$ 747	\$ 1,799	\$ 731	\$ 1,761
Voted Debt	31	75	32	76
Total Miami Beach	\$ 778	\$ 1,874	\$ 763	\$ 1,837
\$ Change in Taxes				
Operating			\$ (16)	\$ (38)
Voted Debt			1	1
Total Miami Beach			\$ (15)	\$ (37)

* Source: Miami-Dade County Property Appraiser's - 2013-average-median-homestead-residential-values file

Non-Homesteaded Properties

The annual increase in market value of a non-homestead property is capped at 10 percent (does not apply to school millages). The city-wide average increase in property values is 6.9 percent. The property value of individual properties may increase more or less than 6.9 percent, but not more than 10 percent. Because of the decrease in the millage rate of 0.2314, the taxable value of a property would have to increase by more than 3.6% to pay more property taxes to the City than in the previous year.

Overlapping Jurisdictional Operating and Debt Service Millages

City of Miami Beach property owners must also pay property taxes to Miami-Dade County, the Miami-Dade County School Board, the Children's Trust, the South Florida Water Management District, and the Florida Inland Navigation District.

The countywide tax rate for Miami-Dade County remained flat at 4.7035 mills; the library tax rate remained flat at 0.1725 mills; and the debt service millage increased from 0.2850 mills to 0.4220 mills.

The tax rate for the Miami-Dade School District decreased from 7.9980 mills to 7.977 mills. The Children's Trust millage is maintained at 0.5000 mills. The tax rate for the South Florida Water Management District is decreased from 0.3676 mills to 0.3523 mills. The tax rate for the Florida Inland Navigation District remains flat at 0.0345, the same millage rate for the last 16 years.

With the proposed rates for FY 2013/14, the Miami Beach portion of the FY 2013/14 tax bill is approximately 30 percent of the total bill. Of note, the County millage is 1.0880 mills less than their millage in FY 2006/07, as compared to the City's proposed millage which is 1.5567 mills less than the City millage in FY 2006/07. Further, the School Board millage is only minimally below the FY 2006/07 millage rate, despite the recently proposed decrease. The significant difference in the total overlapping millage rate is a direct result of the City's effort to keep the millage rates as low as possible. A summary of the tax rate changes is provided in the following table.

OVERLAPPING TAX MILLAGE	FY 06/07	FY 12/13	FY 13/14	Variance from 12/13	Variance from 06/07	% of FY 13/14 Total
City of Miami Beach Millage Rates						
Operating	7.1920	5.9826	5.7551	-0.2275	-1.4369	
Capital Renewal & Replacement	0.1820	0.1083	0.1083	0.0000	-0.0737	
Subtotal Operating Millage	7.3740	6.0909	5.8634	-0.2275	-1.5106	
Voted Debt Service	0.2990	0.2568	0.2529	-0.0039	-0.0461	
Total	7.6730	6.3477	6.1163	-0.2314	-1.5567	30%
Miami Dade County						
Countywide	5.6150	4.7035	4.7035	0.0000	-0.9115	
Library	0.4860	0.1725	0.1725	0.0000	-0.3135	
Debt Service	0.2850	0.2850	0.4220	0.1370	0.1370	
Subtotal	6.3860	5.1610	5.2980	0.1370	-1.0880	26%
School Board						
School Board	8.1050	7.9980	7.9770	-0.0210	-0.1280	39%
Children's Trust	0.4220	0.5000	0.5000	0.0000	0.0780	2%
Other	0.7360	0.4634	0.4455	-0.0179	-0.2905	2%
Total	23.3220	20.4701	20.3368	-0.1333	-2.9852	100%

Impact of Combined Tax Rates of Overlapping Jurisdictions on Homesteaded Properties

The median and average January 1, 2013 taxable values of \$122,582 and \$295,315, respectively, will increase by 1.7% CPI in FY 2013/14 due to the Save Our Homes Cap which only allows taxable values to increase by 3.0% or CPI, whichever is lower.

Applying the proposed millage rates to the median and average taxable values results in an additional \$27 for the median and a \$64 increase for the average. These increases are mitigated by a decrease for the median of \$15 and a \$37 decrease for the average from the reduction in millage in the City of Miami Beach's portion of the property tax bill.

Median properties would pay approximately \$2,535 for all taxing jurisdictions combined, while the average taxes generated would be approximately \$6,108 per homesteaded property. Of these taxing jurisdictions, the highest component is the Miami-Dade School Board, at \$994 for a median value property, and \$2,396 for an average valued property.

The following table provides examples of changes in property taxes for homesteaded properties using the proposed tax rates and potential changes from 2012 values.

Impact on Homesteaded Properties Assuming Changes in Taxable Value from January 1, 2013				
	FY 2012/13		FY 2013/14 with 1.7% CPI	
	Median	Average	Median	Average
2012 Taxable Value	\$ 122,582	\$ 295,315	\$ 124,666	\$ 300,335
City of Miami Beach				
Operating	\$ 747	\$ 1,799	\$ 731	\$ 1,761
Voted Debt	\$ 31	\$ 76	\$ 32	\$ 76
Total Miami Beach	\$ 778	\$ 1,875	\$ 762	\$ 1,837
Miami Dade County				
Schools	\$ 633	\$ 1,524	\$ 660	\$ 1,591
Other	\$ 118	\$ 285	\$ 118	\$ 284
Total	\$ 2,509	\$ 6,045	\$ 2,535	\$ 6,108
Change in Taxes				
City of Miami Beach				
Operating			\$ (16)	\$ (38)
Voted Debt			\$ 1	\$ 1
Total Miami Beach			\$ (15)	\$ (37)
Miami Dade County			\$ 28	\$ 67
Schools			\$ 14	\$ 34
Other			\$ (0)	\$ (1)
Total			\$ 27	\$ 64

As with the City of Miami Beach millage rates, impacts of the combined jurisdictional millage rates for non-homesteaded properties are based on the individual property values.

CONCLUSION

The Administration recommends adoption of the attached Resolution which sets both final operating and debt service millage rates for FY 2013/14.

JLM: KGB/JW

MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part 1, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

Condensed Title:

A resolution adopting final budgets for the General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year 2013/14.

Key Intended Outcome Supported:

Minimize taxes; Control Costs of payroll including salary and fringes; Ensure expenditure trends are sustainable over the long term; Improve the City's overall financial health and maintain overall bond rating; Increase community satisfaction with city services

Supporting Data (Surveys, Environmental Scan, etc.): The 2012 results continue to show the community has a very favorable view of the City as an 'excellent' or 'good' place to live and 89% reported their overall quality of life within the City as either 'excellent' or 'good' and 80% reported their standard of living as good and improving compared to 53% in 2009. The City remained stable in most of the areas measured. Residential respondents provided the highest positive ratings for the appearance and maintenance of the city's public buildings and public schools, and the appearance of playgrounds and recreational programs. In addition, residents continue to provide positive ratings for areas such as safety during the day/evening and services from Fire, EMS and Ocean Rescue/Beach Patrol. Businesses continue to rate the City of Miami Beach as 'one of the best' or an 'above average place' to run a business. Improvement was seen in rating the City of Miami Beach as a place to run a business compared to past years with over 80% indicating business was improving compared to 49% in 2009. Business ratings showed the highest positive ratings for the overall quality of the beaches, the maintenance of parks, the appearance and maintenance of the city's public buildings, and landscape maintenance in rights of way and public places. Also, the majority of the businesses reported being 'very satisfied' or 'somewhat satisfied' with the City's website overall.

The survey also identified areas where the City could improve. Foremost among these were storm drainage, traffic, homelessness, parking, and management of special events, are areas that received comparatively low ratings in the residential survey. Business owners rated storm drainage, public transportation, parking, experience with the building department, and traffic low comparatively low.

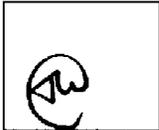
Item Summary/Recommendation:

Based on direction provided by the Finance and Citywide Projects Committee meetings in July and August 2013 and refinements at the first budget hearing and subsequent budget workshop, the approximately \$1.9 million shortfall in the General Fund between Current Service Level revenues and expenditures has been fully addressed through positive impacts from union agreements totaling \$4.6 million, \$617,000 in efficiencies, an additional \$2 million in Resort Tax revenues to offset tourism-eligible expenditures, an increase of \$1.2 million in the Parking Fund surplus transfer, \$370,000 of revenue enhancements, offset by a combined millage rate reduction of 0.2314 and \$365,000 of the \$1,683,000 in proposed enhancements, with the balance of \$1,318,000 set aside in a reserve for future consideration. Historically, the General Fund budget has increased between 6 percent and 8 percent annually, primarily due to increases in salary and benefit costs. The total Proposed General Fund Operating Budget for FY 2013/14 is \$264.1 million which is \$7.8 million or 3.0 percent more than the FY 2012/13 Adopted Budget of \$256.3 million.

At the budget workshop on September 23, 2013, the City Commission expressed concern regarding the ability of departments to exceed authorized overtime budgets and requested that the City Manager present a mechanism of adopting the FY 2013/14 Work Plan and Budget at the second public hearing so departments are not able to exceed authorized overtime budgets without City Commission approval.

Advisory Board Recommendation:

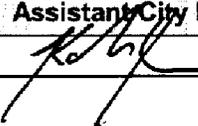
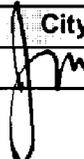
Financial Information:

Source of Funds:	Amount	Account
 OBPI	1	\$264,093,000
	2	\$ 5,932,000
	3	\$ 19,840,000
	4	\$160,819,000
	Total	\$450,684,000
	\$ 75,481,000	*Net of Internal Service Funds
		Internal Service Funds

Financial Impact Summary: This budget, together with the previous six fiscal years, represents more than \$77 million in predominantly recurring reductions and the General Fund Operating budget is only 7 percent more than in FY 2006/07, in spite of 16 percent growth in the Consumer Price Index (CPI) in a similar period, and a 127 percent growth in pension costs, and many new facilities and projects coming on line.

City Clerk's Office Legislative Tracking:

Sign-Offs:

 Department Director	 Assistant City Manager	 City Manager
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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING FINAL BUDGETS FOR THE GENERAL, G.O. DEBT SERVICE, RDA AD VALOREM TAXES, ENTERPRISE, AND INTERNAL SERVICE FUNDS FOR FISCAL YEAR 2013/14.**

ADMINISTRATION RECOMMENDATION

The Administration recommends that the City Commission adopt the attached Resolution which establishes final budgets for the General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, and Internal Service Funds for Fiscal Year (FY) 2013/14.

PROCEDURE

As outlined in the companion General Operating Millage Agenda Item, Section 200.065, Florida Statutes specifies the manner in which budgets are adopted. First, the final millage rate for both the general operating and debt service is adopted, then immediately thereafter, final budgets by fund are adopted. The attached Resolution adopting final budgets for the General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, and Internal Service Funds for FY 2013/14 is therefore presented to you at this time for adoption.

Additional details are contained in my Budget Message in the FY 2013/14 Work Plan and Budget, however, highlights of that document are outlined below.

CHANGES FROM TENTATIVE BUDGET

The first public hearing adopting the tentative millage rates and budgets for FY 2013/14 was held on Wednesday, September 11, 2013. A budget workshop was held on Monday, September 23, 2013, at which the Commission discussed reducing the tentative general operating millage rate by 0.0275 mills to 5.7551 mills. On this date, the Commission recommended the proposed efficiencies, the proposed new and enhanced revenues, and \$365,000 of the \$1,683,000 in proposed enhancements, with the balance of \$1,318,000 set aside in a reserve for future consideration.

BACKGROUND

Over the last several years, the City of Miami Beach has adopted budgets that provided tax and fee relief while at the same time providing improved services that address needs and priorities identified by the community (primarily in public safety, cleanliness, landscaping and beautification, recreation and cultural arts programming, renewal and replacement funding for our facilities, and building/development functions); and providing structural changes that enhanced capital funding and reserves. Attachments A through G attached to my budget message provide details of the efficiencies/reorganizations, service reductions, revenue enhancements, and service enhancements considered as part of the development of the proposed FY 2013/14 Work Plan and Budget. As a result of these initiatives, the proposed budget continues our focus on providing "value of services for tax dollars paid" by continuing to provide services to the community free of charge or at significantly reduced fees, including free performance arts and movies in the parks, free access to pools and youth centers, reduced fee recreation programming, enhanced maintenance of our newly renovated facilities, etc. – the services that our residents and businesses told us yet again are important to them during the 2012 Community Satisfaction Survey.

Between FY 2007/08 and FY 2012/13, the General Fund absorbed almost \$43 million in reductions (almost 17 percent of the \$244 million FY 2011/12 General Fund budget) and reductions of approximately \$50 million city-wide and 271 full-time and 13 part-time positions across all funds. Combined with approximately \$21 million in employee "give-backs" achieved between FY 2009/10 and FY 2012/13, this represents **almost \$71 million in combined "givebacks" and reductions over 6 years.**

FY 2013/14 BUDGET DEVELOPMENT PROCESS

As in past years, the Proposed Work Plan and Budget was developed through an intensive review process with our City Commission. Preliminary budget information was provided in meetings with the Finance and Citywide Projects Committee (FCWPC) on July 8 and July 10, 2013. At the July 8 meeting, the Committee was briefed on the preliminary General Fund FY 2013/14 Current Service Level Budget (CSL). Property tax revenues were projected to increase by \$7.6 million due to growth in taxable values of 6.8 percent. Based on other changes in overall revenues, the net increase was projected at \$6.1 million. Offsetting this increase in revenues, was an estimated growth in expenditures of \$11.0 million, driven primarily by a \$5.5 million increase in pensions costs and a \$2.6 million increase for merit pay and step increases. The resulting gap for the preliminary General Fund CSL Budget was \$4.9 million. At the July 10 meeting, the Committee reviewed the preliminary FY 2013/14 – 2017/18 Capital Improvement Program and FY 2013/14 Capital Budget and discussed capital project priorities.

At their July 17, 2013 regular Commission meeting, the Commission voted to reduce the General Fund operating millage rate by 0.2 mills resulting in a decrease of \$4 million in property tax revenues based in part on anticipated savings due to pension reform in the Fire and Police pension plan. At the August 21, 2013 meeting of the FCWPC, the General Fund CSL Budget was updated to reflect the impact of the millage rate reduction, positive impacts from union agreements totaling \$4.6 million, and miscellaneous changes to revenues and expenditures. The resulting gap reflecting changes since July 8 totaled \$2.5 million. At the same meeting, an approach to balance the General Fund to close the \$2.5 million gap was

discussed. This approach included \$242,000 in efficiencies; bringing in an additional \$2 million in Resort Tax revenues to the General Fund to offset tourism-eligible expenditures, an increase of \$1.2 million in the Parking Fund transfer to the General Fund, revenue enhancements net of offsetting expenditures of \$220,000, and various enhancements totaling \$1.2 million (net of offsetting revenues). At the August 22, 2013 meeting of the FCWPC, various items impacting the budget were discussed including Information Technology projects, rates for the water and sewer system, and future stormwater needs.

GENERAL FUND CURRENT SERVICE LEVEL INITIAL BUDGET GAP

General Fund Revenues

On the revenue side for FY 2013/14, based on the July 1, 2013 Certification of Taxable Value from the Miami-Dade County Property Appraiser, values of existing properties increased by 6.8 percent from the July 1, 2012 tax roll certification. This increase compares to taxable value increases of at least 8 percent per year from July 1, 2001 through July 1, 2007, but decreases of an average of 6.4 percent per year between FY 2008/09 and FY 2011/12. Taxable values increased by 5 percent in FY 2012/13.

Subsequent to the distribution of the City Manager's Budget Message on September 6, 2013, the updated electric utility tax projection of an additional \$371,000 in revenues in the General Fund was reflected in Current Service Level (CSL).

In total, CSL revenues are expected to increase by \$4.7 million for FY 2013/14, principally due to an increase of \$3.6 million property tax as a result of higher property value and \$3.1 million in increased licenses and permits revenue, reflecting the increases in building development activity and. These increases are offset by decreases in Other Taxes due to declining telephone utility tax revenue and lower than budgeted electric franchise fee revenue in FY 2012/13, a reduction in Prior Year Set Aside which is a surplus of one-time funds, and a reduction in Prior Year Set Aside one-time funds to offset pension increases.

The total CSL revenue estimate is \$261.1 million, an increase of \$4.7 million from the FY 2012/13 adopted budget.

Revenues	FY 2012/13 Adopted Budget	FY 2013/14 CSL Budget	Percent of CSL	Inc(Dec) over FY 2012/13 Adopted Budget
Property Taxes	114,317,000	117,961,000	45.2%	3,644,000
Property Taxes-Normandy Shores	129,000	147,000	0.1%	18,000
Other Taxes	24,023,000	22,765,000	8.7%	(1,258,000)
Licenses & Permits	20,033,000	23,133,000	8.9%	3,100,000
Intergovernmental Revenue	9,827,000	10,214,000	3.9%	387,000
Charges for Services	10,668,000	10,315,000	4.0%	(353,000)
Fines & Forfeits	2,199,000	2,519,000	1.0%	320,000
Interest	2,983,000	2,921,000	1.1%	(62,000)
Rents & Leases	6,464,000	6,945,000	2.7%	481,000
Miscellaneous	11,830,000	12,441,000	4.8%	611,000
All Other Non-Operating Revenues	8,532,000	8,516,000	3.3%	(16,000)
Other- Resort Taxes	30,965,000	30,965,000	11.9%	-
Other - Reserves - Bldg Dept	1,500,000	1,500,000	0.6%	-
Other - Parking Surplus Transfer	7,200,000	7,200,000	2.8%	-
Other - Prior Year Set Aside	3,400,000	2,700,000	1.0%	(700,000)
Prior Yr Set Aside Pension Credit	2,210,000	631,000	0.3%	(1,379,000)
Total	\$ 258,280,000	\$ 261,073,000	100%	\$ 4,793,000

GENERAL FUND CURRENT SERVICE LEVEL EXPENDITURES

On the expenditure side, CSL expenditures typically have increased between 6 percent and 8 percent annually due to salary and benefit increases and other normal cost of living adjustments. In FY 2013/14, increases are estimated to result in an approximately \$6.7 million (2.6 percent) increase in expenditures, the majority of which is due to the following:

- A \$3.0 million increase to Salaries and Benefits reflect increases in employee costs such as 5% step increases for members not at the maximum of their range in the Fraternal Order of Police (FOP) and International Association of Fire Fighters (IAFF) bargaining units and a 2 percent merit increase for other employees. Merit and step increases apply within existing pay ranges. Impacts from Communication Workers of America (CWA) union agreement include three percent merit eligibility, eleven percent extension of the salary range for Lifeguard II and Lieutenants, changes to holiday pay and increase of union time bank hour resulting in \$507,000 increase in salaries, and a \$30,000 increase for reinstated shift differential.
- A \$0.9 million increase primarily due to Police Department overtime costs increasing over the FY 2012/13 budget amount that anticipated aggressive savings in overtime, to actual needs.
- A \$0.2 million increase in pension costs, which reflects an increase of \$2.2 million in Fire and Police and \$3.3 million in the General Fund share of the \$5 million increase Miami Beach Employee Retirement Plan (MBERP) annual required contributions that is offset by implementation of pension changes for current and future employees that result in savings of \$5.4 million to the General Fund (and \$5.9 million citywide) as follows: International Association of Fire Fighters (IAFF) \$2.1 million, Fraternal Order of Police (FOP) \$3.4 million, and Communications Workers of America (CWA) -\$120 thousand.
- A \$0.2 million increase in health care costs, which reflects lower than budgeted health insurance costs in FY 2012/13. The FY 2013/14 CSL Budget assumes an increase of 10 percent over the FY 2012/13 projected experience as determined by actuarial assumptions based on the claims expenses.
- A \$0.35 million increase in Other Benefits for a new Wellness Incentive program in Police as a result of the recently ratified union agreement with FOP although the City has no historical trend data on this benefit, the proposed Work Plan and Budget assumes that half of eligible FOP members will receive the bonus.
- A \$1.0 million increase in Operating Costs, a 3.9 percent increase from FY 2012/13 budget. The City Attorney's Office includes \$125,000 in additional Outside Legal fees to fund collective bargaining/labor negotiations through impasse, if needed, and \$40,000 in Professional Services based on unanticipated litigation, appeals and transactional assistance requiring specialized outside counsel. The Building Department includes \$165,000 in Temporary Labor and Professional Services to address increases in demand, offset by increased building permit revenues and \$35,000 in Operating Expenses for building board ups of abandoned property. The Parks Department includes \$290,000 in golf courses for living wage impact of the new management agreement as the City's Living Wage ordinance did not apply to the prior agreement, increases in credit card/bank fees, and property and general liability insurance. The Procurement Department includes \$60,000 in Temporary Labor for increased support in evaluating and implementing improvements to the City's contract management process to ensure Sunshine Law requirements. Funding will be re-evaluated once the improvements have been made. The Organizational

Development & Performance Improvement Office includes \$67,000 in Training & Awards that was previously budgeted for in the Parking Department to provide increased transparency.

- A \$1.9 million increase in Internal Service Fund charge-backs to Departments primarily due to similar increases in salary and pension costs as described above that are then charged back to the General Fund, as well as equivalent increases in health insurance costs for retirees, and increases in debt service for fleet vehicles. It is important to note that fuel prices in FY 2013/14 are budgeted at current prices. Should prices increase further, the General Fund will need to fund these increases.
- A \$0.8 million decrease due to the elimination of setting funds aside for future pension increases

Expenditures	FY 2012/13 Adopted Budget	FY 2013/14 CSL Budget	Percent of CSL	Inc/(Dec) over FY 2012/13 Adopted Budget	Percent Change
Salaries	\$100,083,000	\$103,069,000	39.2%	\$ 2,986,000	3.0%
Overtime/Other Wages	10,392,000	11,248,000	4.3%	\$ 856,000	8.2%
Benefits					
Pension - F&P	38,532,000	35,078,000	13.3%	\$ (3,454,000)	-9.0%
Pension - MBERP	13,756,000	17,390,000	6.6%	\$ 3,634,000	26.4%
Other Pension Costs	5,913,000	5,917,000	2.2%	\$ 4,000	0.1%
Health and Life	10,875,000	11,062,000	4.2%	\$ 187,000	1.7%
Other Benefits	4,343,000	4,723,000	1.8%	\$ 380,000	8.7%
Total Benefits	73,419,000	74,170,000	28.2%	\$ 751,000	1.0%
Total Salary and Benefits	183,894,000	188,487,000	71.7%	\$ 4,593,000	2.5%
Operating	26,343,000	27,366,000	10.4%	\$ 1,023,000	3.9%
Internal Service Funds	39,446,000	41,362,000	15.7%	\$ 1,916,000	4.9%
Capital & Debt	5,766,000	5,812,000	2.2%	\$ 46,000	0.8%
Set Aside for Future Year	831,000	-		\$ (831,000)	
Total	\$ 256,280,000	\$ 263,027,000	100.0%	\$ 6,747,000	2.6%

The resulting gap between General Fund CSL expenditures and CSL revenues is approximately \$1.95 million.

Together, salaries and fringe represent approximately 72 percent of CSL costs, with salaries and pension representing approximately 66 percent of the total current service level (CSL) budget of \$263.0 million, (including the impacts of merit/steps increases, pension contributions, etc.)

APPROACHES TO BALANCE

After the August 22, 2013 meeting with the Finance and Citywide Committee, the Operating budget continued to be refined. The Proposed FY 2013/14 Work Plan and Budget includes the transfer of an additional \$2 million transfer from the Resort Tax Fund to the General Fund to cover additional Resort Tax eligible expenses in the General Fund, as well as a \$1.2 million increase in the prior year parking surplus transfer to the General Fund. The transfer of prior year Parking Fund surplus was proposed to be offset by \$617,000 of efficiencies, \$370,000 of new or enhanced revenues, and \$1,683,000 of enhancements. At the first public hearing on the budget on September 11, 2013, the Commission adopted the Tentative Budget, but moved the proposed enhancements to reserves pending further discussion at a subsequent budget workshop. A budget workshop took place on September 23, 2013, at which the Commission approved the proposed efficiencies, the proposed new and enhanced revenues, and \$365,000 of the \$1,683,000 in proposed enhancements, with the balance of \$1,318,000 set aside in a reserve for future consideration.

Taking into account discussions at the Finance and Citywide Projects Committee meetings in July and August 2013, as well as direction from Commission at the first public hearing on the budget and subsequent budget workshop, the approximately \$1.95 million shortfall between Current Service Level revenues has been closed through a combination of proposed reduction/efficiencies, enhancements, and changes in revenues despite an additional millage rate reduction of 0.0275.

Historically, the General Fund budget has increased between 6 percent and 8 percent annually, primarily due to increases in salary and benefit costs. In FY 2013/14, the total Proposed General Fund Operating Budget is \$264.1 million as shown in Attachment A, which is \$7.8 million or 3.0 percent more than the FY 2012/13 adopted budget of \$256.3 million.

Attachments B through E provide a summary of the efficiencies/reorganizations, revenue enhancements, and service enhancements considered as part of the development of the proposed FY 2013/14 Work Plan and Budget. As a result of these initiatives, the proposed budget continues our focus on providing “value of services for tax dollars paid” by continuing to provide services to the community free of charge or at significantly reduced fees, including free arts and movies in the parks, free access to pools and youth centers, reduced fee recreation programming, enhancement maintenance of our newly renovated facilities, etc. – the services that our residents and businesses told us yet again are important to them during the 2012 Community Satisfaction Survey.

Furthermore, the proposed enhancements/reorganizations help further three priorities I identified during my selection process: (1) increasing public cleanliness and safety, (2) focusing on customer service to our residents, businesses, and visitors, and (3) improving the administrative operations that are critical to our service delivery.

A list of potential additional enhancements requested by departments but not recommended by me in the Proposed Budget can be found in Attachment F. While many of these potential enhancements are important and should be considered over time, they were considered a lower priority than those incorporated in the FY 2013/14 Proposed Budget and Work Plan. Further we have attached a full list of potential service reductions that were considered, but not recommended by Departments or myself. The list can be found in Attachment G.

AUTHORIZATION FOR OVERTIME EXPENDITURE

At the budget workshop on September 23, 2013, the City Commission expressed concern regarding the ability of departments to exceed authorized overtime budgets and requested that the City Manager present a mechanism of adopting the FY 2013/14 Work Plan and Budget at the second public hearing so departments are not able to exceed authorized overtime budgets without City Commission approval.

APPROACHES TO BALANCE	
Preliminary CSL Budget	
Preliminary Current Service Level (CSL) Budget	
Revenues	\$ 262,417,000
Expenditures	267,337,000
Preliminary CSL Gap	\$ (4,920,000)
Final CSL Budget	
Revenue Adjustments	
Millage Rate Reduction of 0.2 Mills	\$ (4,004,000)
Other General Fund Revenue Adjustments	2,660,000
Expenditure Adjustments	
	(325,000)
Employee Givebacks to Offset increases in health and pension costs	
Net Impact from Union Agreements	4,990,000
Police Health Incentive Program	(355,000)
Sub-total	\$ 2,966,000
Final CSL Gap	\$ (1,954,000)
Changes in Expenditures	
Minimal Impact Reduction / Efficiencies	\$ 617,000
Additions and Enhancements	365,000
Reserve - Set Aside	1,318,000
Sub-Total	\$ 1,066,000
Revised Gap	(3,020,000)
Changes in Revenues	
Millage Rate Reduction of 0.0275 Mills	\$ (550,000)
Resort Tax - Transfer to GF	\$ 2,000,000
Parking Fund - Transfer to GF	1,200,000
Revenue Enhancements	370,000
Sub-total	\$ 3,020,000
Total Excess / (Shortfall)	\$ -

	FY 2012/13 Adopted Budget	FY 2013/14 Proposed (2nd Hearing)	\$ Change from Budget	% Change from Budget
GENERAL FUND REVENUES				
Property Taxes	\$114,317,000	\$ 117,411,000	\$3,094,000	3%
Property Taxes - Normandy Shores	129,000	147,000	18,000	14%
Other Taxes	24,023,000	22,765,000	(1,258,000)	-5%
Licenses & Permits	20,033,000	23,383,000	3,350,000	17%
Intergovernmental	9,827,000	10,214,000	387,000	4%
Charges For Services	10,668,000	10,315,000	(353,000)	-3%
Fines and Forefeits	2,199,000	2,639,000	440,000	20%
Interest	2,983,000	2,921,000	(62,000)	-2%
Rents and Leases	6,464,000	6,945,000	481,000	7%
Miscellaneous	11,830,000	12,441,000	611,000	5%
Resort Taxes	30,965,000	32,965,000	2,000,000	6%
Other Non-Operating Revenues	8,532,000	8,516,000	(16,000)	0%
Reserves - Bldg Dept	1,500,000	1,500,000	-	0%
Parking Surplus Transfer	7,200,000	8,400,000	1,200,000	17%
Prior year set aside	3,400,000	2,700,000	(700,000)	-21%
Prior year set aside for Pension	2,210,000	831,000	(1,379,000)	-62%
Total	\$ 256,280,000	\$ 264,093,000	\$ 7,813,000	3%

	FY 2012/13 Budget	FY 2013/14 Proposed (2nd Hearing)	\$ Change from Budget	% Change from Budget
GENERAL FUND EXPENDITURES				
Salaries	\$ 100,083,000	\$ 103,270,000	\$ 3,187,000	3%
Overtime/Other Wages	\$ 10,392,000	\$ 11,049,000	\$ 657,000	6%
Benefits				
Pension - F&P	\$ 38,532,000	\$ 35,078,000	\$ (3,454,000)	-9%
Pension - MBERP	13,756,000	17,390,000	3,634,000	26%
Other Pension Costs	5,913,000	5,917,000	4,000	0%
Health and Life	10,875,000	11,103,000	228,000	2%
Other Benefits	4,343,000	4,730,000	387,000	9%
Total Benefits	\$ 73,419,000	\$ 74,218,000	\$ 799,000	1%
Total Salary and Benefits	\$ 183,894,000	\$ 188,537,000	\$ 4,643,000	3%
Operating	\$ 26,343,000	\$ 27,366,000	\$ 1,023,000	4%
Internal Service Funds	39,446,000	40,917,000	1,471,000	4%
Capital & Debt	5,766,000	5,955,000	189,000	3%
Set Aside for Future Year	831,000		(831,000)	-100%
Reserve - Set Aside		1,318,000	1,318,000	
Total	\$ 256,280,000	\$ 264,093,000	\$ 7,813,000	3%
Net Revenues Less Expenditures	\$ -	\$ -	\$ -	

USE OF ONE-TIME REVENUES

The City's policy regarding use of one-time revenues states that "The City of Miami Beach will use one-time, non-recurring revenue for capital expenditures or one-time expenditures and not subsidize recurring personnel, operations, and maintenance cost".

Similar to the FY 2010/11, FY 2011/12, and FY 2012/13 budgets, the FY 2013/14 General Fund revenues reflect the use of \$2.7 million in prior year surplus (revenues in excess of expenditures) specifically set aside for this purpose and Building Department reserves of \$1.5 million are also included. A carry-forward savings from the \$0.8 million allocation of the one-time pension credit to the General Fund is also reflected as a one-time revenue for FY 2013/14. In total, the General Fund Operating Budget reflects a total of \$5 million in one-time revenues, offset by \$1.4 million proposed transfer to capital.

PROPOSED FY 2013/14 ENTERPRISE FUND BUDGETS

Enterprise Funds are comprised of Sanitation, Water, Sewer, Stormwater, Parking, and Convention Center Departments. The Proposed FY 2013/14 Enterprise Funds Budget is \$160.8 million. This represents a decrease of \$.3 million (0.2 percent) from the FY 2012/13 budget of \$161.1 million, primarily due to:

- Increases in salary and health cost similar to those described in the General Fund,
- Increases in pension due to the continued recognition of investment losses from 2008, which are recognized over five years. (Please note that savings generated by pension reforms to the Police and Fire pension plans applied to the General Fund, not the Enterprise Funds).
- Increases in funding for future renewal and replacement projects and equipment which is determined by prior year depreciation amounts.

These increases are offset by decreases in Water and Sewer treatment DERM fees charged by Miami-Dade County (\$137,000) – which is associated with projected decreases in water and sewer revenues collected by the City; decreases in budgeted Internal Service charges, elimination of the reserve for future true-ups (\$1.7 million) in the Water division and debt service reduction in the Water and Sewer divisions.

PROPOSED FY 2013/14 INTERNAL SERVICE FUND BUDGETS

Internal Service Funds are comprised of the Central Services, Fleet Management, Information Technology, Risk Management and Property Management Divisions. The Proposed FY 2013/14 Internal Service Fund budget is \$75.5 million. This represents an increase of \$16.1 million from the FY 2012/13 budget, primarily due to \$15.8 million for medical and dental benefits for active employees previously not appropriated in the budget to more accurately reflect the City's transition to a self-funded program from a third party provider. Internal Service costs are completely allocated to the General Fund and Enterprise Fund departments, and the Risk Management Fund reimburses the General Fund for the cost of legal services.

CONCLUSION

In summary, the FY 2013/14 General Fund Proposed Work Plan and Budget maintains current service priorities for the community, despite property tax rates set at 1.55 mills (20.3 percent) lower than FY 2006/07. Further, I am also recommending keeping water, sewer, and stormwater rates flat, other than the sewer pass through for increases in the Miami-Dade County wholesale sewer rate.

The Administration recommends adoption of the attached Resolution which establishes final budgets for General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, and Internal Service Funds for FY 2013/14.


JLM: KGB/JW



ATTACHMENT A - FY 2013/14 BUDGET - PRIOR YEAR REDUCTIONS , PRELIMINARY CSL

PRELIMINARY CSL INCLUDES

10% Increase in Health Insurance

Does not include increases to living wage

General Fund Prior to Pension and Internal Service Adjustments	5-Year Prior Reductions (Through FY 2012/13)					FY 2012/13 Adopted Budget			PROPOSED FY 2013/14 CSL							POS. Impacts		Service Enhancements/ Reserve - Set Aside	FY 2013/14 Proposed Budget	
	\$ Impact / % of FY2012/13 Budget		Positions/ % of FY2012/13 Budget			\$	FT	PT	CSL Including Transfers between Depts prior to Pension and Internal Service Allocations (rounded to the 000's)	Pension Allocation Prior to Union Impacts	Internal Service Allocations	Admin Fee Adj.	Union Agmt Impacts Including Pension Savings	CSL with Pension and Internal Service Allocations and Union Impacts	Addtl. Efficiency Reorg. Etc.	% of CSL	FT			PT
	\$	%	FT	PT	%	\$	FT	PT	\$	\$	\$	\$	\$	\$	\$					
Mayor & Commission	\$ (142,801)	-4%	-2.3	0.0	-13%	1,648,000	17.66		1,664,000	53,000	6,000		1,723,000	(4,000)	-0.2%					\$ 1,719,000
City Manager	\$ (480,897)	-21%	-3.3	0.0	-34%	2,313,000	9.67		2,799,000	207,000	(26,000)		2,980,000	(69,000)	-2.3%		-0.5			\$ 2,911,000
Communications	\$ (367,859)	-41%	-4.0	0.0	-80%	893,000	5.00		822,000	28,000	(11,000)		837,000	(1,000)	-0.1%					\$ 836,000
OBPI	\$ (298,449)	-17%	-3.0	0.0	-31%	1,790,375	9.80		1,842,000	78,000	8,000		1,926,000	(4,000)	-0.2%					\$ 1,922,000
Org. Dev & Performance Initiatives***						399,825	2.20		424,000	9,000	(40,000)		393,000	(1,000)	-0.3%					\$ 392,000
Finance	\$ (568,321)	-13%	-10.0	0.0	-31%	4,426,000	32.00		4,480,000	165,000	23,000	(9,000)	4,659,000	(15,000)	-0.3%					\$ 4,644,000
Procurement	\$ (127,495)	-12%	-2.0	1.0	-11%	1,063,000	8.00	1.0	1,104,000	38,000	2,000	(3,000)	1,141,000	(4,000)	-0.4%					\$ 1,137,000
Human Resources/Labor Relations	\$ (429,538)	-24%	-5.5	1.0	-29%	1,827,000	14.30	1.0	1,777,000	60,000	(10,000)		1,827,000	(6,000)	-0.3%					\$ 1,822,000
City Clerk	\$ (136,899)	-9%	-2.4	0.0	-28%	1,505,000	8.60		1,343,000	11,000	3,000	(7,000)	1,350,000	(6,000)	-0.4%					\$ 1,344,000
City Attorney	\$ (475,555)	-11%	-3.3	-1.0	-23%	4,318,000	18.87		4,526,000	175,000	13,000		4,714,000	(30,000)	-0.6%					\$ 4,684,000
Real Estate, Housing & Community Dev (incl. Community Services)	\$ (281,910)	-11%	-3.0	0.0	-22%	2,498,000	10.40	3.0	2,256,000	34,000	57,000	(5,000)	2,342,000	(7,000)	-0.3%					\$ 2,335,000
Building	\$ (801,185)	-5%	-8.0	0.0	-11%	10,985,000	73.00		11,357,000	434,000	215,000	(34,000)	11,972,000	(27,000)	-0.2%					\$ 11,945,000
Planning	\$ (310,351)	-9%	-4.0	0.0	-16%	3,419,000	25.00		3,330,000	117,500	32,000	(4,500)	3,475,000	(9,000)	-0.2%					\$ 3,467,000
TCED	\$ (550,900)	-22%	-2.5	0.0	-16%	2,503,000	13.50		2,791,000	121,000	4,000		2,916,000	(11,000)	-0.4%					\$ 2,905,000
Code Compliance	\$ (843,827)	-18%	-13.0	3.0	-21%	4,647,000	35.00	12.0	4,531,000	74,000	64,000	10,000	4,679,000	(11,000)	-0.2%			208,000		\$ 4,876,000
Parks & Recreation (including Golf courses)	\$ (2,964,743)	-10%	-30.0	-30.0	-20%	28,772,000	187.00	130.0	29,717,000	696,500	(230,000)	(34,500)	30,149,000	(90,000)	-0.3%	-1.0				\$ 30,059,000
Public Works	\$ (1,617,535)	-23%	-18.5	0.0	-48%	6,548,000	40.40		6,592,000	163,000	(3,000)	(7,000)	6,745,000	(10,000)	-0.1%					\$ 6,735,000
CPD	\$ (63,883)	-1%	1.0	0.0	3%	4,841,000	37.00		4,827,000	197,000	13,000	(6,000)	5,031,000	(64,000)	-1.3%	-1.0				\$ 4,967,000
Police	\$ (4,672,333)	-5%	-61.0	2.0	-11%	94,983,000	598.00	15.0	97,142,000	3,220,000	1,066,000	(2,994,000)	98,436,000	(158,000)	-0.2%			157,000		\$ 98,435,000
Fire	\$ (2,368,194)	-4%	-7.0	0.0	-2%	62,242,000	303.00	48.0	62,994,000	(76,000)	295,000	(1,541,000)	61,873,000	(92,000)	-0.1%					\$ 61,581,000
Citywide	\$ (2,272,112)	-21%	0.0	0.0		10,836,000			9,888,000		179,000		10,067,000		0.0%					\$ 10,067,000
Subtotal	\$ (10,794,627)	-8%	-182.0	-24.0	-13%	\$ 252,407,000	1338.20	210.0	\$ 256,186,000	\$ 5,822,000	\$ 1,662,000	\$ (4,635,000)	\$ 259,035,000	\$ (617,000)	-0.2%	-2.5	0.0	\$ 385,000	\$ 258,783,000	
General Fund																				
Transfers																				
Capital Reserve	\$ (2,600,000)																			
Reserve - Set Aside																			\$ 1,316,000	\$ 1,316,000
Reserve for Future Budget Shortfall																				
Pay-As-You-Go Capital	\$ (7,500,000)					\$ 1,400,000			1,400,000				\$ 1,400,000							\$ 1,400,000
Info & Comm. Tech Fund	\$ (714,115)					\$ 395,000			395,000				\$ 395,000		0.0%					\$ 395,000
Capital Investment Upkeep Acct	\$ (1,638,000)					\$ 216,000			216,000				\$ 216,000		0.0%					\$ 216,000
Renewal and Replacement Fund*	\$ (1,056,526)					\$ 1,681,000			1,681,000				\$ 1,681,000		0.0%					\$ 1,681,000
Homeowners Dividend	\$ (4,900,000)																			\$ -
Transfer to Risk Fund	\$ (1,000,000)																			\$ -
Transfer to 11% Reserve	\$ (3,338,419)																			\$ -
Total General Fund	\$ (42,741,690)	-17%	-182.0	-24.0	-13%	\$ 256,280,000	1338.2	210.0	\$ 260,178,000	\$ 5,822,000	\$ 1,662,000	\$ (4,635,000)	\$ 263,027,000	\$ (617,000)	-0.2%	-2.5	0.0	\$ 1,683,000	\$ 264,093,000	

* Neighborhood Services Department was split into various functions and significantly reduced in FY 2007/08 - Chart reflects reductions as part of Code Compliance

** FY 2010/11 Budget included reductions for contracting out/converting positions to part-time, resulting in \$221,901 in department Plan B savings offset by increased contingency.

These were not implemented and the FY 2010/11 Department budget have been adjusted to reflect the impact.

*** Organizational Development and Performance Initiatives split as a separate Division from DBPI in FY 2012/13 reorganization

* Renewal and Replacement expenditures increased in CSL to reflect revenues from dedicated millage

120

PRELIMINARY CSL INCLUDES

10% Increase in Health Insurance

Does not include increases to living wage

	6-Year Prior Reductions (through FY 2012/13)					PROPOSED FY 2013/14 CSL										Service Enhancements/ Reserve - Set Aside	FY 2013/14 Proposed Budget			
	\$ Impact / % of FY2012/13 Budget		Positions/ % of FY2012/13 Budget			FY 2012/13 Adopted Budget		CSL including Transfers between Depts prior to Pension and Internal Service Allocations (rounded to the 000's)	Pension Allocation Prior to Union Impacts	Internal Service Allocations	Admin Fee Adj.	Union Agmt Impacts Including Pension Savings	CSL with Pension and Internal Service Allocations and Union Impacts	Addtl. Efficiency Reorg. Etc.	% of CSL			POS. Impacts		
Internal Service Funds																				
Information Technology	\$ (1,421,977)	-9%	-10.0	0.0	-27%	16,366,000	36.5	15,852,000	228,000	\$ (171,000)		(18,000)	\$ 15,866,000	\$ (369,000)	-2.3%				\$ 15,627,000	
Risk Management	\$ (325,443)	-1%	-0.5	0.0	-7%	23,494,000	6.7	13,908,000	8,300	21,000			\$ 13,935,000		0.0%				\$ 13,935,000	
Central Services	\$ (82,954)	-9%	-1.6	0.0	-36%	908,000	4.4	933,000	15,300				\$ 948,000		0.0%				\$ 948,000	
Property Management - Non RDA	\$ (1,469,437)	-17%	-22.0	0.0	-50%	8,862,000	44.0	9,150,000	161,000	(49,000)		(3,000)	\$ 9,258,000	\$ (2,000)	0.0%	-1.0		\$ 68,000	\$ 9,325,000	
Asset Management	\$ (199,304)	-2%	-3.0	0.0	-14%	9,790,000	20.0	10,414,000	70,000	(127,000)			\$ 10,357,000	\$ (2,000)	0.0%			\$ 14,000	\$ 10,369,000	
Medical & Dental								23,349,000	28,000				\$ 23,377,000						\$ 23,377,000	
Total Internal Service Funds:	\$ (3,498,225)	-8%	-37.1	0.0	-41%	\$ 59,328,000	111.6	\$ 75,604,000	\$ 519,000	\$ (326,000)	\$ -	\$ (18,000)	\$ 75,772,000	\$ (373,000)	-0.6%	-1.0	0.0	\$ 82,000	\$ 75,481,000	
Enterprise Funds																				
Convention Center	\$ (403,781)	-3%	0.5	0.0	20%	12,702,000	2.50	12,622,000	30,000	123,000	\$ (31,000)		\$ 12,714,000	\$ (18,000)	-0.1%	-1.0	2.0		\$ 12,726,000	
Water	\$ (854,713)	-2%	-17.0	0.0	-33%	34,036,000	52.15	31,433,000	158,000	(55,000)	(113,000)	(9,000)	\$ 31,412,000	\$ (9,000)	0.0%				\$ 31,522,000	
Sewer	\$ (279,969)	-1%	-6.0	0.0	-23%	37,486,000	34.15	37,958,000	94,000	27,000	57,000	(5,000)	\$ 38,129,000	\$ (3,000)	0.0%				\$ 38,132,000	
Stormwater	\$ (559,175)	-5%	-2.5	0.0	-12%	11,826,000	21.30	12,037,000	89,000	(263,000)	2,000	(2,000)	\$ 11,823,000	\$ (3,000)	0.0%			\$ 175,000	\$ 12,097,000	
Sanitation	\$ (594,232)	-3%	-10.0	0.0	-5%	17,302,000	182.00	17,983,000	(127,000)	168,000		(11,000)	\$ 17,953,000	\$ (61,000)	-0.3%	-1.0	0.0		\$ 17,615,000	
Parking	\$ (935,151)	-2%	-14.0	16.0	1%	47,857,000	113.00	46,555,000	606,000	(78,000)	14,000	12,000	\$ 47,010,000	\$ (28,000)	-0.1%			\$ 168,000	\$ 47,227,000	
Total Enterprise Funds	\$ (3,529,021)	-2%	-51.0	16.0	-9%	\$ 181,088,000	405.1	\$ 158,497,000	\$ 748,000	\$ 12,000	\$ (71,000)	\$ (16,000)	\$ 158,171,000	\$ (122,000)	-0.1%	-2.0	2.0	\$ 343,000	\$ 158,619,000	
GRAND TOTAL**	\$ (49,768,936)	-11%	-271.0	-8.0	-14%	\$ 476,696,000	1854.9	\$ 484,279,000	\$ 7,060,000	\$ 1,348,000	\$ (71,000)	\$ (4,656,000)	\$ 497,970,000	\$ (1,112,000)	-0.2%	-5.5	2.0	\$ 2,108,000	\$ 499,193,000	
Less Internal Service Funds	\$ (3,498,225)	\$ (0)	\$ (37)	\$ -	\$ (0)	\$ 59,328,000	\$ 112	\$ 2	\$ 75,604,000	\$ 510,000	\$ (326,000)	\$ -	\$ (18,000)	\$ 75,772,000	\$ (373,000)	\$ (0)	(1.0)	0.0	\$ 82,000	\$ 75,481,000
TOTAL NET INTERNAL SERVICE FUNDS:	\$ (46,270,711)	-4%	-233.9	-8.0	28%	\$ 417,368,000	1743.3	\$ 419,876,000	\$ 6,570,000	\$ 1,674,000	\$ (71,000)	\$ (4,650,000)	\$ 422,198,000	\$ (739,000)	0.3%	-4.5	2.0	\$ 2,026,000	\$ 423,712,000	

121

ATTACHMENT B

PROPOSED POSITIVE IMPACT OR MINIMAL SERVICE IMPACT, EFFICIENCIES, ETC.

	Impact	Cumulative Dept. Impact	Position Impacts					
			Full Time	Part Time	Proj. Vacant	Filled	Mgt. & Admin	Non Mgt.
GENERAL FUND								
Eliminate payout for Executive Planning Days, by allowing employees to use the hours annually but eliminating the option to receive a payout for any unused portion at year end.	\$ (128,000)	\$ (128,000)						
Estimated Savings to the General Fund- From Information Technology efficiency below	\$ (323,000)	\$ (451,000)	0.0	0.0	0.0	0.0	0.0	0.0
City Manager's Office								
Offset 50% of an existing position in the City Manager's office that will absorb Lincoln Road Mall Manager duties.	\$ (56,000)	\$ (507,000)	(0.5)			(0.5)	(0.5)	
Parks & Recreation								
Eliminate Vacant Tree Maintenance Supervisor. During the period this position has been vacant, the department has been able to re-assign duties and increase efficiencies, which allows for this elimination without service impacts.	(59,000)	(566,000)	(1.0)		(1.0)			(1.0)
CIP								
Eliminate Vacant Field Inspector. During the period this position has been vacant, the department has been able to re-assign duties and increase efficiencies, which allows for this elimination without service impacts. <i>(no savings to General Fund as CIP costs are charge back to capital projects)</i>	\$ (51,000)	\$ (617,000)	(1.0)		(1.0)			(1.0)
Total General Funds	\$ (617,000)	\$ (617,000)	(2.5)	0.0	(2.0)	(0.5)	(0.5)	(2.0)
Estimated Impact to the General Fund	\$ (566,000)							
INTERNAL SERVICE FUNDS								
Eliminate payout for Executive Planning Days, by allowing employees to use the hours annually but eliminating the option to receive a payout for any unused portion at year end.	\$ (5,000)	\$ (5,000)						
Information Technology								
Rescope the Municipal WiFi Project to deliver a WiFi signal to select facilities rather than citywide. Reducing annual funding from \$727K to \$200K. Due to the structure of the existing contract change with an effective date of October 1, one payments will be made in Fiscal Year 2014 of \$160K. In future years the saving would be approx. \$526K. FY14 Estimated savings to the General Fund \$323,000. The remainder (\$44k will be allocated between all other funds through internal service allocations)	\$ (367,000)	\$ (372,000)	0.0	0.0	0.0	0.0	0.0	0.0
Property Management								
Eliminate vacant Carpenter position & replace with contracted services. In year 2, the department will recognize pension savings of approximately \$14,000.	\$ (1,000)	\$ (373,000)	(1.0)	0.0	(1.0)	0.0	0.0	(1.0)
Total Internal Services Funds	\$ (373,000)	\$ (373,000)	(1.0)	0.0	(1.0)	0.0	0.0	(1.0)
ENTERPRISE FUNDS								
Eliminate payout for Executive Planning Days, by allowing employees to use the hours annually but eliminating the option to receive a payout for any unused portion at year end.	\$ (11,000)	\$ (11,000)						
Estimated Savings to the General Fund- From Information Technology efficiency below	\$ (39,000)	\$ (50,000)	0.0	0.0	0.0	0.0	0.0	0.0
Sanitation								
Eliminate vacant HEO I position. During the period this position has been vacant, the department has been able to re-assign duties and increase efficiencies, which allows for this elimination without service impacts.	(55,000)	(105,000)	(1.0)	0.0	(1.0)	0.0	0.0	(1.0)
Convention Center								
Convert Executive Office Associate I position to two Part-time Office Associate III positions	(17,000)	\$ (122,000)	(1.0)	2.0	(1.0)	0.0	0.0	(1.0)
Total Enterprise Funds	\$ (122,000)	\$ (122,000)	(2.0)	2.0	(2.0)	0.0	0.0	(2.0)
Grand Total All Funds	\$ (1,112,000)	\$ (1,112,000)	(5.5)	2.0	(5.0)	(0.5)	(0.5)	(5.0)

**ATTACHMENT C
PROPOSED REVENUE ENHANCEMENTS**

	Fiscal Impact	Cumulative Impact
GENERAL FUND		
Code		
Improve monitoring of waste run off - estimated at \$350 x 600 grease traps by creating a Permit for Grease Traps- <i>(offset by service enhancement request for implementation of Green Team)</i>	210,000	\$210,000
Fire		
Promote compliance and improve overall safety within the City through the implementation of a new fire false alarm fee. The fee will be set at \$250 after the 3rd-5th false alarms; \$500 for the 6th-11th false alarms and after the 12th false alarm the fee goes up to \$1,000.	89,000	\$299,000
Ensure compliance with City Code relating to overcrowding conditions and locked exits in nightclubs and other assembly occupancies through amendment to the code and increase the permit fee charged to dance hall establishments from \$3 per person to \$4 per person.	22,000	\$321,000
Ensure compliance with City Code relating to overcrowding conditions and locked exits in nightclubs and other assembly occupancies through amendment to the code and increase in the fines for code violations	14,000	\$335,000
Police		
Amend false alarm fee for police to mirror that of Miami Dade County's provisions for both commercial and residential callers	17,000	\$352,000
Parks & Recreation		
Legitimize the service delivery of all fitness classes held on City property, designate specific locations/park, for each service provider and legalize that any Commercial for-profit business that is interested in using a city park as a location for delivery of a program or service is required to obtain a Commercial Fitness Rental Permit	\$ 18,000	\$ 370,000
Total General Funds	\$ 370,000	\$ 370,000
Revenue Enhancements Net of Offsetting Expenditures	\$ 160,000	\$ 160,000
OTHER REVENUE		
Red Light Camera Fund - City Clerk		
A change in State law, effective July 1, 2013, requires municipalities with red light cameras to set up local hearing officers for drivers who get violation notices and want to appeal them. <i>(offset by service enhancement request for a Clerk position and Special Master funding)</i>	\$ 108,000	\$ 108,000

ATTACHMENT D

PROPOSED ADDITIONS AND SERVICE ENHANCEMENTS

	Fiscal Impact	Cumulative Impact	Positions	
			FT	PT
GENERAL FUND				
Police				
Public Safety Communications Units (PSCU) Dispatchers Enhancement- Seven (7) additional dispatcher positions for the Public Safety Communications Unit (PSCU) to ensure the continuity of operations of the PSCU on a 24/7 basis. This enhancement includes an offsetting reduction in overtime of \$199,000. <i>[Restores four Dispatcher positions eliminated during the FY 2007-08 budget process]</i>	157,000	157,000	7.0	0.0
Code				
Improve monitoring of waste runoff by adding a Green Team to include 1- Code Compliance Manager, 1- engineering Inspector and 1- Code Compliance Officer (<i>offset by revenue from permit for grease traps (estimated at \$350 x 600 = \$210,000)</i>)	208,000	365,000	3.0	0.0
Total General Fund Enhancements	\$ 365,000	\$ 365,000	10.0	0.0
Total General Fund Not Offset By Revenues	\$ 157,000		10.0	0.0
Total Enhancements Offset by Non-GF Funding	\$ 208,000			
INTERNAL SERVICE FUNDS				
Fleet Management				
Improve Warehouse Operations by converting 2 Part-time Fleet Service Representative positions to 1 Full-time Warehouse Manager	14,000	14,000	1.0	(2.0)
Total Internal Service Funds	\$ 14,000	\$ 14,000	1.0	(2.0)
RDA				
Improve the Management of Lincoln Road Infrastructure by the addition of a Mall Manager. These duties will be absorbed by 50% of an existing position in the City Manager's Office.	\$ 56,000	\$ 56,000	0.5	0.0
Total RDA	\$ 56,000	\$ 56,000	0.5	0.0
OTHER REVENUE				
City Manager's Office				
Pursue Grant Funding to design and develop a Resiliency Program to plan, develop and promote policies in Miami Beach related to long term community resilience, sustainable development and building, climate change impacts, environmental quality, green business growth and green infrastructure expansion. Land Use & Development Committee recommendation.	-	-	0.0	0.0
Red Light Camera Fund - City Clerk				
A change in State law, effective July 1, 2013, requires municipalities with red light cameras to set up local hearing officers for drivers who get violation notices and want to appeal them. This enhancement is for a Clerk position and Special Master funding to handle an anticipated 1,200 appeals. (<i>Offset by revenue from court fees</i>)	49,000	49,000	1.0	0.0

ATTACHMENT E

PROPOSED ADDITIONS AND SERVICE ENHANCEMENTS NOT INCLUDED IN PROPOSED BUDGET

	Fiscal Impact	Cumulative Impact	Positions	
			FT	PT
GENERAL FUND				
Police				
Address salary compression for Police Captains resulting from pay disparities between upper management unclassified employees and classified / bargaining unit employees over several years.	80,000	80,000	0.0	0.0
Records Unit Enhancement- Ensure the appropriate management and disposition of official police records, including the completion of Uniform Crime Reporting for the State <i>Reinstate on (1) Records Manager position which was vacated in 2003 due to the incumbent's deployment on active military duty. Position was eliminated through the budget process. Upon his return from active duty, the City provided him with his position as a Records Manager. This enhancement formally adds this position into the budget.</i>	97,000	177,000	1.0	0.0
Fire/Ocean Rescue				
Improve the efficiency of the Fire Department's Fire Prevention division in light of the Building Official's newly implemented plans review times (10 days versus 30 days) by hiring two (2) additional Fire Protection Analysts. Allows the division to meet the new turnaround times and implement the change of being first to review plans ahead of others in the chain.	193,000	370,000	2.0	0.0
Improve the frequency of fire inspections within the City from once every 2.5 years to once every 1.5 years with the hiring of two (2) additional Fire Protection Inspectors [Restores one Fire Inspector position eliminated during the FY 2009-10 budget process]	164,000	534,000	2.0	0.0
Reinstate the Ocean Rescue Chief to be offset by the reduction of a full-time lifeguard position (\$52,000)		534,000	0.0	0.0
Building				
Improve efficiency of permitting process for Miami Beach homeowners by adding a Permit Clerk on first floor – the increased demand is reflected in the increase of revenues projected in the current year and anticipated in FY 2013/14 (\$48,000)		534,000	0.0	0.0
Enhance enforcement of Unsafe Structures by providing funding for demolition of unsafe structures. Covers Six (6) identified properties in the North end (one-time expense, funded by Building revenues)	250,000	784,000	0.0	0.0
Community Services				
Add supplemental funds for elder meal programs to supplant Federal funds that were lost via sequester. Addresses lost capacity at the following sites: Rebeca Towers (15), Council Towers South (10), Stella Maris 3, South Shore Community Center (20), Federation Towers (10); for a total of 58 meals per day.	85,000	869,000	0.0	0.0
Procurement				
Improve Procurement Compliance and Reduce Solicitation Backlog by adding a Procurement Coordinator [Restores one Procurement Coordinator position converted to part-time during the FY 2011-12 budget process]	63,000	932,000	1.0	0.0
Office of Budget and Performance Improvement				
Improve financial oversight of Capital Budget process (including Renewal and Replacement projects) and increase department's capacity for proactive analyses, process improvement and performance initiatives by adding a Management and Budget Analyst. [Restores one Management & Budget Analyst position eliminated during the FY 2007-08 budget process]	71,000	1,003,000	1.0	0.0
Enhance monitoring of existing grants and research of new grant opportunities, for example Emergency Management grants, by adding a Grants Position. (offset by revenue/grant funded) [Restores partial support provided by a Management Consultant position eliminated during the FY 2009-10 budget process]	57,000	1,060,000	1.0	0.0
City Attorney				
Recruit a Senior Assistant City Attorney to handle additional volume of transactional litigation. [Restores one Senior Assistant City Attorney position eliminated during the FY 2008-09 budget process]	109,000	1,169,000	1.0	0.0
Increase hours for Legal Secretary from 60 hours to 80 hours to support new Senior Assistant City Attorney [Restores one Legal Secretary position eliminated during the FY 2009-10 budget process]	32,000	1,201,000	0.0	0.0

ATTACHMENT E

PROPOSED ADDITIONS AND SERVICE ENHANCEMENTS NOT INCLUDED IN PROPOSED BUDGET

	Fiscal Impact	Cumulative Impact	Positions	
			FT	PT
GENERAL FUND Continued				
Move Receptionist formerly split between City Manager, City Attorney and Mayor/Commission <i>[Restores one Receptionist position eliminated during the FY 2010-11 budget process]</i>	17,000	1,218,000	0.3	0.0
City Manager's Office				
Dedicated Receptionist to effectively manage the daily flow of inquiries and requests received by the City Manager's Office (Current receptionists will be moved back to solely City Attorney Office and Mayor/Commission Office) <i>[Restores one Receptionist position eliminated during the FY 2010-11 budget process]</i>	11,000	1,229,000	0.3	0.0
Proactively investigate and address potential corruption and malfeasance by adding a Compliance Officer position and Hotline Contract. The cost of the Hotline contract is not included and will be determined when put out to bid. Finance and Citywide Projects Committee recommendation. (\$69,000)				
Proactively investigate and address potential corruption and malfeasance by adding a Compliance Officer position. There is no cost because these duties will be absorbed by an existing position in the City Manager's Office. Finance and Citywide Projects Committee recommendation.	0			
Add an Ethics Hotline contract to provide an efficient and independent means of identifying and reporting concerns regarding potential misconduct. The hotline will be the responsibility of the Compliance Officer. The cost of the Hotline contract is estimated and will be determined when put out to bid. Finance and Citywide Projects Committee recommendation.	70,000	1,299,000	0.0	0.0
Mayor/Commission				
Move Receptionist formerly split between City Manager, City Attorney and Mayor/Commission <i>[Restores one Receptionist position eliminated during the FY 2010-11 budget process]</i>	19,000	1,318,000	0.3	0.0
Total General Fund Enhancements	\$ 1,318,000	\$ 1,318,000	10.0	0.0
Total General Fund Not Offset By Revenues	\$ 1,011,000		10.0	0.0
Total Enhancements Offset by Non-GF Funding	\$ 57,000			
One Time - funded by Building Revenue	\$ 250,000			
INTERNAL SERVICE FUNDS				
Property Management				
Add a Construction Manager to oversee Capital Renewal & Replacement Capital Projects related to City Facilities over and above routine maintenance. This position will oversee work on all aspects of the projects including design, construction, inspection and renovation. The year one impact of this position will be charged to fund balance; the year two impact will be \$68,000 of which \$48,000 impacts the General Fund. <i>-(This cost will be offset by Renewal and Replacement funding)</i>	68,000	68,000	1.0	0.0
Total Internal Service Funds	\$ 68,000	\$ 68,000	1.0	(2.0)
ENTERPRISE FUNDS				
Stormwater				
Enhance Stormwater Pump Station Maintenance- Due to the increased number of pump stations (4), additional maintenance is critical to meet the demands of effective stormwater control.	\$ 175,000	\$ 175,000	0.0	0.0
Parking				
Increase the services available online by adding a Senior Systems Analyst. Some of the projects that are currently in queue are: 1. Modify Customer Counter Application for the integration with LPR enforcement. 2. Online payment and auto pay for Residential Permits Application (Visitors and Residents) 3. Online payment and auto pay for Monthly Municipal Permits Application 4. Access Card Payments Application integration with garage revenue control equipment. 5. Visitor Parking Application 6. Bulk Billing Permits Application 7. Valet enforcement handheld application 8. Mobile point of sale application	80,000	\$ 255,000	1.0	0.0
Improve the management and coordination of all aspects of the maintenance of parking facilities including handling the contracts with vendors that perform related work by adding a Property Management Contracts Coordinator	88,000	\$ 343,000	1.0	0.0
Total Enterprise Funds	\$ 343,000	\$ 343,000	2.0	0.0

ATTACHMENT E

PROPOSED ADDITIONS AND SERVICE ENHANCEMENTS NOT INCLUDED IN PROPOSED BUDGET

	Fiscal Impact	Cumulative Impact	Positions	
			FT	PT
RDA				
New police squad for the RDA, which will provide 24 hour coverage, particularly on Lincoln Road and surrounding areas. This new squad will include one (1) Sergeant and two (2) Police Officers. The City has applied for the U.S. DOJ COPS Hiring grant. If the grant is awarded, it will offset \$187,000 for the two new Police Officers for three years. The City will be required to maintain these positions after year three for twelve months	\$ 309,000	\$ 309,000	3.0	0.0
Improve ability to quickly address code issues on Lincoln Road by addition of two dedicated code officers	\$ 99,000	\$ 408,000	2.0	0.0
Total RDA	\$ 408,000	\$ 408,000	5.0	0.0
Resort Tax				
Increase existing funding of \$100,000 for Miss USA or similar event to \$125,000 per year for four years to provide funding for World Out Games (\$25,000)		\$ -	0.0	0.0
Total Resort Tax	-	\$ -	0.0	0.0

ATTACHMENT F
LOWER PRIORITY POTENTIAL ENHANCEMENTS NOT INCORPORATED IN PROPOSED BUDGET

	Fiscal Impact	Cumulative Impact	Total Positions	
			FT	PT
GENERAL FUND				
Police				
Conversion of Fleet to SUV Interceptors (Patrol)- Converts current fleet to high profile vehicles, which will allow public safety personnel to respond to calls and patrol during significant weather events	190,000	190,000	0.0	0.0
Patrol Enhancement - Overtime (Special Operations)- Create Special Operations detail between January and March, to address crime trends during peak tourism season.	300,000	490,000	0.0	0.0
Internal Affairs Enhancement for two (2) additional Sergeants to meet the required staffing to manage case load and workload due to changes in internal affairs processes and procedures	236,000	726,000	2.0	0.0
Internal Affairs Enhancement for one (1) Office Associate V position to handle increased workload on current staff; provide support and undertake essential duties such as confidential file management, generating reports and redaction of public records in compliance with Public Records laws.	54,000	780,000	1.0	0.0
Additional Security on MB Drive		780,000	0.0	0.0
Seven (7) Leased Vehicles for Internal Affairs Unit in order to conduct surveillance and other covert activities.	60,000	840,000	0.0	0.0
Fire/Ocean Rescue				
Reinstate Third Mechanic	41,000	881,000	1.0	0.0
Quartermaster Position	46,000	927,000	1.0	0.0
Code				
Enhance customer service by adding an Office Associate IV	50,000	977,000	1.0	0.0
Increase efficiency of Beach patrol operations by adding 2 ATVs	16,000	993,000	0.0	0.0
Public Works				
Enhance North Beach St. Lighting & Uplight Maintenance- street lighting and landscape uplights from 63rd Street to 87th Terrace, excluding Florida Dept. of Transportation (FDOT) roadway lighting.	70,000	1,063,000	0.0	0.0
Building				
Improve Security on the First Floor of City Hall by adding a contract armed security guard	62,000	1,125,000	0.0	0.0
CIP				
Improvement administrative support for implementation of capital projects by adding an Administrative Aide position.	42,000	1,167,000	1.0	0.0
Planning				
Upgrade Planning website to maximize public access by adding an OAV	57,000	1,224,000	1.0	0.0
Human Resources				
Conduct a Human Resources Compliance and Continuous Improvement Audit	100,000	1,324,000	1.0	0.0
Improve Citywide Compliance with Established Employment Practices by adding a Employee Relations Specialist	65,000	1,389,000	0.0	0.0
Streamline Recruitment process - by adding Human Resources Technician in Recruitment	52,000	1,441,000	1.0	0.0
Organization Development				
Facilitate performance improvement initiatives to achieve City's Key Intended Outcomes and Improve efficiencies by adding a Management Consultant	70,000	1,511,000	1.0	0.0
City Clerk				
Ensure compliance with Code within reasonable time by adding a Code Violations Clerk	49,000	1,560,000	1.0	0.0
City Manager's Office				
EOC - Mitigation Resilience Office/Recovery Coordinator	78,000	1,638,000	1.0	0.0
EOC - Special Events Coordinator	68,000	1,706,000	1.0	0.0
EOC -Emergency Manager's Replacement Vehicle	32,000	1,738,000	0.0	0.0
EOC - Special Events Coordinator's Vehicle	28,000	1,766,000	0.0	0.0
EOC Training	22,000	1,788,000	0.0	0.0
EOC Operations	53,000	1,841,000	0.0	0.0
Total General Fund Enhancements	\$ 1,841,000	\$ 1,841,000	14.0	0.0

ATTACHMENT F
LOWER PRIORITY POTENTIAL ENHANCEMENTS NOT INCORPORATED IN PROPOSED BUDGET

	Fiscal Impact	Cumulative Impact	Total Positions	
			FT	PT
INTERNAL SERVICE FUNDS				
Property Management				
Enhance ADA Compliance Citywide by adding an ADA Coordinator - Estimated Impact to General Fund \$ 35,000	\$ 52,000	52,000	1.0	0.0
Information Technology				
Out of Region Backup - Estimated impact to General Fund \$46,000	70,000	122,000	0.0	0.0
Fleet Management				
Improve Delivery of Fleet Services by adding an Office Associate IV - Estimated impact to General Fund \$32,000	49,000	171,000	1.0	0.0
Total Internal Service Funds	\$ 171,000	\$ 171,000	2.0	0.0

Additional Potential Enhancements Subsequent To August 22 Fcwpc Meeting

	Fiscal Impact	Cumulative Impact	Total Positions	
			FT	PT
GENERAL FUND				
Parks and Recreation				
Enhance staffing coverage at Stillwater, Crespi, Tatum, Fairway and Muss Parks by adding 5 part time MSWII's and reclassifying 5 part time Recreation Leaders to 5 Part Time MSWII's, resulting in a total of 10 MSWII's. This will substantially improve the scheduling within the Recreation division, and increase satisfaction of the public participating in recreational activities	117,000	117,000	0.0	5.0
Total General Fund Enhancements	\$ 117,000	\$ 117,000	0.0	5.0
INTERNAL SERVICE FUNDS				
Information Technology				
Wi-Fi grant program for low income residents potentially impacted by the re-scope of the City's Wi-Fi program. Details of the grant program are to be determined. Estimated Impact to the General Fund is \$40,000	50,000	50,000	0.0	0.0
Total Internal Service Funds	\$ 50,000	\$ 50,000	0.0	0.0

ATTACHMENT G

POTENTIAL SERVICE REDUCTION ALTERNATIVES NOT INCLUDED IN PROPOSED BUDGET

	Impact	Cumulative Impact	% of FY 14 Budget net	Positions Affected	Cumulative Positions
General Fund					
Mayor & Commission					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
City Manager					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
Communications					
MBTV - VIDEO PRODUCTION Shut down video/television operations (MBTV) - lose PEG license/cable channel; no video public record of meetings: Media Specialist: Salary (111) \$76,366, SS/Medicare (165) \$1,107.30; Health (162) \$4,102.74, Professional Services (0312): \$80,000; Other operating (0343) (DVDs, wiring, software, parts): \$4,800; Office supplies (0341): \$500; Maintenance Contract (0342) of audio/visual equip: \$2,000; Phone (0316): \$1080	\$ 170,956	\$ 170,956	24.7%	1.0 (FT)	
MKTG/PIO/ADMIN - Services for the production of public information projects (professional svcs (0312) for writers, photographers, other office support, etc.). If staff is reduced, professional svcs will be crucial to operations to retain some outside asst)	\$ 3,000	\$ 173,956	25.1%	0.0	
MKTG/PIO -- Print advertising outreach to community newspapers (0327)	\$ 2,100	\$ 176,056	25.4%	0.0	
OBPI/Performance Initiatives					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
Finance					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0	0.0
Procurement					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
Human Resources/Labor Relations/Risk Management					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0	0.0
City Clerk					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
City Attorney					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
Real Estate & Comm. Development					
Eliminate 10 out of 31 beds from Salvation Army (\$20.00 per bed per day); reduces the number of beds available for direct placement of homeless persons engaged by our homeless outreach teams, resulting in more homeless persons remaining on our streets	\$ 73,000	\$ 73,000	4.14%	0	0.0
Reduce homeless relocations by 50% (Avg. cost of relocation is \$150.00 times 100 clients; will result in delays in homeless persons accessing jobs or benefits, with potential delays in achieving housing stability (thus remaining homeless longer)	\$ 15,000	\$ 88,000	4.99%	0	0.0
As a result of reducing homeless relocations by 50%, portable meals (Heatermeals) provided to clients during their relocation will be reduced proportionately.	\$ 1,825	\$ 89,825	5.09%	0	0.0
Office of Community Services					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
Building					
ELIMINATE CUSTOMER SERVICE MANAGER FUNCTIONS - This includes the elimination of the Customer Service Manager Position. Position also serves Condo Ombudsman function in the City Manager's Office.	\$ 135,682	\$ 135,682	1.49%	1.0	1.0
DEPARTMENTAL TECHNOLOGY SUPPORT - two IT Analysts for system enhancements will be eliminated and all new technology initiatives will be suspended.	\$ 180,059	\$ 315,740	3.46%	2.0	3.0
Outsource Building Permit Clerks as recommended by the Watson Rice study (Previously proposed in FY 2009/2010, 2010/2011, 2011/2012 and 2012/2013 budgets). Assume award by January 2014 and implementation by March 2014. Savings includes salary, health, medicare, OT, and uniform costs. Costs for outsourcing are estimated at \$308,880 (\$18.45 per hour for over 11,440 hours (8 hours per day for 5.5 people). This cost remains in the core services.	\$ 28,127	\$ 343,867	3.77%	5.5	9.0
Planning					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0

ATTACHMENT G

POTENTIAL SERVICE REDUCTION ALTERNATIVES NOT INCLUDED IN PROPOSED BUDGET

	Impact	Cumulative Impact	% of FY 14 Budget net	Positions Affected	Cumulative Positions
TCD					
Close Bass Museum second day per week (Open 5 days): This reduction includes savings of \$17,549 in security guards and \$3,661 in electricity. The Museum is required to be open 1000 hours per year to maintain AAM Accreditation. The Museum must be open at least 20 hours per week or 3 days per week. Bass receives a State of Florida grant of \$64,448 for security services. General Funds covers \$49,491. The Friends of the Bass Museum are estimated to lose \$32,000 which will require them to reduce payroll to absorb this loss of revenue.	\$ 21,210	\$ 124,713	5.9%		
Close Bass Museum third day per week (Open 4 days): This reduction includes savings of \$17,549 in security guards and \$3,661 in electricity. The Museum is required to be open 1000 hours per year to maintain AAM Accreditation. The Museum must be open at least 20 hours per week or 3 days per week. Bass receives a State of Florida grant of \$64,448 for security services. General Funds covers \$49,491. The Friends of the Bass Museum are projected to lose \$55,000 in revenue which requires the Friends to reduce payroll expenses to absorb this loss in revenue.	\$ 21,210	\$ 145,923	6.9%		
Close Bass Museum fourth day per week (Open 3 days): This reduction includes savings of \$17,549 in security guards and \$3,661 in electricity. The Museum is required to be open 1000 hours per year to maintain AAM Accreditation. The Museum must be open at least 20 hours per week or 3 days per week. Bass receives a State of Florida grant of \$64,448 for security services. General Funds covers \$49,491. The Friends of the Bass Museum are projected to lose \$82,450 in revenue which requires the Friends to reduce payroll to absorb this loss in revenue.	\$ 21,210	\$ 167,133	7.9%		
Arts Education Program: School Programs include children aged 2 – 5, Early Get smART offers teacher training, parent workshops, and artist residencies utilizing visual arts, creative movement, drama and music to focus on self-awareness, transportation, weather, ecology and nutrition; Raindrops, St. Patricks, Temple Menorah. Grades K – 12, GET smART: 2 teams of 11 teachers at Feinberg-Fisher receiving training this year. Teacher Resource Program provides training, classroom materials and supplies coupled with a related live-arts experience; Nautilus Middle School. Community programs: After-school classes for children aged 8 – 12; courses run for 32 weeks; 4 courses at Biscayne Elementary, 4 at Flamingo Park and 6 at Scott Rakow. .					
Flamingo Park summer camp: 4 courses for 6 weeks. Total Arts Education Program budget is \$105,000 contracted with Arts for Learning. \$75,000 is located in the CAC budget. If eliminated it would be necessary to fund a \$20,000 grant to Arts for Learning who has historically received grants from the CAC, they were asked to withdraw their application in consideration for this contract.	\$ 42,130	\$ 209,263	9.9%		
Reduce Arts in the Parks from 10 events to 4.	\$ 60,000	\$ 269,263	13%		
Eliminate Arts in the Parks program	\$ 60,000	\$ 329,263	16%		
Freeze Field Monitor Position: This represents salary, benefits, and cellphone. The Field Monitor is shared with Asset Mgmt who no longer has a Field Monitor as a result of the FY 08 budget cuts. This position inspects and enforces the regulations of the special event and film permits for TCD, as well as assists in processing wedding ceremony requests and demonstrations. The position also monitors beach concessions and the markets for Asset Mgmt and assists with field inspections.	\$ 57,158	\$ 444,291	21%	1.0	
Code Compliance					
Eliminate 1 Community Resources & Outreach Coordinator. This means that there will be reduced residential outreach and education. Would affect level of service and outreach and educational programs. Programs affected would be the following programs and assistance: Hurricane Fair, Environmental Clean-up; Baynanza, Hands on Miami Beach, City Representation at HOA meetings and merchant meetings, assistance with the creation of HOAs, information sessions such as Condo Workshops and attendance at other community meetings.	\$ 158,468	\$ 158,468	4.84%	1	
Eliminate remaining Community Resources & Outreach Coordinator. Will leave no Community Outreach staff. This means there will be reduced residential outreach and education. Would affect level of service and outreach and educational programs. Programs affected would be the following programs and assistance: Hurricane Fair, Environmental Clean-up; Baynanza, Hands on Miami Beach, City representation at HOA meetings and merchant meetings, assistance with the creation of HOAs, information sessions such as Condo Workshops, Neighborhood Leadership Academy and attendance at other community meetings.	\$ 112,419	\$ 270,886	8.27%	1.0	
Eliminate nine (9) Part-Time Code Compliance Officers added to the budget in FY 2010/2011 to address Quality-of-Life issues	\$ 240,360	\$ 511,246	15.61%	0.0	

ATTACHMENT G

POTENTIAL SERVICE REDUCTION ALTERNATIVES NOT INCLUDED IN PROPOSED BUDGET

	Impact	Cumulative Impact	% of FY 14 Budget net	Positions Affected	Cumulative Positions
Convert staffing from 25 full-time and 12 part-time Code Compliance Officer positions (3 positions after above reduction) to reduce 19 full-time and 21 part-time, effective April 1, 2014, providing more flexibility in staffing. Assumes part-time employees are working 30 hours per week. Savings includes salary, health, medicare, Holiday pay, OT, and uniform cots.	\$ 15,770	\$ 527,016	16.10%	FT & (-11 PT)	
Outsource Code Enforcement Clerical and Call Center Operations with privatized in-house support. Assume implementation of Clerical and Call Center April 2014 and privatized in-house support April 2014. Savings includes salary, health, medicare, OT and holiday pay (approx \$412,000). Costs for outsourcing are estimated at \$280,000. The amount here shows half year savings. This cost remains in the core services.	\$ 18,816	\$ 545,832	16.67%	6 FT	
Parks & Recreation					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0
Public Works					
Survey services (1 EA2 and 1 EA1): Loss impacts the ability to survey design projects in-house. 2-man survey crews are typically billed at \$90-100/hr, while these 2 individuals have a total hourly rate of \$58.84.	\$ 133,432	\$ 116,263	5.9%	2	2.0
EA1 with newsrack and permitting responsibilities (position partially offset through estimated \$9,000 newsrack fees): Loss leads to longer periods before repair of newsracks due to graffiti and vandalism and less help at ROW counter.	\$ 43,446	\$ 159,709	8.0%	1.0	3
OA IV assisting City Engineer and Ass't City Engineer: Loss impacts the efficiency of the City Engineer as well as all support functions including WebQA. Outsourced secretaries are typically billed at \$45/hr. This position bills at \$19.75/hr.	\$ 41,560	\$ 201,269	5.9%	1.0	4
OA IV assisting Environmental and Transportation Divisions: Loss impacts the efficiency of transportation and environmental services as well as all support functions including WebQA. Outsourced secretaries are typically billed at \$45/hr. This position bills at \$22.21/hr.	\$ 48,922	\$ 250,191	5.9%	1	5
OA V serving as Office Manager and Payroll Coordinator: Loss impacts the efficiency of engineering services as well as all support functions including payroll, creation of purchase orders, and personnel evaluations. Outsourced secretaries are typically billed at \$45/hr. This position bills at \$33.25/hr.	\$ 73,342	\$ 323,533	5.9%	1	6
Engineering production - 2 EA3's, 1, EA2, 1 EA1, and a vacant Ass't City Engineer position: Loss reduces the ability to produce plans in-house and the ability to manage ROW records including responses to public records requests.	\$ 277,472	\$ 601,005	5.9%	4	10
Engineering Services - Ass't City Engineer, 2 CE3's, 1 CE2, and 1 CE1 (Offset with \$402,667 in project chargebacks): Loss reduces the ability to produce plans in-house, conduct plan reviews, perform inspections, and certify ROW projects. If outsourced, the design process, coordination, and procurement requirements would add approximately 6-8 months to the construction of infrastructure improvements and add additional cost (staff engineers' hourly rates vary from \$25.10 - \$36.59, while private sector hourly engineering rates vary from \$100 - \$150.)	\$ 368,297	\$ 969,302	5.9%	5	15
Transportation and traffic engineering services not offset by PTP funding (50% of 1 Transportation Manager, 20% of Transportation Coordinator are not PTP funded): Loss impacts service to resident committees and reduces ability to review design plans for mobility impacts, ability to obtain transportation related grants, and ability to design transportation projects in-house.	\$ 75,037	\$ 1,044,339	5.9%	0.7	15.7
Environmental Resource Manager: Loss impacts the environmental review and permitting support for Engineering projects, including seawalls, bridges, docks, dredging, ROW stormwater infrastructure, and shoreline improvement & beachwalk projects that require multiple environmental regulatory agency coordination, including pollution prevention. Loss also impacts environmental compliance enforcement & monitoring of golf courses, fuel storage tanks and stormwater systems as well as environmental outreach, environmental risk management, sustainability planning and implementation for city-wide process improvement, resource conservation, & waste reduction.	\$ 73,806	\$ 1,118,145	5.9%	1.0	16.7
Other Operating Expenditures - associated with above positions	\$ 135,430	\$ 1,253,575	5.9%	0	16.7
Other Personnel Expenses - associated with above positions	\$ 197,841	\$ 1,451,416	5.9%	0.0	16.7
CIP					
No Service Reductions were proposed.	\$ -	\$ -	0.00%	0.0	0.0

ATTACHMENT G

POTENTIAL SERVICE REDUCTION ALTERNATIVES NOT INCLUDED IN PROPOSED BUDGET

	Impact	Cumulative Impact	% of FY 14 Budget net	Positions Affected	Cumulative Positions
Police					
Eliminate 4 School Liaison Supervisor (Total of 5 Contractual Service Positions) - These positions serve as liaisons to the public elementary and middle schools on Miami Beach. Elimination will result in no officers being assigned to the public schools on Miami Beach which leads to a greater dissatisfaction from within the community -011-1120-000311 & 011-1122-000311	\$ 229,000	\$ 229,000		0.0	
Eliminate Citywide contracted security expenditures while maintaining RDA area (beach walks, boardwalks, Lincoln Road etc.) 011-1120-000349 & 011-1122-000349	\$ 845,000	\$ 1,074,000		0	
Criminal. Eliminate one (1) Public Safety Specialist assigned to CID/Administration. The ability to review and enhance video from crime scenes will be impacted and may result in longer processing time. This will delay the solvability factors of certain types of crime. 011-1140-000111, 011-1140-000162 & 011-1140-000165	\$ 50,277	\$ 1,124,277		1	
Fire					
Reduce the Overtime Budgets (1210,1220) by amending the minimum staffing ordinance to allow staffing levels to 42 personnel when there are more than 3 unscheduled absences at the start of the shift. Note: There are no reductions to the number of firefighters assigned to shifts. Estimated yearly impact is \$ 840,000. This change requires impact bargaining and change to minimum staffing ordinance therefore the reported impact is reduced to \$420,000 to provide time for negotiation and change of the ordinance.	\$ 840,000	\$ 840,000	2.36%	0	0.0
Change the Ocean Rescue Division schedule to 5/8s on a year round schedule (reduces seasonal salaries)	\$ 474,037	\$ 1,314,037	3.70%		
Convert 20 out of 48 FT Life Guard 1s to PT. The annual impact w/pension is \$303,201 and w/o pension is \$184,088	\$ 193,843	\$ 1,507,880	4.24%		
Citywide Budget					
Reduce funding for various programs by 10%:					
Jewish Museum	\$ 49,500	\$ 49,500			
July 4th Celebration non sponsored events	\$ 40,500	\$ 90,000			
Latin Chamber of Commerce	\$ 18,000	\$ 108,000			
Miami Beach Chamber/Visitor Ctr	\$ 36,000	\$ 144,000			
Miami Design Preservation League	\$ 22,500	\$ 166,500			
North Beach Development Corp.	\$ 18,000	\$ 184,500			
Orange Bowl	\$ 16,875	\$ 201,375			
S Beach/Grtr Miami Hisp. Chamber	\$ 18,000	\$ 219,375			
Sister Cities	\$ 13,680	\$ 233,055			
Hot Meals-JVS	\$ 46,930	\$ 279,985			
Douglas Gardens	\$ 21,660	\$ 301,645			
Stanley C. Myers	\$ 21,660	\$ 323,305			
Boys and Girls Club	\$ 16,606	\$ 339,911			
Contribution to Garden Center	\$ 137,228	\$ 477,139			
Internal Service Funds					
Information Technology					
Public Safety Radio System Motorola Maint + Site rental + Alerting Maint + Microwave Maint + Subscriber Maint + replacements = Public Safety	\$ 598,000	\$ 598,000	5%		
Annual SW maintenance NW CAD + Telestaff + PowerDMS = Public Safety	\$ 335,000	\$ 1,660,700	15%		
GIS + ESRI + Cityworks + WebQA = Public Works	\$ 99,700	\$ 1,760,400	16%		
Laserfiche Electronic Records Management Program in HR, Finance, City Clerk, Building, Planning	\$ 36,000	\$ 1,796,400	16%		
RecWare = Parks and Recreation	\$ 18,000	\$ 1,814,400	16%		
Active Strategy, Performance Management Software = OBPI	\$ 22,000	\$ 1,836,400	17%		
Ebuilder, Project Management Software = CIP	\$ 20,000	\$ 1,856,400	17%		
Folio = City Clerk	\$ 10,000	\$ 1,866,400	17%		
Snaps Surevey Software = OBPI	\$ 2,400	\$ 1,868,800	17%		
MBTV SW = Communications	\$ 11,500	\$ 1,880,300	17%		
HR Risk Mgt SW = HR	\$ 11,000	\$ 1,891,300	17%		
HR Applicant tracking = HR	\$ 18,000	\$ 1,909,300	17%		
Novatime Electronic handreader timeclock = Public Works, Fleet, Building, Sanitation	\$ 10,000	\$ 1,919,300	17%		
Cassidian R911 = Fire EOC	\$ 12,500	\$ 1,931,800	17%		
EOC AV Maintenance = Fire EOC	\$ 6,000	\$ 1,937,800	17%		
F4W = Fire EOC	\$ 24,900	\$ 1,962,700	18%		
Listserve = Communications	\$ 4,000	\$ 1,966,700	18%		
Citysourced = Public Works	\$ 7,000	\$ 1,973,700	18%		
Central Services					
Change (1) full-time Central Service Technician to part-time status. Potential Impact: Printing of Business Cards, (4) Commission Committee Agendas, MBLIne, Carbonless Forms. Grant packages among other miscellaneous emergency/time sensitive jobs will be delayed or result in overtime. Processing all outgoing U.S. mail, receiving & sorting all incoming U.S. and interoffice mail will be delayed or require overtime.	\$ 13,072	\$ 13,072	1.90%		

ATTACHMENT G

POTENTIAL SERVICE REDUCTION ALTERNATIVES NOT INCLUDED IN PROPOSED BUDGET

	Impact	Cumulative Impact	% of FY 14 Budget net	Positions Affected	Cumulative Positions
Property Management - Non RDA					
No Service Reductions were proposed	\$ -	\$ -	0.00%	0.0	0.0
Property Management - City Center					
No Service Reductions were proposed	\$ -	\$ -	0.00%	0.0	0.0
Fleet Management					
No Service Reductions were proposed	\$ -	\$ -	0.00%	0.0	0.0
Enterprise Funds					
Water					
No Service Reductions were proposed	\$ -	\$ -	0.00%	0	0
Sewer					
No Service Reductions were proposed	\$ -	\$ -	0.00%	0	0
Stormwater					
No Service Reductions were proposed	\$ -	\$ -	0.00%	0.0	0.0
Sanitation					
Eliminate night crew in South point Park ISL	\$ 64,095	\$ 64,095	0.6%	2	2
Eliminate night crew on Beachwalk, increase in cleanliness index rating to 2.5	\$ 69,815	\$ 133,910	1.2%	2	2.0
Merge Mid beach and north beach pressure cleaning crews into one. Current cleaning cycle is every 10 days will decrease to every 20 days.	\$ 40,250	\$ 174,160	2%	2.0	2.0
Reduce LOS on Ocean, Washington, & Lincoln from 7 to 5 nights. Increase in cleanliness index rating to 2.5.	\$ 147,225	\$ 321,385	2.9%	6.0	6.0
Decrease level of service on Beach walk from 7 days to 5 days, increase in cleanliness index rating to 2.5.	\$ 59,382	\$ 380,767	3.5%	2.0	2.0
Provision of Dog Dispenser bags will mean that there will be no bags available for residents	\$ 12,063	\$ 392,830	3.6%	0.0	0
Parking					
Marketing (IMPACT: consumers would not have readily accessible information concerning available parking options throughout Miami Beach therefore increasing the perception of not enough available parking. Impact to ability to a more comprehensive marketing program planned with the Office of Communications. Current budget amount is \$71,000.	\$ 28,000	\$ 28,000	0.1%	0.0	
Reduce Sanitation (IMPACT: Based on the newer service levels we would have lower cleanliness index feedback since garages would not be cleaned 7 days a weeks as indicated by the Sanitation Director that is the current service level.)(TOTAL: \$756,447 in transfer out)	\$ 186,000	\$ 214,000	0.9%	0.0	

MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1,2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AiPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part 1, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

RESOLUTIONS TO BE SUBMITTED

Condensed Title:

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING THE FINAL AD VALOREM MILLAGE RATE OF 1.2687 MILLS FOR FISCAL YEAR (FY) 2013/14 FOR THE NORMANDY SHORES LOCAL GOVERNMENT DISTRICT, WHICH IS NINETEEN PERCENT (19.0%) MORE THAN THE "ROLLED-BACK" RATE OF 1.0664 MILLS.

Key Intended Outcome Supported:

Increase visibility of police; Maintain crime rates at or below national trends

Supporting Data (Surveys, Environmental Scan, etc.):

In the 2009 Community Survey, both residents and businesses reported the following areas for the City to address in an effort to improve public safety:

- Preventing crime (Residents: 44.9%, Business: 43.9%)

Issue:

Shall the Mayor and City Commission, acting in its capacity as the Board of Directors for the Normandy Shores Local Government Neighborhood Improvement District, adopt the attached resolution which sets the Final Ad Valorem Millage Rate?

Item Summary/Recommendation:

The FY 2013/14 current service level budget is \$192,000, which is 2% (\$4,000) higher than the FY 2012/13 adopted budget. This is due primarily to the increasing cost of gate repairs and maintenance, based on the current year experience. The current design of the security gate has contributed to multiple repairs and increasing cost of maintenance and a \$3,000 increase is budgeted for FY 2013/14. The current service millage rate is 1.0826, a decrease of 0.0618 mills (5.4%) from the FY 2012/13 millage rate of 1.1444. The adoption of the current service level millage of 1.0826 would require a majority vote of the Commission.

The rolled-back rate is the millage rate required to produce the same level of property tax revenue on FY 2013/14 as anticipated to be collected in FY 2012/13 based on adjusted values as of July 1, 2013. The rolled-back rate is calculated at 1.0664 or 0.0780 mills less than the millage rate of 1.1444 adopted for FY 2012/13. The current service level millage rate is slightly higher than the rolled-back rate due to the \$4,000 increase in the projected FY 2013/14 expenses mentioned above.

The Normandy District Homeowners' Association has proposed an enhancement to the current service level budget of \$40,000 to fund one-time costs associated with redesigning the security gate and enhancing security camera equipment. The redesign of the gate is intended to resolve ongoing repair and maintenance issues related to the existing design. The enhanced security camera equipment is a police department recommendation that will help identify responsible vehicles to recoup funds from incidents of property damage claims. The proposed budget with enhancements also includes an offsetting \$7,000 savings to the projected repair and maintenance budget line item. This savings is anticipated due to the redesign of the gate project.

The first public hearing on the District's tentative millage rate and budget for FY 2013/14 was held on September 11, 2013. The millage rate presented herein is that which was tentatively adopted at the end of the first public hearing held on that day. The FY 2013/14 proposed millage rate is 1.2687 mills, which is above the maximum millage rate of 1.1928 allowed to be adopted by a two-thirds vote, and will therefore require a unanimous vote.

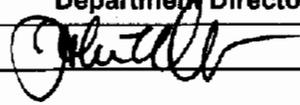
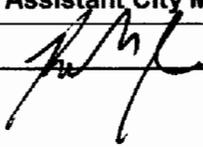
Advisory Board Recommendation:

Financial Information:

Source of Funds:	Amount	Account
1		
2		
Total		

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING THE FINAL AD VALOREM MILLAGE RATE OF 1.2687 MILLS FOR FISCAL YEAR (FY) 2013/14 FOR THE NORMANDY SHORES LOCAL GOVERNMENT DISTRICT, WHICH IS NINETEEN PERCENT (19.0%) MORE THAN THE "ROLLED-BACK" RATE OF 1.0664 MILLS.**

ADMINISTRATION RECOMMENDATION

The Administration recommends that the Mayor and City Commission, acting in its capacity as the Board of Directors for the Normandy Shores Local Government Neighborhood Improvement District, adopt the attached resolution which authorizes the City Manager to transmit the following information to the Miami-Dade County Property Appraiser:

- 1) The final adopted millage rate of the Normandy Shores Neighborhood Improvement District for FY 2013/14:

General Operating	1.2687 mills (1.1444) last year
-------------------	---------------------------------

- 2) The final adopted millage rate of 1.2687 mills is 19.0% more than the "Rolled-Back" Rate of 1.0664 mills

The first public hearing on the tentative District millage rate and budget for FY 2013/14 was held on September 11, 2013. The millage rate herein is that which was tentatively adopted at the end of the first public hearing on that day.

BACKGROUND

The Normandy Shores Local Government Neighborhood Improvement District, a dependent taxing district of its principal, the City of Miami Beach, was established in 1994 to provide continual 24-hour security to this gated community; FY 2013/14 represents its twentieth year of operation.

It was established by Ordinance 93-2881, and has the authority *"to levy an ad-valorem tax on real and personal property of up to two mills, provided that no parcel of property will be*

assessed more than \$500 annually for such improvements". During FY 1998/99 the amount of annual funding to be provided by the City and the dependent status of the District were issues discussed by the Finance and Citywide Projects Committee. A determination was reached that the City would fund 35% of the annual cost of the operation of the community gate guard. This cost will eventually be funded from the golf course operation of the Normandy Shores Golf Course. It was further agreed that the City would continue to supplement the District at current levels until both issues were resolved. On August 29, 2002, the Administration met with the Normandy Shores Local Government Neighborhood Improvement District representatives and agreed to eliminate the \$500 cap on the highest valued home in the District. The enabling legislation was adopted by the Commission on September 25, 2002. This ensures that the City's contribution from the General Fund remains at 35% of the operating budget of the District.

PROCEDURE

The operating millage and budget for this dependent special taxing district must be adopted in accordance with Florida Statutes. This procedure requires that this Resolution be considered immediately after the millage and budget of the principal taxing authority, i.e., City of Miami Beach.

It also prescribes that a final millage be adopted first. This is accomplished by adopting a Resolution which states the percent increase or decrease over the "Rolled-back" rate, the percentage increase, and the millage rate be publicly announced before adoption of the millage resolution. Following this, another Resolution which adopts the final Normandy Shores District operating budget must be approved. (See accompanying District Budget Agenda item for details).

ANALYSIS

On July 1, 2013, the City received the January 1, 2013 Certification of Taxable Value from the Property Appraiser's Office stating that the taxable value for Normandy Shores is \$121,339,865, which includes an increase of \$360,092 in new construction, renovation, etc. The preliminary value represents an increase of \$8,946,451 from the July 1, 2012 Certification of taxable Value of \$112,393,414 (7.9 percent) and an increase of 7.6 percent over 2012's July 2013 value of \$112,735,259. It is important to note that the January 1, 2012 tax roll for Normandy Shores increased by almost \$342,000 (0.3%) between the July 1, 2012 valuation and the July 1, 2013.

Current Service Level Budget

The current service level budget reflects budget increases or decreases necessary to provide the current level of services in the coming year. The FY 2013/14 current service level budget is \$192,000, which is 2% (\$4,000) higher than the FY 2012/13 adopted budget. This is due primarily to the increasing cost of gate repairs and maintenance, based on the current year experience. The current design of the security gate has contributed to multiple repairs and increasing cost of maintenance and a \$3,000 increase is budgeted for FY

2013/14.

As a result of this increase in the current service level budget, the ad valorem millage to provide the current level of security required by this district is 1.0826 mills, which is 0.0618 mills (5.4%) lower than the FY 2012/13 adopted millage of 1.1444 due to a 7.9% increase in 2013 property values. This tax levy would generate proceeds of \$131,370.

The rolled-back rate is the millage rate required to produce the same level of property tax revenue on FY 2013/14 as collected in FY 2012/13. The rate is calculated as 1.0664, or 0.0780 mills less than the millage rate adopted for FY 2012/13. The rolled-back millage rate tax levy would generate proceeds of \$129,400. The difference between the current service level and rolled-back rate levy is \$1,970. The adoption of the current service level millage of 1.0826 would require a majority vote of the Commission.

Proposed FY 2013/14 Budget with Enhancements

The Normandy District Homeowners' Association has proposed an enhancement to the current service level budget of \$40,000 to fund one-time costs associated with redesigning the security gate and enhancing security camera equipment. The redesign of the gate is intended to resolve ongoing repair and maintenance issues related to the existing design. The enhanced security camera equipment is a police department recommendation that will help identify responsible vehicles to recoup funds from incidents of property damage claims. The proposed budget with enhancements also includes an offsetting \$7,000 savings to the projected repair and maintenance budget line item. This savings is anticipated due to the redesign of the gate project.

The proposed ad valorem millage recommended by the Administration is 1.2687 mills to provide the current level of service, plus one-time enhancement requested by the Homeowners' Association. This is 0.2023 mills more than the rolled-back rate of 1.0664. This tax levy will generate proceeds of \$154,000. In order to adopt this millage rate, this would require a unanimous vote by Commission.

The increase of 0.1243 mills from the prior year millage represents an annual increase of \$39.41 to the City average 2013 homesteaded property of \$317,086 taxable value for a total of approximately \$402 per year (\$33.50 per month).

The total operating expenditures to provide the current service level with the proposed enhancement is \$225,000 for FY 2013/14. The City of Miami Beach General Fund is required to provide 35% of the total operating expenditures (\$78,750), and the City has funded the 35% for each of the twenty years since the District was established. The amount provided by the General Fund for this purpose in FY 2012/13 was \$65,800. The \$225,000 in FY 2013/14 represents a \$37,000 increase (19.6%) from the FY 2012/13 budget of \$188,000, primarily due to the addition of \$40,000 of one-time funding for the construction of a new gate as well as security camera upgrades requested by the homeowners.

For the Normandy Shores taxing District, the value for each mill (\$1.00 of ad valorem tax for each \$1,000 of property value) is determined by the 2013 Certification of Taxable Value and has been set at \$121,340. Florida Statutes permit a discount of up to five percent for early payment discounts, delinquencies, etc. Therefore, the 95 percent value of the mill is

\$115,273. Accordingly, 1.2687 mills are required to generate \$146,250 in property tax revenues by the district.

The rolled-back rate is the millage rate required to produce the same level of property tax revenue on FY 2013/14 as collected in FY 2012/13. The rate is calculated as 1.0664, or 0.0780 mills less than the millage rate adopted for FY 2012/13.

Further, pursuant to State Statute, the City may elect to approve millage rates above the rolled-back rate up to the constitutional cap of 10 mills subject to the following votes by the Commission or referendum:

- Option I: A majority of the approval of the Commission Millage is required to approve a millage up to 1.0844 (equivalent to a 1.69% increase in Property Tax revenues). The 1.69% increase is the state per capita personal income gain for the prior calendar year.
- Option II: A two-thirds approval (5 of 7 votes) of the Commission is required to approve a millage up to 1.1928 (equivalent to a 10% increase in Property Tax revenues above Option I).
- Option III: A unanimous approval of the Commission or referendum is required to approve a millage above 1.1928 mills

The proposed rate of 1.2687 requires therefore unanimous approval (7 of 7 votes) of the Commission.

It must be noted that in accordance with State Statute, there is a 10 mill operating cap which cannot be exceeded without voter approval. Combining both millages from the dependent district (1.2687) and the principal taxing authority (6.1438) totals **7.4125** mills, which is **2.5875** mills less than the **10 mill cap**.

The first public hearing on the tentative District millage rate and budget for FY 2013/14 was held on September 11, 2013. The millage rate presented herein is that which was tentatively adopted at the end of the first public hearing on that day.

CONCLUSION

The City Commission, acting in its capacity as the Board of Directors of the District, should adopt the attached Resolution which establishes a final millage.

JLM: KGB/JW

MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

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An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 69 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

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Condensed Title:

A resolution adopting the final operating budget for the Normandy Shores Local Government Neighborhood Improvement District for Fiscal Year (FY) 2013/14.

Key Intended Outcome Supported:

Increase visibility of police; Maintain crime rates at or below national trends.

Supporting Data (Surveys, Environmental Scan, etc.):

In 2009 Community Survey, both residents and businesses reported the following areas for the City to address in an effort to improve public safety:

- Preventing crime (Residents: 44.9%, Business: 43.9%)

Issue:

Shall the Mayor and City Commission, acting in its capacity as the Board of Directors for the Normandy Shores Local Government Neighborhood Improvement District, approve the final operating budget for the District for FY 2013/14 in the amount of \$225,000?

Item Summary/Recommendation:

The total operating expenditures to provide the current service level with the proposed enhancement to this district is \$225,000 for FY 2013/14. The City of Miami Beach General Fund is required to provide 35% of the total operating expenditures (\$78,750), and the City has funded the 35% for each of the twenty years since the District was established. The amount provided by the General Fund for this purpose in FY 2012/13 was \$65,800.

The \$225,000 in FY 2013/14 represents a \$37,000 increase (19.6%) from the FY 2012/13 budget of \$188,000, primarily due to the addition of \$40,000 of one-time funding for the construction of a new gate as well as security camera upgrades requested by the homeowners.

The first public hearing on the District's tentative millage rate and budget for FY 2013/14 was held on September 11, 2013. The City Commission adopted the tentative millage of 1.2687 and the operating budget for the district in the amount of \$225,000.

Advisory Board Recommendation:

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$ 146,250	Normandy Shores District	
2	78,750	General Fund	
Total	\$ 225,000		

AS.
OBPI

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>



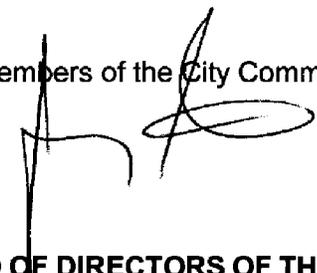


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager 

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT ADOPTING THE FINAL OPERATING BUDGET FOR FISCAL YEAR (FY) 2013/14.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution which establishes the final operating budget for the Normandy Shores Local Government Neighborhood Improvement District for FY 2013/14 in the amount of \$225,000.

BACKGROUND

The Normandy Shores Local Government Neighborhood Improvement District (the District), a dependent taxing district of its principal, the City of Miami Beach, was established in 1994 to provide continual 24-hour security to this gated community; FY 2013/14 represents its twentieth year of operation.

The District was established by Ordinance 93-2881, and has the authority "to levy an ad-valorem tax on real and personal property of up to two mills, provided that no parcel of property will be assessed more than \$500 annually for such improvements". During FY 1998/99 the amount of annual funding to be provided by the City and the dependent status of the District were issues discussed by the Finance and Citywide Projects Committee. A determination was reached that the City would fund 35% of the annual cost of the operation of the community gate guard. This cost will eventually be funded from the golf course operation of the Normandy Shores Golf Course. It was further agreed that the City would continue to supplement the District at current levels until the Golf Course assumes this cost. On August 29, 2002, the Administration met with the Normandy Shores Local Government Neighborhood Improvement District representatives and agreed to eliminate the \$500 cap on the highest valued home in the District. The enabling legislation was adopted by the Commission on September 25, 2002. This ensures that the City's contribution from the General Fund remains at 35% of the operating budget of the District.

PROCEDURE

The operating millage and budget for this dependent special taxing district must be adopted in accordance with Florida Statutes. This procedure requires that this Resolution be considered immediately after the final millage for Normandy Shores District has been adopted (See accompanying District Millage Agenda Item for details).

ANALYSIS

The total operating expenditures to provide the current service level with the proposed enhancement to this district is \$225,000 for FY 2013/14. The City of Miami Beach General Fund is required to provide 35% of the total operating expenditures (\$78,750), and the City has funded the 35% for each of the twenty years since the District was established. The amount provided by the General Fund for this purpose in FY 2012/13 was \$65,800. The \$225,000 in FY 2013/14 represents a \$37,000 increase (19.6%) from the FY 2012/13 budget of \$188,000, primarily due to the addition of \$40,000 of one-time funding for the construction of a new gate as well as security camera upgrades requested by the homeowners.

To provide the current level of security with proposed enhancements required by this district, the Administration recommends the proposed ad valorem millage of 1.2687 mills. This tax levy will generate proceeds of \$146,250. The increase of 0.1243 mills from the prior year millage represents an annual increase of \$36.71 to the City average 2013 homesteaded property of \$295,315 taxable value (estimate based on Ad Valorem Assessment Roll as of January, 2012), a total of approximately \$418 per year (\$35 per month).

On September 11, 2013, the Mayor and City Commission adopted the tentative operating budget for the District in the amount of \$225,000 and the operating millage rate of 1.2687.

The final operating budget for the District is as follows:

<u>Revenues</u>	
Ad Valorem Tax	\$ 146,250
City's General Fund	<u>78,750</u>
Total	\$ 225,000
 <u>Expenses</u>	
Security Service	\$ 164,500
Maintenance	20,500
New Gate & Security Cameras	<u>40,000</u>
Total	\$ 225,000

CONCLUSION

The City Commission, acting in its capacity as the Board of Directors of the Normandy Shores Local Government Neighborhood Improvement District, should adopt the attached Resolution which establishes a final FY 2013/14 operating budget of \$225,000.

JLM: KGB/JW



MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

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A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

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A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

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A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

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Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

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An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

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Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

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Condensed Title:

A resolution adopting the Final Capital Improvement Plan for FY 2013/14 - 2017/18; and adopting the City of Miami Beach Final Capital Budget for Fiscal Year (FY) 2013/14.

Key Intended Outcome Supported:

Ensure well designed quality capital projects -- Increase Community Satisfaction with City Services

Supporting Data (Surveys, Environmental Scan, etc.): Based on the 2012 Community Survey, storm drainage was identified as an area for improvement, although improved from prior years; arts and culture was one of the services identified that the city should strive not to reduce; and traffic flow, conditions of roads, and availability of public parking, were all identified as key drivers of overall satisfaction levels. Further, the following have been prioritized as key intended outcomes for the City's Strategic Plan: Increase satisfaction with family recreational activities, Improve Convention Center facility, Enhance mobility throughout the city, Improve parking availability, Ensure value and timely delivery of quality capital projects, Maintain City's infrastructure, Improve Storm drainage system, Improve processes through Information Technology. The Proposed FY 2013/14 Capital Budget and the Proposed Capital Improvement Plan for FY 2013/14 through 2017/18 includes funding for capital projects to address each of these priorities.

Item Summary/Recommendation:

The CIP was created as a plan for projects that require significant capital investment and is intended to serve as an official statement of public policy regarding long-range physical development in the City of Miami Beach, establishing priorities for the upcoming five year period, FY 2013/14 – 2017/18.

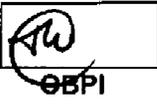
Changes following the adoption of the Tentative FY 2013/14 Capital Budget and FY 2013/14 – FY 2017/18 at the first public hearing on September 11, 2013, include:

- Flamingo A – \$4.5 million reduction in overall project cost by evaluating the latest costs for neighborhood improvements and the approximate quantities of drainage structures pump stations, and piping. Additionally, the timing of the project was adjusted to allow the West Avenue improvements to begin following the completion of the Alton Road projects resulting in construction moving out to FY 2016/17 from FY 2015/16.
- Flamingo C – \$5.9 million reduction in overall project cost by evaluating the latest costs for neighborhood improvements and the approximate quantities of drainage structures pump stations, and piping. Additionally, the timing of the project was adjusted to allow the West Avenue improvements to begin following the completion of the Alton Road projects resulting in construction moving out to FY 2017/18 from FY 2015/16.

Advisory Board Recommendation:

On July 10, 2013 the FY 2013/14 Capital Budget and Capital Improvement Plan for FY 2013/14 was discussed at meetings of the Finance and Citywide Projects Committee and adjustments were made to the funding recommendations presented.

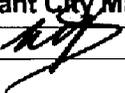
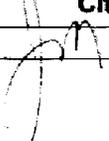
Financial Information:

Source of Funds:	Amount	Account
1	\$49,858,000	Various – See attachment A of Resolution FY 2013/14
	(\$15,558,000)	City Center RDA and Anchor Shops
Total	\$34,300,000	Net of City Center RDA and Anchor Shops

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		





COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING THE FINAL CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS (FY) 2013/14 - 2017/18 AND ADOPTING THE FINAL CAPITAL BUDGET FOR (FY) 2013/14.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

BACKGROUND

Planning for capital improvements is an ongoing process; as needs change within the City, capital programs and priorities must be adjusted. The Capital Improvement Plan ("CIP") serves as the primary planning tool for systematically identifying, prioritizing and assigning funds to critical City capital development, improvements and associated needs.

The City's capital improvement plan process begins in the Spring when all departments are asked to prepare capital improvement updates and requests on the department's ongoing and proposed capital projects. Individual departments prepare submittals identifying potential funding sources and requesting commitment of funds for their respective projects.

In the Spring of 2006, the City created a Capital Budget Process Committee comprised of the Capital Improvements Office, Department of Public Works, Planning Department, Fire Department, Parks and Recreation Department, Parking Department, and Fleet Management Department, together with the Finance Department and the Office of Budget and Performance Improvement. The Committee is responsible for reviewing and prioritizing new capital projects that will be funded in a given fiscal year, and for recommendation of funding allocations from authorized sources for the prioritized projects. The Committee developed and implemented a structured committee process for development of the Capital Plan and Budget, including review criteria projects must meet in order to be considered for funding. Under the Capital Budget Process Committee process, departments submit proposed new project requests which staff reviews, there is a sign-off by impacted departments, and a preliminary prioritization of the projects. The process is reviewed and refined annually by the Committee.

Based on the direction received from the Finance and Citywide Projects Committee in February 2008, the process was modified to allow for early input to the prioritization process by the Commission, subject to the availability of funds. Under the revised process, a preliminary list of unfunded projects is presented to the Commission or the Finance and

Citywide Projects Committee, providing the opportunity for input and prioritization. This is consistent with the process for Commission input regarding operating budget priorities and the format used is similar to that used to seek guidance on operating budget priorities in prior years. The Capital Budget is adopted at the second budget hearing in September.

COMMITTEE REVIEW

On July 10, 2013, capital funding priorities were discussed at a meeting of the Finance and Citywide Projects Committee. The City Manager, Assistant City Managers, the Capital Improvement Project Office Director, other Department Directors, and other City staff were available to discuss specific projects and respond to the Committee's questions.

Per the direction of the Finance and Citywide Projects Committee at their July 10, 2013 meeting, the following changes were made:

- Arts in Public Places in the amount of \$380,346 was recommended to be more appropriately funded by Pay-as-you-Go funding rather than using North Beach Quality of Life Fund, Mid Beach Quality of Life Fund and South Beach Quality of Life Fund.
- Lincoln Road Landscaping for FY 2013/14 – FY2015/16 in the amount of \$150,000 per year has been removed from the CIP and will henceforth be funded from the operations budget.

Subsequent to the Finance and Citywide Projects Committee meeting on July 10th, 2013, the following changes were made:

- All projects had their funding rounded to the nearest thousands from FY2013/14 going forward.
- Atlantic Greenways Network Master Plan Update (Bike Master Plan) - Phase 2 project had an additional \$25,000 in PTP funding due to cost increases in the project as a result of the selection of the most intense proposal for a master plan update by the City Commission on July 26th.
- Collins Park Parking Garage's FY2013/14 funding request was adjusted to \$12,242,000 to be funded completely in FY2013/14 by the RDA based on the FY 2013/14 available RDA funds for capital projects.
- In order to close the City Center Historic District Neighborhood Improvements.- Historic District BP9A project, a new project called City Center 9A Legal Fees project was created with a \$350,000 funding request from the original project.
- Bayshore Neighborhood - Bid Pack B project switched funding from PAYGO to 2003 GO Bonds – Neighborhood Improvements due to funds made available from closing completed projects, and had a reduction of \$190,680 in those funds due to new estimates of the work required.
- Shane Watersport Seawall had an additional \$354,000 in PAYGO funding due to additional pay-as-you-go (PAYGO) capital funding made available as more projects were funded from G.O. bonds as described above.
- The Convention Center's air conditioning test and balance project was moved from FY2013/14 to FY2014/15 and the acquisition of 50 Lecterns to include 2 presidential lecterns project was moved up from FY2014/15 to FY2013/14 based on updated priorities.

- 5th Street & Alton Road Joint Venture Repayment was revised downwards by \$7,000 to reflect the actual amount that South Pointe Capital needs to repay to Parking Operations.
- The following projects have had their FY 2013/14 funding shifted from PAYGO to 2003 G.O. Bonds – Parks and Beaches as a result of new capacity being found due to projects closing: Scott Rakow Youth Center - Ice Rink Mechanical Repairs in the amount of \$344,000; Resurfacing/Rebuilding Basketball Courts at Normandy Isle Park in the amount of \$55,000; North Shore Park Tennis Restoration in the amount of \$33,000; NSPYC-Fitness Center Refurbishment in the amount of \$73,000; and Flamingo Park Baseball Stadium Scoreboard in the amount of \$25,000.
- The following projects have had their FY 2013/14 funding shifted from PAYGO to 2003 G.O. Bonds – Neighborhood Improvements as a result of new capacity being found due to projects closing: Bayshore Neighborhood – Bid Pack B in the amount of \$101,000 and Lake Pancoast Neighborhood Irrigation in the amount of \$46,700.
- The Pump Station #28 Grinder replacement project was removed due to project completion.
- The Miami Beach Golf Club Cart Path/Curb Restoration Project and Miami Beach Golf Club Tee Restoration Project were moved up from FY2014/15 to FY2013/14 due to additional capacity in Middle Beach Quality of Life funds.
- As a result of freed up capacity as a result of the above mentioned shifts from PAYGO to other sources, the following projects have moved from FY2014/15 to FY2013/14: Normandy Shores Golf Course Perimeter Hedge in the amount of \$78,000; North Beach Bump-outs – Shrubs, Ground Cover & Irrigation Installation in the amount of \$220,000; Normandy Isle Marseille Lighting Ph. II in the amount of \$139,000; Rue Vendome/ Biarritz Dr. Park & Garden in the amount of \$26,000; and Repainting and Repair of the Perimeter Fences of the North End Parks in the amount of \$115,000.
- The following projects received additional allocations to account for the Arts in Public Places mandatory contribution: Band Shell Master Plan Improvements in the amount of \$10,000, Flamingo Park in the amount of \$37,000, and Scott Rakow Youth Center Ice Rink Mechanical Repairs in the amount of \$23,000.

Changes following the adoption of the Tentative FY 2013/14 Capital Budget and FY 2013/14 – FY 2017/18 at the first public hearing on September 11, 2013, include:

- Flamingo A – \$4.5 million reduction in overall project cost by evaluating the latest costs for neighborhood improvements and the approximate quantities of drainage structures pump stations, and piping. Additionally, the timing of the project was adjusted to allow the West Avenue improvements to begin following the completion of the Alton Road projects resulting in construction moving out to FY 2016/17 from FY 2015/16.
- Flamingo C – \$5.9 million reduction in overall project cost by evaluating the latest costs for neighborhood improvements and the approximate quantities of drainage structures pump stations, and piping. Additionally, the timing of the project was adjusted to allow the West Avenue improvements to begin following the completion of the Alton Road projects resulting in construction moving out to FY 2017/18 from FY 2015/16.

The FY 2013/14 Capital Budget adds appropriation to existing projects as follows:

FY 2013/14 FUNDING NEEDS FOR EXISTING PROJECTS (INCLUDING PREVIOUSLY PROGRAMMED FUNDING)	
Project	FY 2013/14
Convention Center - (50) Lecterns to include (2) presidential lecterns	\$ 200,000
Band Shell Master Plan Improvements	628,000
Bass Museum Interior Exhibit Space Expansion (previously Phase II expansion)	3,750,000
Bayshore, Lo. No. Bay Road BP B	101,000
Convention Center - Additional 1200 ton chiller and two (2) 800 ton cooling towers	1,500,000
City Center-Commercial District BP9B	326,000
City Wide Curb Ramp Installation/Maintenance	10,000
Collins Park Parking Garage	12,242,000
Euclid Ave. Improvements at Lincoln Rd (City Center)	69,000
Flamingo Park	2,486,000
Fund 147 Art in Public Places Repayment	381,000
LaGorce Island (Street Pavement)	283,000
LaGorce Neighborhood Improvements	160,000
Middle Beach Rec Corridor Phase II	2,650,000
Restorative Tree Well-Phase 4-Ocean Drive	690,000
Revenue Control Equipment upgrade Phase II	240,000
Scott Rakow Youth Center - Ice Rink Mechanical Repairs	367,000
Sunset Harbour Neighborhood Improvements	566,000
Surface Lot 12X@ 9th St & Washington	14,000
Surface Lot 17X Collins Ave & 13 St	11,000
Surface Lot 24B 971 71 Street	189,000
Surface Lot 2B Meridian Ave and 6 St	245,000
Total	\$ 27,108,000

In addition the following projects previously unfunded in future years were recommended for funding:

Proposed Funding for Previously Unfunded Projects	
Project	FY 2013/14
Blueways Master Plan	\$ 40,000
Crosswalks - Phase III	100,000
Flamingo Park Baseball Stadium Scoreboard	25,000
Installation of new lighting in the parking lot area of the Normandy Shores Golf Club	50,000
Parking-Master Meter Phase V	1,582,000
Parking-Master Meter Phase VI	1,000,000
Parking-Master Meter Phase VII	1,000,000
Miami Beach Golf Club-Golf Range Netting	100,000
Miscellaneous Mast Arm Painting FY14	100,000
North Shore Park & Youth Center-Fitness Center Refurbishment	73,000
Pedestrian Crossing Improvements FY14	100,000
Polo Player Statue	100,000
Repainting and Repair of the perimeter fences of the north end parks	115,000
Resurfacing/Rebuilding Basketball Courts at Normandy Isle Park	55,000
Parking Garages-Revenue Control Equipment Upgrade Phase II	100,000
Right of Way Improvement Project FY 14	230,000
Rue Vendome/Biarritz Drive Park & Garden	26,000
Sheridan Avenue Parking Between 28th Street & Pine Tree Drive	204,000
Washington Avenue Cobra Head Lighting	40,000
Total	\$ 5,040,000

The following new projects were recommended for FY 2013/14 funding at the Finance and Citywide Projects Committee meetings (not including Information Technology projects – see page 10):

Proposed Funding for New Projects	
Projects	FY2013/14
54-Inch Diameter Redundant Sewer Force main Commerce Street to the City pump station on 11th Street	\$ 990,000
77th Street Bridge Repair	185,000
Atlantic Greenways Network Master Plan Update - Phase 2	180,000
Anchor Garage Structural Engineering Study	25,000
City Center 9A Legal Fees	350,000
Fire Department Lifepak Upgrade Project	60,000
First Street Improvements Between Alton Road & Washington Avenue	58,000
Flagler Monument Solar Illumination Project	89,000
Installation Of Irrigation Systems - Collins Ave Street-Ends 26th-42nd	121,000
Irrigation System Installation Lake Pancoast Neighborhood.	47,000
Jewish Community Center Seawall Reimbursement	121,000
Lincoln Road Master Plan Study	500,000
Maurice Gibb Park Soil Remediation	70,000
Miami Beach Golf Club Cart Path/Curb Restoration	31,000
Miami Beach Golf Club Tee Restoration	46,000
Normandy Isle-Marseille Lighting Ph. II	138,000
Normandy Shores Golf Course Perimeter Hedge	78,000
Normandy Shores Trail lighting and landscaping	194,000
North Beach Bump-Outs (84) - Shrubs, Ground Cover & Irrigation Installation (Dickens and Harding Ave)	220,000
North Shore Park Tennis Restoration	33,000
Restorative Tree Well Treatments - Phase III (100 - 500 Blocks of Washington Ave)	692,000
South Pointe Drive Median Planters (South Pointe Drive between Washington Avenue and Collins Avenue.)	120,000
Street Lighting Improvements - North and Middle Beach Neighborhoods	544,000
Washington Avenue Dog Park: Surfacing	66,000
Welcome to MB Entrance Sign Repairs	40,000
Total	\$ 4,998,000

In addition, the FY 2013/14 Capital Budget reflects \$3.993 million in repayment from South Pointe Capital Funds to Parking Funds for the 5th Street and Alton Road Joint Venture, as well as a reduction of \$1.88 million for CCHV Neighborhood Improvement-Historic District Bid Pack 9A, as the project is winding down and does not require the funds anymore.

The following projects were also added as projects to be considered for funding in the future:

Proposed Future Funding for New Projects	
New Future Year Projects	Future Year Funding
Convention Center-(1) 40"x60"x48" Performance Stage and (40) 6'x8' Portable Stages	\$ 275,000
Convention Center-(150) Sets of 2 Black Powdered Coated Steel Tape and Stanchions	50,000
Convention Center-(200) Barricades (bicycle racks)	75,000
72nd Street Park and Parking	14,500,000
Allison Park: Park Redesign	214,000
Convention Center-Table & Chair Replacement	450,000
Convention Center-Cleaning Equipment	200,000
Convention Center-Electrical Switchgear and Bus Duct Testing	350,000
Garbage and Recycling Containers	250,000
Install New St. Augustine Sod on Collins Ave. Medians from 41st St. to 60th St.	26,000
Installation of portable riser seating.	1,800,000
Lighting Control System for East/ West sides and exterior.	700,000
Miami Beach Golf Club Cart Path/Curb Restoration	31,000
North Beach town center Streetscape	11,790,000
Normandy Isle Park Fitness Circuit	112,000
Park View Island (Phase I): Mini Playground	250,000
Park View Island (Phase II): Entrance Planting & Kayak Launch Area	129,000
Replacement of Five (5) Lift Stations	250,000
Seawall - Indian Beach Park	550,000
Seawall - Indian Creek Park	1,166,000
Seawall - Shane	629,000
Total	\$ 33,797,000

Finally, the following projects, previously included in the FY 2013/14 Capital Budget and FY 2013/14 - 2017/18 CIP, have been deleted for the reasons stated below:

Capital Projects Deleted	Reason Deleted
Lincoln Road Landscaping FY14	Recommended to be included in operating budget
Lincoln Road Landscaping FY15	Recommended to be included in operating budget
Lincoln Road Landscaping FY16	Recommended to be included in operating budget
12" Ductile Iron Pipe Water Main Improvement 5 Alton & Ocean	Project Cancelled
54 inch Diameter Sewer Force Main Rehab	Project Cancelled
Convention Center-Maintenance Boom Scissors & Fork Lifts	Project Cancelled
Convention Center-Exhibit Hall Lighting Upgrades	Project Cancelled
Convention Center-Escalator Cleaning Machine	Project Cancelled
North Shore Open Space Park Pavilion	Project Cancelled

PROPOSED FY 2013/14 CAPITAL BUDGET AND FY 2013/14 – FY2017/18 CAPITAL IMPROVEMENT PLAN (PROPOSED CAPITAL BUDGET AND CIP)

Beginning in FY 2012, Capital Renewal and Replacement projects are included as projects in the Capital Budget and CIP. These projects provide for renewal and replacement of capital items related to our facilities and infrastructure over and above routine maintenance, and are funded by a dedicated millage for renewal and replacement funding to be used for capital projects that extend the useful life of the City's General Fund assets. In prior years, these projects were appropriated by a separate authorizing resolution of the Commission. Beginning in FY 2011/12, these are now incorporated into the capital budget and CIP document and appropriated at the same time as the rest of the capital budget. The FY 2013/14 proposed dedicated millage of 0.1083 mills is projected to generate \$1.98 million for the General Fund Capital Renewal and Replacement Fund. In addition, based on the ongoing review of projects funded in prior years, approximately \$0.6 million is available as Renewal and Replacement Fund Balance as of 9/30/12 for funding General Fund renewal and replacement projects, with an additional \$0.3 million identified from projects being closed, resulting in a total of \$2.88 million available for funding FY 2013/14 General Fund renewal and replacement projects. Renewal and replacement projects for facilities that are not supported by the General Fund are funded from available cash balances in the respective Internal Service or Enterprise Funds, e.g. Fleet, Sanitation, Property Management, Water, Sewer, Stormwater, Parking, and Convention Center. City Center Redevelopment Area (RDA) projects are funded through the City Center RDA budget.

Proposed Parking renewal and replacement projects for FY 2013/14 total \$1.9 million including the 7th Street Parking Garage Fund. Fleet Management FY 2013/14 renewal and replacement projects total \$154,000. The City Center RDA FY 2013/14 renewal and replacement projects total \$67,000. The Anchor Shops and Parking Garage Fund, which is separate because it is not part of the Tax Increment funding of the RDA, has FY 2013/14 renewal and replacement needs totaling \$220,000. The proposed Capital Budget also reflects \$4.6 million in General Fund Vehicle Equipment Replacement.

ANALYSIS

Capital Improvement Plan

The Proposed FY 2013/14 – FY 2017/18 CIP for the City of Miami Beach is a five year plan for public improvements and capital expenditures by the City. This document is an official statement of public policy regarding long-range physical development in the City of Miami Beach. The proposed Capital Improvement Plan has been updated to include projects that will be active during FY 2013/14 through 2017/18. For a complete list of projects in the CIP, please see Attachment B.

The Plan has been updated to include additional funding sources that have become available, changes in project timing, and other adjustments to ongoing projects as they have become better defined. Certain adjustments have been made to reflect projects that have been reconfigured, re-titled, combined with or separated from other projects and/or project groupings. These adjustments have no fiscal or cash impact and are as a result of a comprehensive review of the program to insure that our plan accurately reflects all project budgets, funding sources and commitments.

The Plan also contains information on appropriations prior to FY 2013/14 for ongoing/active projects, as well as potential future appropriations beyond FY 2017/18. In conjunction with the development of the FY 2013/14 Capital Budget and CIP, the City began to develop a list of potential projects that may be funded in the future, including projects that have been approved as part of a plan but not yet sequenced or approved for funding. Over time, it is anticipated that this list will be expanded.

Financings

A number of capital financing transactions are reflected in the Capital Improvement Plan including: General Obligation Bonds, Stormwater Revenue Bonds, Water and Sewer Revenue Bonds, Gulf Breeze Loans and an Equipment Loan.

In 1995, the City issued \$59 million in Water and Sewer Revenue Bonds. In 1997, the City paid \$15 million for the 1996 authorized General Obligation Bonds to construct, renovate and rebuild parks and recreation facilities within the City's park system.

In 2000, the City issued the initial \$30,000,000 of the authorized \$92,000,000 1999 General Obligation Bond. These funds were issued to expand, renovate and improve fire stations and related facilities; improve recreation and maintenance facilities for parks and beaches; and improve neighborhood infrastructure. In 2000, the City also issued \$54,310,000 in Water and Sewer Bonds and \$52,170,000 in Stormwater Revenue Bonds. In addition, the City was granted a \$4 million Section 108 U.S. Housing and Urban Development Loan for improvements to neighborhood streets, North Shore Park and Youth Center.

In 2001, the City executed loan agreements with the City of Gulf Breeze, Florida, providing \$15 million for the renovation and improvement of two City owned golf courses and their related facilities. The City issued the remaining \$62,465,000 of the referendum approved \$92 million General Obligation bonds in July 2003 for improving neighborhood infrastructure in the City.

Based on current project schedules, additional water and sewer, and stormwater financing, previously anticipated for FY 2007/08 are now financed over a series of years. The FY 2007/08 Capital Budget and CIP anticipated \$47.8 million in new water and sewer financing and \$79.7 million in new stormwater financing. In 2006 and 2010, the City executed loan agreements with the City of Gulf Breeze, Florida, providing an additional \$24 million and \$30 million for water and sewer projects, respectively. In FY 2008/09, a line of credit was issued and was used to fund projects in advance of issuing water and sewer and stormwater bonds.

Under this approach, the City uses the line of credit in order to have the necessary funding capacity to enter into new projects. This also allows the City more time to both build the necessary rate capacity to issue additional tax-exempt bonds through rate increases and also spend down the current committed but unspent bond proceeds. This phased approach provides the City with more time to refine the cost estimates for projects planned to be in construction prior to issuance of bonds. In FY 2011/12, approximately \$50 million in stormwater bonds were issued replacing funding for projects previously funded by the line of credit.

No Water and Sewer Bonds were issued in FY 2012/13.

The FY 2013/14 Capital budget includes \$4,133,000 in proposed Stormwater projects to be

funded from the Line of Credit, Stormwater Operating Fund, Stormwater Capital Reserves, and recaptured funding from closed capital projects.

Project Name	Stormwater Projects FY2013/14
Bayshore Neighborhood - Bid Pack B	\$ 1,001,000
Citywide Tidal Flooding Mitigation - Phase I	2,062,000
Drainage Hot Spots	1,000,000
Sunset Harbour Neighborhood Improvements	70,000
Total	\$ 4,133,000

In addition, there is approximately \$3,097,000 in proposed water and sewer funded projects that are projected to be funded in FY 2013/14. These projects are proposed to be funded from the Water & Sewer Operating Fund, Water and Sewer Capital Reserves, and recaptured funding from closed capital projects.

Water & Sewer Projects	Water & Sewer FY2013/14
63rd Street 16" Water Main	\$ 1,400,000
Bayshore Neighborhood - Bid Pack B	159,000
Citywide Water and Sewer Main Assessment	213,000
Infiltration & Inflow Program - Phase III	1,000,000
Sunset Harbour Neighborhood Improvements	125,000
Water System Pressure Control Valve	200,000
Total	\$ 3,097,000

The Stormwater Master Plan provides comprehensive recommendations for improving the City's stormwater management system performance for the next twenty years. Consideration has been given to potential sea-level rise, water quality of Biscayne Bay, and operations/maintenance of an expanded system. The Stormwater Master Plan's capital improvements allow the City's stormwater systems to be flexible and adaptable in meeting the increasing flood control level of service performance targets and regulatory demands. The Stormwater Master Plan estimates \$62 million (including soft costs and contingency) in required funding over the next 5 years. The FY 2013/14 – FY 2017/18 CIP includes \$59 million in additional funding for projects forecasted over the same period (La Gorce - \$10.3 million, Sunset Islands 3 & 4 - \$2.7 million and Flamingo/West Avenue - \$46 million) which together with previously appropriated funding for these projects totals \$62 million.

Proposed Capital Budget

The City's proposed annual capital budget contains capital project commitments recommended for appropriation for FY 2013/14 (Proposed Capital Budget). Preparation of the Proposed Capital Budget occurred simultaneously with the development of the FY 2013/14 – 2017/18 CIP and FY 2013/14 proposed operating budget.

The Proposed Capital Budget presents project budgets for both the current and new capital projects necessary to improve, enhance and maintain public facilities and infrastructure to meet the service demands of residents and visitors to the City of Miami Beach. Capital reserves, debt service payments, and capital purchases found in the operating budget are not included in this budget. However, we have included a capital equipment section, which itemizes purchases of major capital equipment, fleet, light and heavy equipment and

information technology related acquisitions. The Proposed Capital Budget for FY 2013/14 appropriates funding for projects that will require commitment of funds during the upcoming fiscal year, including construction contracts and architect/engineer contracts to be awarded during the upcoming year and capital equipment acquisitions recommended for appropriation in conjunction with the FY 2013/14 Operating Budget.

A Pay-As-You-Go component of the Capital Budget was established in FY 2005/06 for new projects or unfunded scope in existing projects. In FY 2013/14, \$1,726,000 in Pay-As-You-Go funding for projects is recommended.

The Pay-As-You-Go projects recommended for funding are the Jewish Community Center Seawall Reimbursement, Normandy Shores Trail Lighting and Lands, Fire Department Lifepak Upgrade Project, Fund 147 Art in Public Places, Maurice Gibb Soil Remediation, Repaint/Repair of North End Parks Fences, North Beach Bump Outs (84), North Shore Golf Course Perimeter Hedge, Polo Player Statue, Rue Vendome/Biarritz Drive Park & Garden, Flamingo Park, 77th Street Bridge Repair, and Normandy Isles-Marseille Lighting Phase II.

Approximately \$4 million is recommended for appropriation from the Miami-Dade County Convention Development Tax (CDT) Interlocal Agreement funds for CDT/Resort Tax eligible projects for Flamingo Park, and the Middle Beach Recreation Corridor Phase II.

Approximately \$5.9 million is recommended for appropriation from the South Pointe Capital fund and pre-termination South Pointe Redevelopment Area funds for several projects in the South Pointe area including Redundant Sewer Force Main, 5th St & Alton Rd Joint Venture Repayment, Flamingo 6 Street Right Of Way improvements, Washington Ave Dog Park Surfacing and the Restorative Tree Well Treatment phase III.

The Proposed Capital Budget includes \$493,000 for technology projects:

- City Commission Agenda Automation
- Auto of Green space Management Operations
- Marine Patrol Conduit Upgrade
- Automatic Vehicle Locator Program Implementation
- Gap Analysis of Enterprise Resource Planning System
- Radio Station & Television station Upgrades
- 50 Additional Mobile Computers for the Police Department
- Target Solutions
- Tyler Cashiering

The Proposed Capital Budget and CIP also includes \$2.9 million in Renewal and Replacement Funds for upkeep of General Fund facilities, and \$4.6 million for General Fund Vehicle Equipment Replacement.

Approximately \$1.7 million is recommended for Convention Center Funds, including an additional 1200 ton chiller and two cooling towers, as well as the purchase of fifty lecterns to include two presidential podiums.

The Proposed Capital Budget includes \$3.3 million in funding for various transportation improvement projects, including Miami Beach Welcome Sign Repair, Crosswalks - Phase III,

Atlantic Greenways Network Master Plan Update - Phase 2, Pedestrian Crossing Improvements FY 14, and Normandy Isles-Marseille Lighting phase II.

The Proposed Capital Budget has also been updated to reflect \$12.9 million in the ongoing parking lot and garage refurbishment and replacement program with projects recommended for FY 2013/14 including the Collins Park Parking Garage, Master Meter Phase V, Master Meter Phase VI, and Master Meter Phase VII and Revenue Control Equipment Phase II.

Further, it is anticipated that there will continue to be a phased approach for the issuance of water, sewer and stormwater financing. Under this approach, the City has accessed a line of credit to allow the City to have the necessary funding capacity to enter into new projects, while allowing the City more time to both build the necessary rate capacity to issue additional tax-exempt bonds through rate increases and also spend down the current committed but unspent bond proceeds.

FY 2013/14 Proposed Capital Budget by funding source:

Funding Source	Funding
1997 Parking Sys. Rev. Bonds	\$ 217,000
2003 GO Bonds - Neighborhood Improvement	148,000
2003 GO Bonds - Parks & Beaches	553,000
2010 Parking Bonds Reso. 2010-27491	160,000
7th Street Garage	1,900,000
Capital Projects Not Financed by Bonds	89,000
City Center RDA Capital Fund	15,073,000
Communications Fund	40,000
Convention Center	1,701,000
Equipment Loan/Lease	4,644,000
Fleet Management Fund	160,000
Gulf Breeze 2006	(83,759)
Half Cent Transit Surtax - County	1,569,000
Information & Communications Technology Fund	486,000
Local Option Gas Tax	544,000
Miami Beach Quality of Life Resort Tax Fund - 1%	378,000
Miami-Dade County Convention Development Tax (CDT) Interlocal - CDT/Resort Tax Eligible	4,000,000
Miami-Dade County Bond	2,933,581
North Beach Quality of Life Resort Tax Fund - 1%	678,000
Parking Operations Fund	851,000
Pay-As-You-Go	1,726,000
RDA - Anchor Garage Fund	485,000
Renewal & Replacement Fund	2,561,000
South Beach Quality of Life Resort Tax Fund - 1%	730,000
South Pointe Capital	4,283,000
South Pointe RDA	1,636,000
Storm Water Bond Fund 431 RESO#2011-27782	529,000
Stormwater Bonds 2000S	(256,000)
Stormwater Letter Of Credit Reso. No 2009-27076	2,007,419
Water & Sewer GBL Series 2010 CMB Reso 2009-27243	81,759
Water and Sewer Bonds 2000s	34,000
Total	\$ 49,858,000

FY 2013/14 Proposed Capital Budget by program area:

Program Area	Funding
Art in Public Places	\$ 381,000
Bridges	185,000
Convention Center	1,700,000
Environmental	2,275,000
Equipment	8,626,000
General Public Buildings	3,750,000
Golf Courses	421,000
Information Technology	493,000
Monuments	189,000
Parking	204,000
Parking Garages	12,267,000
Parking Lots	459,000
Parks	4,450,000
Renewal and Replacement	5,818,000
Seawalls	121,000
Streets/Sidewalk Imps	4,337,000
Transit/Transportation	3,319,000
Utilities	863,000
Total	\$ 49,858,000

Net of the City Center RDA and Anchor Garage appropriation of \$15,558,000 the proposed FY 2013/14 Capital Budget is \$34,300,000.

In FY 2011/12 separate capital funds were established for South, Mid and North Beach Quality of Life in order to more easily track each of these funds. Previously all had been included in one fund. In FY 2013/14, \$4,440,000 in unappropriated funds will be transferred from 1% Quality of Life Resort Tax Fund to the following funds: South Beach Quality of Life Resort Tax Fund (\$1.2 million), North Beach Quality of Life Resort Tax Fund (\$1.66 million), and Middle Beach Quality of Life Resort Tax Fund (\$1.58 million).

CONCLUSION:

The Administration recommends adopting the final Capital Improvement Plan for FY 2013/14 - 2017/18 and adopting the final Capital Budget for Fiscal Year (FY) 2013/14.


 JLM: KGB/JW


**ATTACHMENT A
FY 2013/14 CAPITAL BUDGET
SUMMARY OF FUNDING SOURCES**

Funding Source	Funding
1997 Parking System Revenue Bonds	\$ 217,000
2003 G.O. Bonds - Neighborhood Improvement	148,000
2003 G.O. Bonds - Parks & Beaches	553,000
2010 Parking Bonds Reso. 2010-27491	160,000
7th Street Garage	1,900,000
Capital Projects Not Financed by Bonds	89,000
City Center RDA Capital Fund	15,073,000
Communications Fund	40,000
Convention Center	1,701,000
Equipment Loan/Lease	4,644,000
Fleet Management Fund	160,000
Gulf Breeze 2006	(83,759)
Half Cent Transit Surtax - County	1,569,000
Information & Communications Technology Fund	486,000
Local Option Gas Tax	544,000
Miami Beach Quality of Life Resort Tax Fund - 1%	378,000
Miami Dade County Convention Development Tax Interlocal-CDT/Resort Tax Eligible	4,000,000
Miami-Dade County Bond	2,933,581
North Beach Quality of Life Resort Tax Fund - 1%	678,000
Parking Operations Fund	851,000
Pay-As-You-Go	1,726,000
RDA-Anchor Garage Fund	485,000
Renewal and Replacement Fund	2,561,000
South Beach Quality of Life Resort Tax Fund - 1%	730,000
South Pointe Capital	4,283,000
South Pointe RDA	1,636,000
Storm Water Bond Fund 431	529,000
Storm Water Bonds 2000S	(256,000)
Stormwater Letter of Credit	2,007,419
Water & Sewer GBL Series 2010	81,759
Water & Sewer Bonds 2000S	34,000
Total	\$ 49,858,000
Net of City Center RDA and Anchor Garage	(15,558,000)
Net of City Center RDA and Anchor Garage	\$ 34,300,000



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2016/16	2016/17	2017/18	Future	Total
Art In Public Places									
Parks & Recreation									
pkslinrosi	400 Block Lincoln Rd Site Improv Wing	0	0	0	0	0	0	50,000	50,000
		0	0	0	0	0	0	50,000	50,000
Tourism and Cultural Development									
pfcartinpp	Fund 147 Art in Public Places	0	381,000	0	0	0	0	0	381,000
pkslighthts	Lighthouse	500,000	0	0	0	0	0	0	500,000
		500,000	381,000	0	0	0	0	0	881,000
		500,000	381,000	0	0	0	0	50,000	931,000
Bridges									
CIP Office									
pwnbridgt	Bridge Light (77 St / Hawthorne Ave)	30,000	0	0	0	0	0	0	30,000
rwmicbridg	Indian Creek Pedestrian Bridges	0	0	0	0	0	0	595,000	595,000
		30,000	0	0	0	0	0	595,000	625,000
Public Works									
rwn77bridr	77th Street Bridge Repair	0	185,000	0	0	0	0	0	185,000
pwcbrirep	Bridge Repairs	130,000	0	0	0	0	0	0	130,000
rwn73bridg	Bridges: Holocaust, Biarritz, Fountain	0	0	0	0	0	0	1,666,000	1,666,000
rwcweavbri	West Ave Bridge Over Collins Canal	3,508,688	0	1,900,000	0	0	0	0	5,408,688
		3,638,688	185,000	1,900,000	0	0	0	1,666,000	7,389,688
		3,668,688	185,000	1,900,000	0	0	0	2,261,000	8,014,688
Convention Center									
Convention Center									
pfslcpeel	CC - Lecterns to include 2 presidential	0	200,000	0	0	0	0	0	200,000
pfslcsehws	CC - Lighting Cont Sys Exhibits and West	0	0	700,000	0	0	0	0	700,000
pfslrep3way	CC - Replace Chiller Water Valve	40,000	0	0	0	0	0	0	40,000
trsbarricd	CC-200 Barricades (Bicycle Racks)	0	0	0	75,000	0	0	0	75,000
pfslseccamr	CC-Additional Security Cameras	0	0	0	0	0	0	130,000	130,000
pfsl1200ton	CC-Addtl 1200 ton chiller & (2) 800 cool	0	1,500,000	0	0	0	0	0	1,500,000
pfslaircond	CC-Air Conditioning Test and Balance	0	0	100,000	0	0	0	0	100,000
pfslavmainr	CC-Air Vents on Main Roof Drains	0	0	0	0	0	0	1,000,000	1,000,000
pfslairwall	CC-Airwall Replacement	2,075,000	0	0	0	0	0	0	2,075,000
pfslblackst	CC-Black Powdered Coated Tape & Stan	0	0	0	50,000	0	0	0	50,000
pfslbusduc	CC-Buss Duct Testing	275,000	0	0	0	0	0	0	275,000
pfslairhand	CC-C/D Airhandlers Replacement	0	0	650,000	0	0	0	0	650,000
pfslconcfut	CC-Carpet Replacement Future	0	0	0	0	0	0	3,000,000	3,000,000
pfslcatbeam	CC-Catwalk Beam Cleaning	0	0	25,000	0	0	0	0	25,000
eqslcleaseq	CC-Cleaning Equipment	0	0	0	200,000	0	0	0	200,000
pfslcleafut	CC-Cleaning Equipment Future	0	0	0	0	0	0	150,000	150,000
pfslconctr	CC-Concession Stand Renovations	0	0	0	50,000	0	0	0	50,000

165



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pfconvctr	CC-Convention Center ADA	4,367,135	0	0	0	0	0	0	4,367,135
pfsewsider	CC-East & West Sidewaik Replacement	0	0	0	600,000	0	0	0	600,000
pfskitchre	CC-East Kitchen Renovations	0	0	0	160,000	0	0	0	160,000
pfselestp2	CC-Elec Switchgear Testing & Maint Futur	0	0	0	0	0	0	800,000	800,000
pfseisgbd	CC-Electrical Switchgear & Bus Testing	0	0	0	350,000	0	0	0	350,000
pfselestpm	CC-Electrical Switchgear Testing & Maint	500,000	0	0	0	0	0	0	500,000
pfsexecoff	CC-Executive Offices Furniture Replacem	0	0	0	300,000	0	0	0	300,000
pfsexhfans	CC-Exhaust Fans for A and B Exhibit Hall	0	0	300,000	0	0	0	0	300,000
pfsexhallr	CC-Exhibit Hall & Infrastructure Repair	0	0	0	0	0	0	17,625,000	17,625,000
pfsexhalfr	CC-Exhibit Hall Floor Repairs	0	0	0	0	0	0	800,000	800,000
pfsexhalup	CC-Exhibit Hall Lighting Upgrades	0	0	0	0	0	0	400,000	400,000
pfsextmars	CC-Exterior Marquee Signage	0	0	0	0	0	0	1,800,000	1,800,000
pfsextshrp	CC-Exterior Stairs & Handrailing Repairs	0	0	0	0	0	0	350,000	350,000
pfslipcorp	CC-Floor Pocket Connector Replacement	0	0	700,000	0	0	0	0	700,000
pfsfuteffe	CC-Future FF & E	0	0	0	0	0	0	476,000	476,000
pfsgbmope	CC-Future General Maintenance	0	0	0	0	0	0	5,600,000	5,600,000
pfsfuturem	CC-Future Mechanical	0	0	0	0	0	0	75,000	75,000
pfsty6rest	CC-FY 06 ADA/Restroom Renovation	1,936,729	0	0	0	0	0	0	1,936,729
pfsmisc012	CC-FY11/12 Misc. Capital	250,000	0	0	0	0	0	0	250,000
eqsgarrecc	CC-Garbage and Recycling Containers	0	0	0	250,000	0	0	0	250,000
pfshssysrp	CC-Hall Sound System Replacement	300,000	0	0	0	0	0	0	300,000
pfshssyph1	CC-Hall Sound System Replacement Futr	0	0	0	0	0	0	200,000	200,000
pfshurrigi	CC-Hurricane Impact Glass Installation	0	0	0	0	0	0	4,000,000	4,000,000
pfconctgo	CC-Improvements County GO	600,000	0	0	0	0	0	54,400,000	55,000,000
pfsinptest	CC-Infrared Test Maint Elec Panels/Discor	150,000	0	0	0	0	0	0	150,000
pfdsigfac	CC-Install Digital Signage	0	0	0	0	0	0	1,600,000	1,600,000
pfsiexfans	CC-Install Exhaust Fans in Storage Ramp	250,000	0	0	0	0	0	0	250,000
pfsclocks	CC-Install New Card Swipe Locking Syste	0	0	0	0	0	0	1,200,000	1,200,000
pfndrinks	CC-Install New Drinking Stations	0	0	0	0	0	0	100,000	100,000
pfsubflrs	CC-Install Rubber Floor In Serv Corridor	0	0	0	0	0	0	350,000	350,000
pfinstada	CC-Installation of ADA automatic doors	35,000	0	0	0	0	0	0	35,000
pfinsporr	CC-Installation of Portable Riser Seats	0	0	0	0	0	1,800,000	0	1,800,000
pfintbuss	CC-Int West Side Buss Duct Replacemen	0	0	0	0	0	0	4,000,000	4,000,000
pfintbusr	CC-Interior buss duct replacement	250,000	0	0	0	0	0	0	250,000
pflandsc	CC-Landscaping	150,000	0	0	0	0	0	0	150,000
pfslightre	CC-Lighting Replacement Meeting/Ballooc	0	0	0	0	0	0	3,000,000	3,000,000
pfslbrmnt	CC-Loading Dock Bays Repair & Maint	0	0	0	0	0	0	80,000	80,000
pfsmkeqptu	CC-Main Kitchen Equipment Upgrades	0	0	0	90,000	0	0	0	90,000
pfsmbslfl	CC-Maintenance Boom Sissors & Fork Lif	0	0	0	0	0	0	300,000	300,000
pfsmetmr	CC-Meeting Room Renovations	0	0	0	0	0	0	2,000,000	2,000,000
pfsmetrsr	CC-Meeting Room Signage Replacement	0	0	0	0	0	0	50,000	50,000
pfoutaird	CC-Outside Air Dampners	50,000	0	0	0	0	0	0	50,000
pfcpackura	CC-Package Unit Replacement AC	2,000,000	0	0	0	0	0	0	2,000,000



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pfspainthl	CC-Painting Exhibit Halls and Lobbies	1,300,000	0	0	0	0	0	0	1,300,000
pfsperstag	CC-Performance & Portable Stage	0	0	275,000	0	0	0	0	275,000
pfsprotrck	CC-Procurement of Truck	0	0	300,000	0	0	0	0	300,000
pfsrenchil	CC-Renovate Old NW Chiller Room	0	0	0	300,000	0	0	0	300,000
pfsrnsparck	CC-Renovation -North & South Load Dock	0	0	0	0	0	0	500,000	500,000
pfsrepchil	CC-Repair Ground Fault for Chiller #3	100,000	0	0	0	0	0	0	100,000
pfsrepddrs	CC-Replace 2 Loading Dock Roll Up Door	150,000	0	0	0	0	0	0	150,000
pfsrepldds	CC-Replace 4 Loading Dock Doors	0	0	0	0	0	0	300,000	300,000
pfsrepruwc	CC-Replace 6 Package Roof Units-Water	0	0	1,000,000	0	0	0	0	1,000,000
pfsdisctws	CC-Replace Disconnects of Cooling Towe	45,000	0	0	0	0	0	0	45,000
pfsrephrbs	CC-Replace High Reach Boom and Forkli	0	0	0	300,000	0	0	0	300,000
pfsrepskyl	CC-Replace Skylight Panels	0	0	0	0	0	0	400,000	400,000
pfsrep2tch	CC-Replace Two 100 ton Air Handlers	200,000	0	0	0	0	0	0	200,000
pfsintsign	CC-Replacement of All Interior Signage	0	0	0	0	0	0	110,000	110,000
pfsrepdoor	CC-Replacement of Doors East Side	0	0	0	0	0	0	500,000	500,000
pfsrepchrs	CC-Replacement of Exhibit Hall Chairs	700,000	0	0	0	0	0	0	700,000
pfsrep5lft	CC-Replacement of Five Lift Stations	0	0	250,000	0	0	0	0	250,000
pfsmbccchw	CC-Rplc all MBCC Chilled Water Handler:	0	0	0	0	0	0	8,000,000	8,000,000
pfsrepc&dd	CC-Rplc C Ballroom & D catwalk disconn	30,000	0	0	0	0	0	0	30,000
pfsrplc&d	CC-Rplc of Ballroom C & D carpet	400,000	0	0	0	0	0	0	400,000
pfsrepampb	CC-Rplc one 4000 amp main breaker	85,000	0	0	0	0	0	0	85,000
pfsreptfa	CC-Rplc Roof Top Fresh Air Intake Hoods	0	0	0	0	0	0	100,000	100,000
pfspermpow	CC-Sixteen Permanent Power Locations	49,000	0	0	0	0	0	0	49,000
pfssexhfan	CC-Smoke Exhaust Fans	100,000	0	0	0	0	0	0	100,000
pfsolarep	CC-Solar Energy Project	0	0	0	0	0	0	3,000,000	3,000,000
pfst&crepl	CC-Table & Chair Replacement	500,000	0	0	0	0	0	0	500,000
pfstablesi	CC-Tables	0	0	250,000	0	0	0	200,000	450,000
pfsteleinf	CC-Telephone Infrastructure & Switching	0	0	0	400,000	0	0	0	400,000
pfswestktr	CC-West Kitchen Renovation	0	0	0	1,000,000	0	0	0	1,000,000
pfswsdrepl	CC-West Side Dimmer Replacement	0	0	500,000	0	0	0	0	500,000
		16,887,864	1,700,000	6,050,000	4,125,000	0	1,800,000	116,596,000	146,158,864
		16,887,864	1,700,000	6,050,000	4,125,000	0	1,800,000	116,596,000	146,158,864

Environmental

Police									
encbeachag	Beach Access Control Gates	143,000	0	165,000	132,000	0	0	0	440,000
		143,000	0	165,000	132,000	0	0	0	440,000

Public Works									
pwalldrir	Alton Road Irrigation 5th Str to Mich	172,204	0	0	0	0	0	0	172,204
encanimalw	Animal Waste Dispensers/Receptacles	100,000	0	0	0	0	0	0	100,000
encbchwrf	Beachwalk Lighting Retrofit	665,625	0	0	0	0	0	0	665,625
encflooph1	Citywide Tidal Flooding Mitigation - PH1	0	2,062,000	0	0	0	0	0	2,062,000
encwsmaina	Citywide Water and Sewer Main Assessm	0	213,000	0	0	0	0	0	213,000

167



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
enccolcep	Collins Canal Enhancement Project	10,138,908	0	0	0	0	0	0	10,138,908
endiscool	District Cooling Plant	5,573,883	0	0	0	0	0	0	5,573,883
endomwatr	Domestic Water Conservation	537,573	0	0	0	0	0	0	537,573
enclfacigh	Facility Lighting and Lighting Control	3,723,710	0	0	0	0	0	0	3,723,710
enmgreenws	Green Waste Facility	919,464	0	0	0	0	0	0	919,464
enchvaccon	HVAC Controls	2,066,976	0	0	0	0	0	0	2,066,976
encpowtrrp	Power Transformer Replacement	1,415,076	0	0	0	0	0	0	1,415,076
enctrashrp	Trash Receptacles	125,000	0	0	0	0	0	0	125,000
		26,438,418	2,275,000	0	0	0	0	0	27,713,418
		25,581,418	2,275,000	165,000	132,000	0	0	0	28,153,418
Equipment									
Building									
eqcgpstsys	AVL Tracking System for City Vehicles	92,310	0	0	0	0	0	0	92,310
eqcaccelp	Tech Enhancements for Accela	291,800	0	0	0	0	0	0	291,800
		384,110	0	0	0	0	0	0	384,110
Finance									
eqcpaperfs	Paperless Attachments in EDEN	46,000	0	0	0	0	0	0	46,000
		46,000	0	0	0	0	0	0	46,000
Fire									
eqcdflifep	FD Lifepak Upgrade Project	0	60,000	60,000	60,000	0	0	0	180,000
emccmerop	Fire Station No. 2 EOC	936,131	0	0	0	0	0	0	936,131
		936,131	60,000	60,000	60,000	0	0	0	1,116,131
Fleet Management									
eqcavlvari	Automated Vehicle Locator system Phase	114,000	0	0	0	0	0	0	114,000
eqcvehfy10	FY10 Vehicle/Equipment Replacement Pr	4,197,000	0	0	0	0	0	0	4,197,000
eqc10vehre	FY11Vehicle/Equipment Replacement	4,228,333	0	0	0	0	0	0	4,228,333
eqc12vehre	FY12Vehicle/Equipment Replacement	6,084,221	0	0	0	0	0	0	6,084,221
eqc13vehre	FY13Vehicle/Equipment Replacement	3,914,300	0	0	0	0	0	0	3,914,300
eqc14vehre	FY14Vehicle/Equipment Replacement	0	4,644,000	0	0	0	0	0	4,644,000
eqc15vehre	FY15Vehicle/Equipment Replacement	0	0	4,257,000	0	0	0	0	4,257,000
eqc16vehre	FY16Vehicle/Equipment Replacement	0	0	0	4,231,000	0	0	0	4,231,000
eqc17vehre	FY17Vehicle/Equipment Replacement	0	0	0	0	4,325,000	0	0	4,325,000
eqc18vehre	FY18 Vehicle/Equipment Replacement	0	0	0	0	0	4,031,000	0	4,031,000
		18,637,854	4,644,000	4,257,000	4,231,000	4,325,000	4,031,000	0	40,025,854
Information Technology									
eqcmobapps	Development of Mobile Apps	50,000	0	0	0	0	0	0	50,000
		50,000	0	0	0	0	0	0	50,000
OBPI									
eqccleanas	Updated Automation of Cleanliness	34,440	0	0	0	0	0	0	34,440
		34,440	0	0	0	0	0	0	34,440

168



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
Parking									
pgcctvph2	CCTV Phase 2	250,000	0	0	0	0	0	0	250,000
pgcctvgar	Closed Circuit Television System	957,223	0	0	0	0	0	0	957,223
eqclcpvrh	License Plate Recognition - Vehicle/Hand	350,000	0	0	0	0	0	0	350,000
pgcpaydisp	Master Meter Phase II	7,395,850	0	0	0	0	0	0	7,395,850
pgcmstmph5	Master Meter Phase V	0	1,582,000	0	0	0	0	0	1,582,000
pgcmstmph6	Master Meter Phase VI	0	1,000,000	0	0	0	0	0	1,000,000
pgcmstmph7	Master Meter Phase VII	0	1,000,000	0	0	0	0	0	1,000,000
pgcpayfoot	Pay on Foot (POF) Machines	2,236,538	0	0	0	0	0	0	2,236,538
eqcrevcep1	Revenue Control Eqp Phase I	494,000	0	0	0	0	0	0	494,000
eqcrevcep2	Revenue Control Eqp Phase II	0	340,000	0	0	0	0	0	340,000
eqcrevcep3	Revenue Control Eqp Phase III	0	0	389,000	0	0	0	0	389,000
		11,683,811	3,922,000	389,000	0	0	0	0	16,994,611
Parks & Recreation									
eqchandrrc	Citywide Electronic Timekeeping	43,405	0	0	0	0	0	0	43,405
		43,405	0	0	0	0	0	0	43,405
Police									
eqcmbpdode	MBPD Off-Duty Employment Software	60,000	0	0	0	0	0	0	60,000
eqcsynevns	Symantec Ent Vault for Network Storage	41,150	0	0	0	0	0	0	41,150
		101,150	0	0	0	0	0	0	101,150
		31,816,701	8,626,000	4,706,000	4,291,000	4,325,000	4,031,000	0	57,795,701
General Public Buildings									
Building									
pfcbuilrev	Second Floor Renovation-Building Dept.	206,713	0	0	0	0	0	0	206,713
		206,713	0	0	0	0	0	0	206,713
CIP Office									
pfm53restr	53rd Street Restrooms	827,190	0	0	0	0	0	0	827,190
pfs6strest	6th Street Restrooms	830,882	0	0	0	0	0	0	830,882
pf777buil	777 Building Renovation	278,000	0	0	0	0	0	0	278,000
pkcbassph2	Bass Museum Interior Space Expansion	0	3,750,000	3,750,000	0	0	0	0	7,500,000
pfcbrrorpay	Beachfront Restrooms Repayment	0	0	0	0	0	0	0	0
fsmfireno2	Fire Station 2/Hose Tower	13,272,721	0	0	0	0	0	0	13,272,721
pfmpkmaint	Parks Maintenance Facility	933,722	0	965,000	0	0	0	0	1,898,722
pfspropfac	Property Management Facility	6,376,577	0	0	0	0	0	0	6,376,577
pfmpwsyard	Public Works Facility	2,880,173	0	0	0	0	0	0	2,880,173
		25,399,266	3,750,000	4,715,000	0	0	0	0	33,864,266
Fire									
pfcs2anex	Fire Station #2 Training Annex	82,000	0	500,000	0	0	0	0	582,000
		82,000	0	500,000	0	0	0	0	582,000

169



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
Parks & Recreation / Fire									
pknnsospmf	NSOP Beach Maint. Facility	0	0	0	0	0	0	2,745,000	2,745,000
		0	0	0	0	0	0	2,745,000	2,745,000
Property Management									
pfswretrof	Hazard Mitigation Wind Retrofit 11HM-2Y	690,491	0	0	0	0	0	0	690,491
		690,491	0	0	0	0	0	0	690,491
Public Works									
pfs555adrs	555 17th Street Building Renovations	47,339	0	0	0	0	0	0	47,339
pfsctlight	Colony Theater Stage Lighting Retro Fit	65,000	0	0	0	0	0	0	65,000
pfssshorag	S. Shore Comm Center (County G.O.)	500,000	0	0	0	0	0	0	500,000
		612,339	0	0	0	0	0	0	612,339
		26,990,808	3,750,000	5,215,000	0	0	0	2,745,000	38,700,808
Golf Courses									
CIP Office									
pkmgcmpr3	Par 3 Golf Course Master Plan	4,970,190	0	0	0	0	0	0	4,970,190
		4,970,190	0	0	0	0	0	0	4,970,190
Parks & Recreation									
pknsgclpl	Install lighting Norm Shores Golf	0	50,000	0	0	0	0	0	50,000
pkmmbgdra	M Beach Golf Course Drainage Remediat	151,017	0	0	0	0	0	0	151,017
pkmmbgcnet	MBGC-Golf Range Netting	0	100,000	0	0	0	0	0	100,000
pkmmbgcccpc	Miami Beach Golf Club Cart Path/Curb	0	31,000	0	0	0	0	0	31,000
pkmmbgctrs	Miami Beach Golf Club Tee Restoration	0	46,000	0	0	0	0	0	46,000
ennnstrltg	Normandy Shores Trail Lighting and Land	0	194,000	0	0	0	0	0	194,000
pkmmbgcsin	Replace Tee/Directional Signs at MBGC	28,502	0	0	0	0	0	0	28,502
		179,519	421,000	0	0	0	0	0	600,519
Public Works									
pknsgcfen	NSGC Aluminum Picket Security Fence	74,925	0	0	0	0	0	0	74,925
		74,925	0	0	0	0	0	0	74,925
		5,224,634	421,000	0	0	0	0	0	5,645,634
Information Technology									
Building									
eqppermac	Bldg Dev Process Ent System	1,600,000	0	0	0	0	0	0	1,600,000
eqcprojdox	Projectdox Electronic Plan Rev Software	547,000	0	0	0	0	0	0	547,000
		2,147,000	0	0	0	0	0	0	2,147,000
City Clerk									
eqcautocca	City Commission Agenda Automation	0	34,000	0	0	0	0	0	34,000
		0	34,000	0	0	0	0	0	34,000
Communications									

170



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
eqcmarpatr	Radio Station/TV Upgrade	0	52,000	0	0	0	0	0	52,000
eqccompeqp	Replace Macintosh Computers/Cameras	106,385	0	0	0	0	0	0	106,385
		106,386	52,000	0	0	0	0	0	158,386
Finance									
eqcrecima2	Records Imaging Phase 2	25,557	0	0	0	0	0	0	25,557
eqctylcash	Tyler Cashiering	0	69,000	0	0	0	0	0	69,000
		25,557	69,000	0	0	0	0	0	94,557
Fire									
eqclargsol	Target Solutions	0	25,000	0	0	0	0	0	25,000
		0	25,000	0	0	0	0	0	25,000
Fleet Management									
eqcavlsipa	AVL Program Implementation	0	32,000	0	0	0	0	0	32,000
		0	32,000	0	0	0	0	0	32,000
Human Resources / Finance									
eqcvelffe	Auto Transfer Benefits Data	18,000	0	0	0	0	0	0	18,000
eqcrecimsg	Records Imaging-Human Resources	57,490	0	0	0	0	0	0	57,490
eqcworkflo	Workflow Processing	50,000	0	0	0	0	0	0	50,000
		125,490	0	0	0	0	0	0	125,490
Information Technology									
eqcgapanal	Gap Analysis of ERP System	0	50,000	0	0	0	0	0	50,000
eqcinfocom	Info & Comm Tech Contingency	575,424	0	0	0	0	0	0	575,424
eqcintervr	Interactive Voice Response (IVR)	295,186	0	0	0	0	0	0	295,186
eqclogmgmt	Log Management for PCI-DSS Complianc	80,500	0	0	0	0	0	0	80,500
eqcrecima3	Records Imaging 3/Cleanliness Assessme	29,268	0	0	0	0	0	0	29,268
		980,378	50,000	0	0	0	0	0	1,030,378
Parks & Recreation									
eqcautogmo	Auto of Green spc Mgnt Ops/ Conduit Upg	0	26,000	0	0	0	0	0	26,000
eqcewarer	RecWare Recreation Software to ActiveN	29,550	0	0	0	0	0	0	29,550
		29,550	26,000	0	0	0	0	0	55,550
Police									
eqcmobcomp	50 Additional Mobile Computers	0	205,000	0	0	0	0	0	205,000
		0	205,000	0	0	0	0	0	205,000
		3,414,360	493,000	0	0	0	0	0	3,907,360
Jackie Gleason Theater									
CIP Office									
pfsjackiet	Jackie Gleason Theater Life Safety	953,700	0	0	0	0	0	0	953,700
pfstopaada	TOPA ADA and Interior Renovations	4,058,772	0	0	0	0	0	0	4,058,772
		5,012,472	0	0	0	0	0	0	5,012,472

171



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
		5,012,472	0	0	0	0	0	0	5,012,472
Monuments									
CIP Office									
pkcobelisk	28th St. Obelisk Monument Restoration	0	0	0	0	0	0	742,000	742,000
pkcobeliss	28th Street Obelisk Stabilization	381,780	0	0	0	0	0	0	381,780
pkcfountain	Alton Road Fountain @ 20th Street	0	0	0	0	0	0	279,000	279,000
pkccarlmem	Carl Fisher Memorial Monument	0	0	0	0	0	0	173,000	173,000
pkcpalmfou	Palm Island Fountain	0	0	0	0	0	0	100,000	100,000
pkmpinefou	Pine Tree Fountain	0	0	0	0	0	0	118,000	118,000
pknpolopst	Polo Player Statue	0	100,000	0	0	0	0	0	100,000
pkcgreatsm	The Great Spirit Monument	0	0	0	0	0	0	64,000	64,000
pkswatrest	Water Tower Restoration Star Island	0	0	0	0	0	0	593,000	593,000
pkswwarmem	World War Memorial	0	0	0	0	0	0	62,000	62,000
		381,780	100,000	0	0	0	0	2,131,000	2,812,780
Property Management									
pkflagmsi	Flagler Monument Solar Illumination	0	89,000	0	0	0	0	0	89,000
		0	89,000	0	0	0	0	0	89,000
		381,780	189,000	0	0	0	0	2,131,000	2,701,780
Parking									
Public Works									
pgmsheavep	Sheridan Ave Prking 28th Str & Pine Tree	0	204,000	0	0	0	0	0	204,000
pwnwbdken	West Bay Drive Parking Enhancements	0	0	0	0	0	0	120,000	120,000
		0	204,000	0	0	0	0	120,000	324,000
		0	204,000	0	0	0	0	120,000	324,000
Parking Garages									
CIP Office									
pgs17pgele	17th St P.G. Elevator Enclosure	646,600	0	0	0	0	0	0	646,600
pgc17stefr	17th Street Garage East Facade Retail	0	0	0	0	0	0	2,500,000	2,500,000
pgn72sppkg	72nd Street Park & Parking Structure	0	0	0	0	0	0	14,500,000	14,500,000
pgmculcamp	Collins Park Parking Garage	13,479,271	12,242,000	0	0	0	0	0	25,721,271
pgmculcii	Cultural Campus Parking Garage II	0	0	0	0	0	0	12,400,000	12,400,000
pgsmpmpkre	Multi-Purpose Pking Facility Remediation	700,000	0	0	0	0	0	0	700,000
pgnnparkg	North Beach Parking Garage	0	0	0	0	0	0	25,000,000	25,000,000
pgssbparkg	South Beach Parking Garage	0	0	0	0	0	0	25,000,000	25,000,000
pgmsunharg	Sunset Harbor / Purdy Ave Garage	20,468,435	0	0	0	0	0	0	20,468,435
pgmsunrobn	Sunset Harbor Garage Contractor Portion	1,820,350	0	0	0	0	0	0	1,820,350
		37,114,656	12,242,000	0	0	0	0	79,400,000	128,756,656
City Manager's Office									
pgspotrep	5 St & Alton Rd Joint Venture Repayment	0	0	0	0	0	0	0	0
		0	0	0	0	0	0	0	0

172



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
Property Management									
pgnanchsen	Anchor Garage Structural Eng Study	0	25,000	0	0	0	0	0	25,000
pgs13garmt	Maint-13th St. Parking Garage 09	120,000	0	0	0	0	0	0	120,000
pgs17stpg	Maint-17th St Parking Garage 10	414,000	0	0	0	0	0	0	414,000
pgs17garmt	Maint-17th St. Parking Garage 09	235,000	0	0	0	0	0	0	235,000
pgm42garmt	Maint-42 St. Parking Garage 09	240,000	0	0	0	0	0	0	240,000
pgs7garmt	Maint-7th St. Parking Garage 09	360,000	0	0	0	0	0	0	360,000
		1,369,000	26,000	0	0	0	0	0	1,394,000
Property Management									
pgm42stpg	Maint-42nd St Parking Garage 10	245,000	0	0	0	0	0	0	245,000
		245,000	0	0	0	0	0	0	245,000
RDA									
pkmnwsgara	Pennsylvania (New World Symphony) Ga	17,085,135	0	0	0	0	0	0	17,085,135
		17,085,135	0	0	0	0	0	0	17,085,135
		55,813,791	12,267,000	0	0	0	0	79,400,000	147,480,791

Parking Lots

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
CIP Office									
pgm42royal	Parking Lot 8B Impro-42 & Royal Palm	1,383,300	0	0	0	0	0	0	1,383,300
pgsodsurfl	Penrods @ 1 Ocean Dr	1,441,600	0	0	0	0	0	0	1,441,600
pgcprefgar	Preferred Lot Parking Garage	0	0	0	0	0	0	70,000,000	70,000,000
pgsmesurfl	Surface Lot 10C 1662 Meridian Ave	0	0	1,392,000	0	0	0	0	1,392,000
pgsjasurfl	Surface Lot 10D Jefferson Ave	0	0	557,000	0	0	0	0	557,000
pgsnlsurfl	Surface Lot 10F S Lincoln Ln. & Meridian	0	0	302,000	0	0	0	0	302,000
pgs16surfl	Surface Lot 10G 1620 Michigan Avenue	0	0	175,000	0	0	0	0	175,000
pgs1xsurfl	Surface Lot 10X 1663 Lenox Avenue	0	0	957,000	0	0	0	0	957,000
pgs09surfl	Surface Lot 12X @ 9th St & Washington	190,000	14,000	0	0	0	0	0	204,000
pgs10surfl	Surface Lot 13X @ 10th St & Washington	358,000	0	0	0	0	0	0	358,000
pgscasurfl	Surface Lot 17X Collins Ave & 13 St	443,080	11,000	0	0	0	0	0	454,080
pgn53surfl	Surface Lot 19B @ Collins & 53rd St.	1,669,500	0	0	0	0	0	0	1,669,500
pgnnsyclsl	Surface Lot 22X N Shore Youth Center	381,600	0	0	0	0	0	0	381,600
pgnsl24bst	Surface Lot 24B 971 71 Street	0	189,000	0	0	0	0	0	189,000
pgn69surfl	Surface Lot 24C 6972 Bay Drive	323,300	0	0	0	0	0	0	323,300
pgnbdsurfl	Surface Lot 25X 7061 Bonita Drive	127,200	0	0	0	0	0	0	127,200
pgnsl26c79	Surface Lot 26-C (P-107) Collins and 79	0	0	0	0	0	0	798,000	798,000
pgnsl26d83	Surface Lot 26-D Collins and 83 (P-109)	0	0	0	0	0	0	880,000	880,000
pgs06surfl	Surface Lot 2B Meridian Ave and 6 St	0	245,000	0	0	0	0	0	245,000
pgmslwesta	Surface Lot 4D West Ave & 16 St	556,500	0	0	0	0	0	0	556,500
pgs19surfl	Surface Lot 5H 1901 Meridian Ave	0	0	239,000	0	0	0	0	239,000
pgm40surfl	Surface Lot 8H 4001 Prairie Ave.	556,500	0	0	0	0	0	0	556,500
pgn71surfl	Surface Lot 9E @ Harding Ave-71 St-Eas	290,000	0	0	0	0	0	0	290,000
pgccolln84	Surface Lot at Collins & 84 St	768,500	0	0	0	0	0	0	768,500

173



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pgsmisurf1	Surface Lot Michigan Lot	0	0	1,272,000	0	0	0	0	1,272,000
pgmslp48st	Surface Lot P48 Bass Museum Lot	220,000	0	0	0	0	0	0	220,000
		8,709,080	459,000	4,894,000	0	0	0	71,678,000	85,740,080
		8,709,080	459,000	4,894,000	0	0	0	71,678,000	85,740,080

Parks

CIP Office

pknbandshe	Band Shell Master Plan Improv	2,335,357	628,000	0	0	0	0	0	2,963,357
pkstflamgob	Flamingo Park	13,731,539	2,486,000	0	0	0	0	0	16,217,539
pkmrussprk	Muss Park	450,629	0	0	0	0	0	0	450,629
pkmrakowr	Scott Rakow Youth Center - Ice Rink Mec	1,242,421	367,000	0	0	0	0	0	1,609,421
pkmrakowyc	Scott Rakow Youth Center Phase II	6,343,928	0	0	0	0	0	0	6,343,928
pkssppreme	South Pointe Park Remediation	5,664,680	0	0	0	0	0	0	5,664,680
pfssp1pier	South Pointe Pier	8,270,920	0	0	0	0	0	0	8,270,920
		38,039,474	3,481,000	0	0	0	0	0	41,520,474

Parks & Recreation

pkodicavel	7300 Dickens Ave L/scape-Irrigation Sys.	0	0	0	0	0	0	37,000	37,000
pknallpred	Allison Park Redesign	0	0	0	0	0	0	214,000	214,000
pknalospk	Altos Del Mar Park	2,900,000	0	0	0	0	0	0	2,900,000
pkcbluempl	Blueways Master Plan	0	40,000	0	0	0	0	0	40,000
pfnskatepk	City of Miami Beach Skatepark	400,000	0	0	0	0	0	0	400,000
pkncollave	Collins Ave Street-Ends (26th - 42nd) IR	0	121,000	0	0	0	0	0	121,000
pkmcollaum	Collins Avenue Medians (41st To 60th Str	0	0	0	0	0	0	26,000	26,000
pkncrepip	Crespi Park Field Renovation	88,500	0	0	0	0	0	0	88,500
pkcplayph2	CW Playgrounds, Tot lots & Shade PH 2	250,000	0	0	0	0	0	0	250,000
pxnfairpar	Fairway Park Install. Black Alum. Fence	80,000	0	0	0	0	0	0	80,000
pxmfisherp	Fisher Pk Irrigation System Restoration	49,800	0	0	0	0	0	0	49,800
pkstarturf	Flamingo Park Art Turf Softball & Soccer	0	0	0	0	0	0	800,000	800,000
pkstflamvac	Flamingo Park Madvac System	37,570	0	0	0	0	0	0	37,570
pkstflamloc	Flamingo Park Pool New Lockers	0	0	0	0	0	0	25,000	25,000
pkstflamtrk	Flamingo Park Track Resurfacing	50,000	0	0	0	0	0	0	50,000
pkstflambbs	Fimgo Pk Baseball Stdm Scoreboard	0	25,000	0	0	0	0	0	25,000
pkcinspar	Install Add. St. Furniture within Parks	130,000	0	0	0	0	0	0	130,000
pkmlagortl	La Gorce Pk New Tot Lot & Safety Surfac	0	0	0	0	0	0	62,000	62,000
pkstlkanis	Lake Pancoast Neighborhood Irrigation	0	47,000	0	0	0	0	0	47,000
pkctenncrt	New Tennis Courts at Par 3 Golf Course	300,000	0	0	0	0	0	0	300,000
pknnpitc	Normandy Isle Park - Fitness Circuit	0	0	0	0	0	0	112,000	112,000
pknspilss	Normandy Shores Park Fitness Circuit	135,500	0	0	0	0	0	0	135,500
pknbbouts	North Beach Bump Outs (84)	0	220,000	0	0	0	0	0	220,000
pknnsospdp	North Shore Open Space Park-Dog Prk A	91,875	0	0	0	0	0	0	91,875
pknnsplcrt	North Shore Park Tennis Court Rst	0	33,000	0	0	0	0	0	33,000
pknngcphg	NSGC Perimeter Hedge	0	78,000	0	0	0	0	0	78,000
pknfitc	NSOSP Replacement Fitness Circuit/Trail	99,000	0	0	0	0	0	0	99,000

174



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pknrnspscfc	NSPYC-Fitness Center Refurbishment	0	73,000	0	0	0	0	0	73,000
pknpvientp	Park View Island- Entrance Planting	0	0	0	0	0	0	129,000	129,000
pknpvimpp1	Park View Isle - Mini Playground	0	0	0	250,000	0	0	0	250,000
pkmpinedog	Pinetree Dog Park Expansion	0	0	0	0	0	0	106,000	106,000
pkcpolopge	Polo Park Playground Renovation	146,500	0	0	0	0	0	0	146,500
pxmpolosfr	Polo Park Sport Field Restoration	132,557	0	0	0	0	0	0	132,557
pkcumbrela	Pool umb Normandy Isle,Flamingo,Scott F	0	0	0	0	0	0	30,000	30,000
pkcpaintpf	Repaint/Repair of North End Parks Fence	0	115,000	0	0	0	0	0	115,000
pknbasknip	Resurfacing/Rebuilding Basketball Courts	0	55,000	0	0	0	0	0	55,000
pknrueveno	Rue Vendome/Biarritz Dr Park & Garden	0	26,000	0	0	0	0	0	26,000
pkssppplfn	South Pointe Park - Playground Fence	184,000	0	0	0	0	0	0	184,000
pknstllsf	Stillwater Pk Sports Field Lcape & Irri	115,450	0	0	0	0	0	0	115,450
pkmsunisle	Sunset Islands Neighborhoods/Park	120,000	0	0	0	0	0	0	120,000
pkntatumub	Tatum Pk Const 2 Outdoor Sand Volleyba	90,751	0	0	0	0	0	0	90,751
pkswashdg2	Washington Ave Dog Park Surfacing	0	66,000	0	0	0	0	0	66,000
		5,401,603	899,000	0	250,000	0	0	1,541,000	8,091,603
Public Works									
pfbeachsh	Beach Shower Replacement & Renovatio	35,000	0	0	0	0	0	0	35,000
encduneres	Citywide Dune Restoration & Enhanceme	433,633	0	0	0	0	0	0	433,633
pkcmgpsol	Maurice Gibb Soil Remediation	0	70,000	0	0	0	0	600,000	670,000
pkmmusspkg	Muss Park Greenspace Expansion/Chase	663,428	0	0	0	0	0	0	663,428
pkcmpkayak	Muss Park Kayak Launch	204,750	0	0	0	0	0	0	204,750
		1,336,811	70,000	0	0	0	0	600,000	2,006,811
Tourism and Cultural Development									
pkmcopuar	Maze Project 21 St & Collins Avenue	250,000	0	0	0	0	0	0	250,000
		250,000	0	0	0	0	0	0	250,000
		45,027,788	4,450,000	0	250,000	0	0	2,141,000	51,868,788
Renewal and Replacement									
GIP Office									
rrs777bren	777 Building - Renovation	247,666	0	0	0	0	0	0	247,666
rrs777tere	777 Building - Restroom Renovation -- Th	78,206	0	0	0	0	0	0	78,206
rrs777hvac	777 Building HVAC Replacement	259,600	0	0	0	0	0	0	259,600
rrsanchors	Anchor Shops Fire System Replacement	75,845	0	0	0	0	0	0	75,845
rrsfire1vp	Fire Station 1 Various Projects	337,943	0	0	0	0	0	0	337,943
rrsfire1wr	Fire Station 1 Window replacement	277,529	0	0	0	0	0	0	277,529
rrcontg10	FY 2009-2010 R/R Contingency	9,285	0	0	0	0	0	0	9,285
pfshzrdgrt	Hazard Mitigation Grant - Wind Retrofit	686,734	0	0	0	0	0	0	686,734
rmmbgcptb	Miami Beach Golf Course Clubhouse- Pai	36,792	0	0	0	0	0	0	36,792
rmopenspp	North Shore Open Space Park Pavilion	150,000	0	0	0	0	0	0	150,000
rrspolibvp	Police Building Various Projects	605,098	0	0	0	0	0	0	605,098
rrspolicfr	Police Station Building-Firing Range Ven	370,000	0	0	0	0	0	0	370,000

175



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
rrcswpool	Scott Rakow & North Shore Swimming Pc	86,460	0	0	0	0	0	0	86,460
rrssouthef	South Shr Community Center - Exhaust F	22,533	0	0	0	0	0	0	22,533
		3,243,691	0	0	0	0	0	0	3,243,691
Fire									
rrspoli911	Fire Stations- 911 Alerting System Repl.	173,500	0	0	0	0	0	0	173,500
		173,500	0	0	0	0	0	0	173,500
Property Management									
rrs12extdr	12th St Parking Grge Ext Door Rpl -R&R	53,197	0	0	0	0	0	0	53,197
rrs13extgb	13th St Parking Grge Ext Glass Block-R&R	69,378	0	0	0	0	0	0	69,378
rrs13stpga	13th Street Parking Gara Fire Alarm -R&R	46,580	0	0	0	0	0	0	46,580
rrs13conpr	13th Street Parking Garage Concrete Pav	126,655	0	0	0	0	0	0	126,655
rrs13stppe	13th Street Parking Garage Elevator-R&R	184,800	0	0	0	0	0	0	184,800
rrs17strpc	17th St Parking Gar Spalling Conc -R&R	86,295	0	0	0	0	0	0	86,295
rrs17sterp	17th Street Parking Garage Elevators	0	876,000	0	0	0	0	0	876,000
rrs21stsha	21St Community Center-Ceiling and Light	53,738	0	0	0	0	0	0	53,738
rrm21rect	21st Recreation Center Electrical Servic	63,133	0	0	0	0	0	0	63,133
rrm21strcr	21st St. Recreation Center Repairs and R	118,259	0	0	0	0	0	0	118,259
rrn43stgar	42nd St. Garage Elevator Replacement	865,645	0	0	0	0	0	0	865,645
rrn42stgar	42nd St. Garage Fire Alarm System Replc	51,087	0	0	0	0	0	0	51,087
rrn44stgar	42nd St. Garage HVAC Replacement	28,538	0	0	0	0	0	0	28,538
rrs555hvac	555 Bldg HVAC Upgrade and Replaceme	90,365	0	0	0	0	0	0	90,365
rrs555ele2	555 Building Electrical Upgrades	55,492	0	0	0	0	0	0	55,492
rrs555edor	555 Building Exterior Doors Replacement	55,098	0	0	0	0	0	0	55,098
rrs555exwr	555 Building Exterior Wall Repairs	0	39,000	0	0	0	0	0	39,000
rrs555irfd	555 Building Install Recirculation fans	0	79,000	0	0	0	0	0	79,000
rrs555elec	555 Building Main Electrical Service Rep	41,685	0	0	0	0	0	0	41,685
rrcwindret	555, 777, 21st Rec Center Wind Retrofit	591,462	0	0	0	0	0	0	591,462
rrs777lwck	777 Bldg renovation	0	33,000	0	0	0	0	0	33,000
rrs777extd	777 Building Exterior Doors Replacement	0	25,000	0	0	0	0	0	25,000
rrs777rest	777 Building Restroom Renovations	0	25,000	0	0	0	0	0	25,000
rrs7elevrp	7th St Parking Grge Replace Elev -R&R	236,500	0	0	0	0	0	0	236,500
rrs7stgarf	7th St. Garage Fire Alarm System Replac	51,087	0	0	0	0	0	0	51,087
rrs7slrpnt	7th Street Parking Garage Renovation	0	1,900,000	0	0	0	0	0	1,900,000
rrccommacr	A/C Replacement Communication Sites	0	40,000	0	0	0	0	0	40,000
rrsanacarp	Anchor Garage A/C Replacement -R&R	86,020	0	0	0	0	0	0	86,020
rrsancheir	Anchor Garage Elevator Replcmnt -R&R	357,995	0	0	0	0	0	0	357,995
rrsancrep	Anchor Garage Repair and Upkept	0	220,000	0	0	0	0	0	220,000
rrsanrcrfr	Anchor Garage Roof Replcmnt -R&R	95,645	0	0	0	0	0	0	95,645
rrmbassebb	Bass Museum Electrical Breaker Box Rep	38,968	0	0	0	0	0	0	38,968
rrmbassext	Bass Museum Exterior Lighting Replacem	42,308	0	0	0	0	0	0	42,308
rrmbassmgr	Bass Museum Generator Replacement	51,779	0	0	0	0	0	0	51,779
rrmbasshpr	Bass Museum Heat Pump Replacement	59,225	0	0	0	0	0	0	59,225

176



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
rmbasshvc	Bass Museum HVAC Replacement	84,456	0	0	0	0	0	0	84,456
rmbasssher	Bass Museum Hydraulic Elevator Replace	66,127	0	0	0	0	0	0	66,127
rmbassmir	Bass Museum Insulation Replacement	27,911	0	0	0	0	0	0	27,911
rmbasssci	Bass Museum Light Controls and Instrum	57,070	0	0	0	0	0	0	57,070
rmbasswsp	Bass Museum Weather Seal & Paint -R&F	27,478	0	0	0	0	0	0	27,478
rmbctextr	Byron Carlyle Theater Exterior and Roof	0	80,000	0	0	0	0	0	80,000
rrsbyronsh	Byron/Carlyle Replacement of Stage and	132,000	0	0	0	0	0	0	132,000
rrccarlocl	Carl Fisher Clubhouse Exterior Window	53,720	0	0	0	0	0	0	53,720
rrccfcrqds	Carl Fisher Clubhouse Replace Gutter-R&F	25,795	0	0	0	0	0	0	25,795
rrccfchrfr	Carl Fisher Clubhouse Roof Replcmnt -R&F	105,600	0	0	0	0	0	0	105,600
rrscityeup	City Hall - Electrical Upgrades	50,000	0	0	0	0	0	0	50,000
rrscityere	City Hall - Elevator Renovation	175,000	0	0	0	0	0	0	175,000
rrscityeme	City Hall Bldg Renov & Elec Main Elevato	88,745	0	0	0	0	0	0	88,745
rrscitycas	City Hall Card Access System Replaceme	88,480	0	0	0	0	0	0	88,480
rrschcarpr	City Hall Carpet Replacement	31,075	0	0	0	0	0	0	31,075
rrscityele	City Hall Elevator Repair	238,700	0	0	0	0	0	0	238,700
rrschemels	City Hall Emergency Lighting System	353,650	0	0	0	0	0	0	353,650
rrschfires	City Hall Fire Alarm System	314,325	0	0	0	0	0	0	314,325
rrscityfsp	City Hall Fire Suppression Pump Replacem	32,175	0	0	0	0	0	0	32,175
rrscityhus	City Hall Halon Upgrade and Service Elev	143,484	0	0	0	0	0	0	143,484
rrscityvdt	City Hall High Voltage Distribution Repa	27,500	0	0	0	0	0	0	27,500
rrscitychr	City Hall restroom renovation.	42,000	0	0	0	0	0	0	42,000
rrscityelu	City Hall- Electrical Upgrades	353,772	0	0	0	0	0	0	353,772
rrscitypai	City Hall- Repaint Building	83,695	0	0	0	0	0	0	83,695
rrscolorcc	Colony Theater Condenser Coils Replace	0	40,000	0	0	0	0	0	40,000
rrscolthep	Colony Theater Ext Water Seal & Paint	71,500	0	0	0	0	0	0	71,500
rrscolormr	Colony Theater Roof Maintanace	0	27,000	0	0	0	0	0	27,000
rrsfiller	Fillmore Exterior Lighting Replacement	27,390	0	0	0	0	0	0	27,390
rrsfire3fa	Fire Station 3 - Fire Alarm System Upgr	92,015	0	0	0	0	0	0	92,015
rrsfire3od	Fire Station 3 - Interior Overhead Door	145,225	0	0	0	0	0	0	145,225
rrmfire2rr	Fire Station # 2 Support Building- Roof	179,732	0	0	0	0	0	0	179,732
rrsfire1ed	Fire Station 1 - Interior and Exterior D	131,365	0	0	0	0	0	0	131,365
rrsfire1rr	Fire Station 1 - Restroom Renovation --	93,668	0	0	0	0	0	0	93,668
rrcfir1crp	Fire Station 1 Carpet Replacement	0	31,000	0	0	0	0	0	31,000
rrsfir1elr	Fire Station 1 Electrical Replacement	0	69,000	0	0	0	0	0	69,000
rrcexhfans	Fire Station 1 Exhaust Fans	44,580	0	0	0	0	0	0	44,580
rrsfir1flr	Fire Station 1 Floor Replacement	0	138,000	0	0	0	0	0	138,000
rrsfiregenr	Fire Station 1 Generator Replacement	98,450	0	0	0	0	0	0	98,450
rrsfire2rr	Fire Station 2 Reroof	184,800	0	0	0	0	0	0	184,800
rrsfire3rr	Fire Station 3 - Restroom Renovation	106,067	0	0	0	0	0	0	106,067
rrcfir3crp	Fire Station 3 Carpet Replacement	0	44,000	0	0	0	0	0	44,000
rrcfs3extp	Fire Station 3 Exterior and Painting	0	62,000	0	0	0	0	0	62,000
rrsfir3mrr	Fire Station 3 Main Restroom Renovation	0	28,000	0	0	0	0	0	28,000

177



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
rsfir3plr	Fire Station 3 Parking Lot Resurface	0	54,000	0	0	0	0	0	54,000
rsfleets2	Fleet Mangement Shop 2 Building Exhaust	46,787	0	0	0	0	0	0	46,787
rsfleetec	Fleet Mangement Shop 2 HVAC Electrica	79,592	0	0	0	0	0	0	79,592
rsfleetac	Fleet Mangement Shop 2 HVAC Repair	29,368	0	0	0	0	0	0	29,368
rsfleetsb	Fleet/Sanitation Fire Alarm System Repl	85,800	0	0	0	0	0	0	85,800
rrcontg11	FY 11 Contingency	74,196	0	0	0	0	0	0	74,196
rrcontg08	FY 2007-2008 R/R Contingency	3,127	0	0	0	0	0	0	3,127
rrcontncy	FY 2008-2009 R/R Contingency	374,642	0	0	0	0	0	0	374,642
rrcgardenc	Garden Center Lighting Fixtures and Wiri	73,725	0	0	0	0	0	0	73,725
rrshchtrrp	Historic City Hall Tile Roof Replacement	53,647	0	0	0	0	0	0	53,647
rrshchelev	Historical City Hall Elevator Renewal	269,500	0	0	0	0	0	0	269,500
rrsfl1duct	HVAC Controls Replacement Fleet Shop	0	42,000	0	0	0	0	0	42,000
rrsfl1hvac	HVAC Ductwork Repair Fleet Shop 1	0	30,000	0	0	0	0	0	30,000
rrsfl2hvac	HVAC Ductwork Repair Fleet Shop 2	0	26,000	0	0	0	0	0	26,000
rrsfl3hvac	HVAC Ductwork Repair Fleet Shop 3	0	56,000	0	0	0	0	0	56,000
rrslincomfp	Lincoln Rd. Mall Fountain Pump, Landscap	62,315	0	0	0	0	0	0	62,315
rrsemergen	Marine Patrol Emergency Generator	64,515	0	0	0	0	0	0	64,515
rrmmbgolor	Miami Beach Golf Course Clubhouse Car	52,635	0	0	0	0	0	0	52,635
rrmmcbemlr	Miami City Ballet Emer Light Repl -R&R	52,863	0	0	0	0	0	0	52,863
rrmmcbexcr	Miami City Ballet ext Cncrte Rest -R&R	50,875	0	0	0	0	0	0	50,875
rrmmcbfasr	Miami City Ballet Fire Alarm Sys -R&R	295,260	0	0	0	0	0	0	295,260
rrmmcbwdre	Miami City Ballet Window Replacement-R	86,491	0	0	0	0	0	0	86,491
rrnmusswdu	Muss/Tatum Parks Water Dist. Upgrade	0	0	0	0	0	0	0	0
rrnnsycrdf	North Shore Park Youth Resurfcing Floor	25,600	0	0	0	0	0	0	25,600
rrnorthyc	North Shore Youth Center -- A/C & Duct F	94,183	0	0	0	0	0	0	94,183
rrnnsychdr	North Shore Youth Center HVAC	97,130	0	0	0	0	0	0	97,130
rrnnsycrrp	North Shore Youth Center Roof Replacem	54,958	0	0	0	0	0	0	54,958
rrspolihef	Police Headquarters Elevators and Fire A	458,798	0	0	0	0	0	0	458,798
rrspolicfa	Police HQ & Parking Garage-Fire Alarm R	240,732	0	0	0	0	0	0	240,732
rrspolipbp	Police Pressure Booster Pump Replacem	0	35,000	0	0	0	0	0	35,000
rrspolicpr	Police Stat Garage Concrete Paving Repl	0	423,000	0	0	0	0	0	423,000
rrspoliacr	Police Station A/C Replacement	0	45,000	0	0	0	0	0	45,000
rrspoliada	Police Station ADA Accomodations	0	39,000	0	0	0	0	0	39,000
rrspolipwr	Police Station Ext Painting Repair	0	111,000	0	0	0	0	0	111,000
rrspolic2	Police Station Floor Covering Phase 2	0	199,000	0	0	0	0	0	199,000
rrspolic3	Police Station Floor Covering Phase 3	0	149,000	0	0	0	0	0	149,000
rrspolicfc	Police Station Floor Covering Replacemnt	71,500	0	0	0	0	0	0	71,500
rrspsthvac	Police Station HVAC Replacement and Di	147,675	0	0	0	0	0	0	147,675
rrspoliirf	Police station restrom exhaust replace	0	40,000	0	0	0	0	0	40,000
rrspolirfr	Police Station Roof Replacement	0	167,000	0	0	0	0	0	167,000
rrcpwmfewr	Public Works Maint. Facility Exterior Wi	85,522	0	0	0	0	0	0	85,522
rrcpwmfgrp	Public Works Maint. Facility Generator R	195,314	0	0	0	0	0	0	195,314
rrcfsroofr	Replace Fire Support Service Bldg Roof	0	110,000	0	0	0	0	0	110,000



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
rmnsyocwr	Replace North Shore Yth Ctr Ext Window	0	40,000	0	0	0	0	0	40,000
rrmsrycacc	Replace Scott Rakow Yth Ctr A/C Control	0	25,000	0	0	0	0	0	25,000
rrmsrycsbr	Replace Scott Rakow Yth Ctr Support Be	0	50,000	0	0	0	0	0	50,000
rrssccerp	Replace South Shore Comm Ctr Elevator	0	173,000	0	0	0	0	0	173,000
rrssccftr	Replace South Shore Community Ctr Floc	0	117,000	0	0	0	0	0	117,000
rrssanreac	Sanitation Replace A/C -R&R	26,235	0	0	0	0	0	0	26,235
rrssanextp	Sanitation Reseal / Paint Exterior -R&R	64,163	0	0	0	0	0	0	64,163
rrmscoltyc	Scott Rakow Youth Center -- Replace Co	98,072	0	0	0	0	0	0	98,072
rrssouthc2	South Shore CC Emergency System	50,000	0	0	0	0	0	0	50,000
rrssouthrr	South Shore Community Center - Roof R	418,364	0	0	0	0	0	0	418,364
rrssouthcc	South Shore Community Center -- Replac	130,748	0	0	0	0	0	0	130,748
rrssouths	South Shore Community Center Emergen	59,180	0	0	0	0	0	0	59,180
rrssouthac	South Shore Community Center HVAC R	343,301	0	0	0	0	0	0	343,301
rrsshccvp	South Shore Community Center Various F	284,014	0	0	0	0	0	0	284,014
rrssccidr	South Shore Community Ctr Interior Door	0	131,000	0	0	0	0	0	131,000
		12,079,321	5,318,000	0	0	0	0	0	17,897,321
		15,496,512	5,318,000	0	0	0	0	0	21,314,512
Seawalls									
OP Office									
enmbotanc	Seawall-Botanical Gard/Collins Canal Cor	1,208,662	0	0	0	0	0	0	1,208,662
ensflamsw	Seawall-Flamingo Drive Rehabilitation	322,487	0	0	0	0	0	0	322,487
encpinetre	Seawall-Pine Tree Pk Shoreline Rest	284,766	0	0	0	0	0	0	284,766
		1,816,915	0	0	0	0	0	0	1,816,915
Public Works									
enninbchsw	Indian Beach Park Seawall	0	0	165,000	550,000	0	0	0	715,000
ennindcrsw	Indian Creek Park Seawall	0	0	87,000	1,166,000	0	0	0	1,253,000
enssearpfm	Seawall Repair - Fleet Management	1,877,082	0	0	0	0	0	0	1,877,082
pwcseawall	Seawall Repairs	400,000	0	0	0	0	0	0	400,000
ensbayrdsw	Seawall-Bay Road Rehabilitation	0	0	0	0	0	0	275,000	275,000
ensbiscbse	Seawall-Biscayne Bay St End Enh Phill	2,235,262	0	0	0	0	0	542,000	2,777,262
pwndaveshr	Seawall-Dickens Av Shoreline & Bike Patl	592,750	0	0	0	0	0	150,000	742,750
enmindorkg	Seawall-Indian Creek Greenway	100,000	0	0	0	0	0	15,000,000	15,100,000
enslinccsw	Seawall-Lincoln Court Rehabilitation	0	0	0	0	0	0	548,000	548,000
ennmusspsw	Seawall-Muss Park Rehabilitation	674,000	0	0	0	0	0	0	674,000
encwtrdred	Seawall-Waterways Dredging	105,954	0	0	0	0	0	0	105,954
ensshanews	Shane Watersport Seawall	0	0	134,000	495,000	0	0	0	629,000
		5,985,048	0	388,000	2,211,000	0	0	16,515,000	26,097,048
Tourism and Cultural Development									
enmjccswll	JCC Seawall Reimbursement	0	121,000	120,000	0	0	0	0	241,000
		0	121,000	120,000	0	0	0	0	241,000
		7,800,963	121,000	506,000	2,211,000	0	0	16,515,000	27,153,963

179



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
Street/Sidewalk/Streetscape Improvements									
CIP Office									
rws17hstn	17th Street North Imprv Penn Av to Wash	0	0	0	0	0	0	2,000,000	2,000,000
rwmsunisla	Bayshore Neigh Sunset Isl 1 & 2 BPE	9,058,417	0	0	0	0	0	0	9,058,417
rwmbaysbpa	Bayshore Neighborhood - Bid Pack A	28,947,718	0	0	0	0	0	0	28,947,718
rwmbaysbpb	Bayshore Neighborhood - Bid Pack B	8,959,747	1,260,000	0	0	0	0	0	10,219,747
rwmbaysbpc	Bayshore Neighborhood - Bid Pack C	5,470,024	(538,000)	0	0	0	0	0	4,932,024
rwmbaysbpd	Bayshore Neighborhood - Bid Pack D	7,529,338	0	0	0	0	0	0	7,529,338
rwmbpsptrow	Biscayne Point Neighborhood Improve	22,900,399	0	0	0	0	0	0	22,900,399
rwscityctr	CCHV Neigh. Improv.-Historic Dist. BP9A	17,458,464	(2,231,000)	0	0	0	0	0	15,227,464
rwscitylfe	City Center 9A Legal Fees	0	350,000	0	0	0	0	0	350,000
rwscchvb9b	City Center-Commercial Dist BP9B	13,209,842	326,000	0	0	0	0	0	13,535,842
rwscollpar	Collins Park Ancillary Improvements	4,000,000	0	0	0	0	0	0	4,000,000
pkscdrepay	Collins Pk/Streetscape/Rotunda Repayme	0	0	0	0	0	0	0	0
rwconvctr	Convention Center Lincoln Rd Connectors	0	0	0	0	0	0	10,000,000	10,000,000
trmdirsign	Directory Signs in the City Center ROW	108,268	0	0	0	0	0	0	108,268
rwsfirstsi	First Street Imp Alton & Washington	0	435,000	0	0	0	0	0	435,000
rwmlagorce	LaGorce Neighborhood Improvements	13,409,272	0	4,420,000	0	0	0	11,000,000	28,829,272
pwsledlgt	LED Lighting Installation	1,054,790	0	0	0	0	0	0	1,054,790
rwmlincoln	Lincoln Rd Between Collins & Washington	2,516,583	0	0	0	0	0	0	2,516,583
rwslinwash	Lincoln Road Washington Av to Lenox Av.	0	0	10,000,000	10,000,000	0	0	0	20,000,000
rwnormisl	Normandy Isle Neighborhood Improve	14,493,003	0	0	0	0	0	0	14,493,003
rwnormis1	Normandy Isle Neighborhood ROW Phase	1,396,215	0	0	0	0	0	0	1,396,215
rwnormsho	Normandy Shores Neighborhood ROW PI	270,073	0	0	0	0	0	0	270,073
rwnorthsh	North Shore Neighborhood Improvements	14,165,944	(700,000)	0	3,055,000	0	0	7,000,000	23,520,944
rwmoceanft	Oceanfront Neighborhood Improvements	9,360,714	0	0	0	0	0	0	9,360,714
rwsislands	Palm & Hibiscus Island Enhancement	13,392,646	0	0	0	0	0	0	13,392,646
rwssprdaiv	S Pointe Improvements - Ph III-V	20,084,837	(377,000)	0	0	0	0	0	19,707,837
rwssprdmpl	South Pointe Drive Meidan Planters	0	120,000	0	0	0	0	0	120,000
rwsstarisl	Star Island Enhancements	1,737,961	(107,000)	0	0	0	0	0	1,630,961
rwsvencswy	Venetian Neigh - Causeway (Bid D)	2,827,000	0	0	0	0	0	0	2,827,000
rwsvenebpc	Venetian Neigh - Venetian Islands	16,716,435	0	0	0	0	0	0	16,716,435
rwsvenebpb	Venetian Neighborhood - Belle Isle	8,876,397	0	0	0	0	0	0	8,876,397
		287,944,986	(1,482,000)	14,420,000	13,055,000	0	0	30,000,000	293,957,986
Parks & Recreation									
pkcasprdrv	Asphalt Driveway and Sidewalk Renovat	0	0	0	0	0	0	195,000	196,000
rwcirrmacc	Irrigation Sys MacArthur Cswy Repair/Upg	0	0	0	0	0	0	28,000	28,000
pkmnoptrrp	Nautilus / Orchard Park Tree Replacem	0	0	0	0	0	0	119,000	119,000
pknormsig	Normandy/71 Street Welcome Sign & Site	50,000	0	0	0	0	0	0	50,000
rwirraltr	Repair & Upgrade Irr Sys 2000-6300 Alt	0	0	0	0	0	0	72,000	72,000
pkstretrwl	Restorative Tree Well Treatment Ph III	0	692,000	0	0	0	0	0	692,000
pkctreeph2	RestorativeTreeWell-2A 71St-Collins/Boni	130,918	0	0	0	0	0	0	130,918

180



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pkctreph2b	RestorativeTreeWell-2B-Collins/64-75 St	183,068	0	0	0	0	0	0	183,068
pkctreph2c	RestorativeTreeWell-2C-71St Bay D/Ruef	85,432	0	0	0	0	0	0	85,432
pkctreeph3	RestorativeTreeWell-PH 3-Washington A	683,911	0	0	0	0	0	0	683,911
pkctreeph4	RestorativeTreeWell-PH 4-Ocean Drive	0	690,000	0	0	0	0	0	690,000
pkctreeph5	RestorativeTreeWell-PH 5-41st St	0	0	489,000	0	0	0	0	489,000
pkctreeph6	RestorativeTreeWell-PH 6-5 St Alton/Oce	202,987	0	0	0	0	0	0	202,987
		1,336,316	1,382,000	489,000	0	0	0	416,000	3,822,316
Planning									
rwslnrcmp	Lincoln Road Master Plan Study	0	500,000	0	0	0	0	0	500,000
		0	500,000	0	0	0	0	0	500,000
Public Works									
pwc54irslm	54in Diameter Redundant Sewer Force M	0	990,000	6,600,000	0	0	0	0	7,590,000
74stcolave	74 St from Collins to Carlyle Ave	85,000	0	0	0	0	0	0	85,000
75stcolave	75th St from Collins Ave to Dickens Ave	85,000	0	0	0	0	0	0	85,000
pwsalferes	Alleyway Restoration - Phase III	412,500	0	0	0	0	0	0	412,500
rwsalleywy	Alleyway Restoration Program Ph I	2,360,000	0	0	0	0	0	0	2,360,000
rwcallep2	Alleyway Restoration Program Ph II	330,000	0	0	0	0	0	0	330,000
rwsaltutly	Alton Road Utilities from 5th to Mich	3,705,407	0	0	0	0	0	0	3,705,407
pwcstrprp	Aluminum Streetlighting Pole Replacemer	200,000	0	0	0	0	0	0	200,000
trcboardrt	Boardwalk Repair and Restoration	304,825	0	0	0	0	0	0	304,825
rwscollavu	Collins Ave Utility from 5th To 15th St	982,986	0	0	0	0	0	0	982,986
pwcchotspt	Drainage Hot Spots	2,659,373	0	0	0	0	0	0	2,659,373
pwcchsfy14	Drainage Hot Spots FY14	0	1,000,000	0	0	0	0	0	1,000,000
pksflam10g	Flamingo 10g-8 Street ROW improvemen	9,201,399	0	0	0	0	0	0	9,201,399
rwsflambpa	Flamingo Neighborhood - Bid Pack A	9,685,452	0	0	2,305,000	5,689,000	4,078,000	0	21,767,452
rwsflambpc	Flamingo Neighborhood - Bid Pack C	6,151,087	0	0	2,885,000	1,021,000	6,551,000	5,648,000	22,256,087
rwmilappave	LaGorce Island (Street Pavement)	0	283,000	3,311,000	0	0	0	9,000,000	12,594,000
rwmightre	LaGorce Island - Lighting, Trees, Misc	66,376	0	0	0	0	0	0	66,376
pwslnclan	Lincoln Rd Landscaping-Lenox to Wash.	150,000	0	0	0	0	0	0	150,000
pkslinrdft	Lincoln Road Landscaping FY 13	150,000	0	0	0	0	0	0	150,000
pkslinrdis	Lincoln Road Mall ADA Pedestrian pathw	87,500	0	0	0	0	0	0	87,500
utmroicken	Milling & Resurf Dickens Ave 71 to 81 St	742,984	0	0	0	0	0	0	742,984
utnmrbyron	Milling & Resurf-Byron Ave-71St to 87 Te	294,398	0	0	0	0	0	0	294,398
rwnnblcsti	North Beach Town Center Streetscape Im	0	0	0	0	0	0	11,790,000	11,790,000
pwsucimpr	Reserve - Euclid Ave Imp at Lincoln Rd	416,821	69,000	0	0	0	0	0	485,821
rwcrowimp1	ROW Improvement Project	4,188,499	0	0	0	0	0	0	4,188,499
rwcrowim14	ROW Improvement Project FY 14	0	230,000	0	0	0	0	0	230,000
rwcrowim15	ROW Improvement Project FY 15	0	0	330,000	0	0	0	0	330,000
rwcmntcep2	ROW Maintenance - Phase II	371,190	0	0	0	0	0	0	371,190
rwcrowimp2	ROW Maintenance Project	1,585,000	0	0	0	0	0	0	1,585,000
rwcrestretr	Street Pavement Restoration	400,000	0	0	0	0	0	0	400,000
rwnstnsisl	Streetlighting Improv-North Shore Island	0	544,000	0	0	0	0	0	544,000

181



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pwsunhpav	Sunset Harbor-Streets Pavement	0	0	0	0	0	0	0	0
pwsunhari	Sunset Harbour Neighborhood Improvemr	0	761,000	1,549,000	0	0	0	1,837,000	4,147,000
rwssunisle	Sunset Islands 3&4 Entryway Improverm	465,599	0	0	0	0	0	0	465,599
rwsuplight	Uplighting-5th Street (Lenox to Ocean Av	508,800	0	0	0	0	0	0	508,800
pwchlight	Washington Ave Cobra Head Lighting	0	40,000	0	0	0	0	0	40,000
rwswashspd	Washington Ave South Pointe Dr Improv	594,675	0	0	0	0	0	0	594,675
rwswestrow	West Avenue/Bay Road Improvements	5,078,269	0	0	18,558,000	0	0	0	23,636,269
		51,271,140	3,917,000	11,790,000	23,748,000	6,710,000	10,629,000	28,275,000	136,340,140
		290,551,542	4,337,000	26,699,000	36,803,000	6,710,000	10,629,000	58,690,000	434,419,542

Transit / Transportation

CIP office

rwnnimap2	Normandy Isles-Marseille Lighting PhII	0	139,000	0	0	0	0	0	139,000
		0	139,000	0	0	0	0	0	139,000

Planning

trnbtownc	North Beach Town Center Complete Stre	272,000	0	0	0	0	0	3,067,000	3,339,000
		272,000	0	0	0	0	0	3,067,000	3,339,000

Property Management

trmbwelmb	Miami Beach Welcome Sign Repair	0	40,000	0	0	0	0	0	40,000
		0	40,000	0	0	0	0	0	40,000

Public Works

lrs16stops	16th St. Operational Improv/Enhancemen	7,658,094	0	0	1,747,000	0	0	0	9,405,094
trcagnmpp2	AGN Master Plan Update - Phase 2	0	180,000	0	0	0	0	0	180,000
enrbaywk2	Baywalk II-10 Street to Southern Bndry	0	0	0	0	0	0	237,000	237,000
enrbaywk3a	Baywalk IIIA - Monad Terr to West Ave	0	0	0	0	0	0	1,696,000	1,696,000
enrbaywm3b	Baywalk IIIB-10 St to North of Floridian	0	0	0	0	0	0	5,427,000	5,427,000
enrbaywalk	Baywalk Phase 1	626,274	0	0	0	0	0	0	626,274
enrbchwalk2	Beachwalk II	4,736,731	0	0	0	0	0	0	4,736,731
pgcbikeprk	Bicycle Parking - Phase I	162,900	0	0	0	0	0	0	162,900
pkcbicpph2	Bicycle Parking Phase II	140,000	0	0	0	0	0	0	140,000
rwcbicpepr	Bicycle Pedestrian Projects Citywide	2,516,131	0	0	0	0	0	0	2,516,131
pwcbusstop	Bus Stop Improvements	116,500	0	0	0	0	0	0	116,500
rwccitywcr	City W Curb Ramp Installation/Maint	196,000	10,000	0	0	0	0	0	206,000
trcwayfind	Citywide Wayfinding Signage System	2,012,481	0	0	0	0	0	0	2,012,481
rwccrosswa	Crosswalks	566,119	0	0	0	0	0	0	566,119
rwccrospii	Crosswalks - Phase II	396,000	0	0	0	0	0	0	396,000
rwccrpsph3	Crosswalks - Phase III	0	100,000	0	0	0	0	0	100,000
trcmbtrani	Miami Beach Trans Improvement Study	150,000	0	0	0	0	0	0	150,000
enmbchwlk1	Middle Beach Rec Corridor Ph I	1,063,553	0	0	0	0	0	0	1,063,553
enmbchwlk2	Middle Beach Rec Corridor Ph II	6,949,037	2,650,000	3,543,000	0	0	0	0	13,142,037
enmbchwlk3	Middle Beach Rec Corridor Ph III	0	0	0	0	0	0	12,094,000	12,094,000
pwcmastph2	Misc Mast Arm Painting FY14	0	100,000	0	0	0	0	0	100,000

182



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2015/16	2016/17	2017/18	Future	Total
pwcmastarm	Miscellaneous Mast Arm Painting	400,000	0	0	0	0	0	0	400,000
ennnbrecce	North Beach Rec Corridor Ext 79th Street	187,700	0	0	0	0	0	0	187,700
nwpedscosi	Pedestrian Countdown Signals Ph I	496,000	0	0	0	0	0	0	496,000
pwpedcsii	Pedestrian Crossing Improvements FY 13	475,000	0	0	0	0	0	0	475,000
pwpedcs14	Pedestrian Crossing Improvements FY 14	0	100,000	0	0	0	0	0	100,000
pwpedcs15	Pedestrian Crossing Improvements FY 15	0	0	100,000	0	0	0	0	100,000
encsunplaz	Sunrise Plaza Pedestrian Connection	347,000	0	0	0	0	0	0	347,000
pwmtra51st	Traffic Calming 51 Street	33,038	0	0	0	0	0	0	33,038
rwctrafcal	Traffic Calming Program	446,962	0	0	0	0	0	0	446,962
		29,675,520	3,140,000	3,643,000	1,747,000	0	0	19,464,000	67,669,520
		29,947,520	3,319,000	3,643,000	1,747,000	0	0	22,521,000	61,177,520

Utilities

Utilities									
OIP Office									
rwubelleou	Belle Isle Outfall Pipes Replacement	484,519	0	0	0	0	0	0	484,519
pwmwatpump	Convert Old Water Pump Station-PW	0	0	0	0	0	0	130,000	130,000
utmindcree	Indian Creek 28th to 41st	2,000,411	0	0	0	0	0	0	2,000,411
utcowrsyst	Upsizing Undr Cap Wste Wtr IC 25-41 St	2,500,000	0	0	0	0	0	0	2,500,000
utcwtrmain	Upsizing Undr Cap Wtr Mn IC 25-41 St	3,135,762	0	0	0	0	0	0	3,135,762
		8,120,692	0	0	0	0	0	130,000	8,250,692

Public Works									
utc20water	20-Inch Water Line Replacement	0	0	2,311,000	0	0	0	0	2,311,000
utn63stwmm	63rd Street 16" Water Main	0	1,400,000	0	0	0	0	0	1,400,000
utnformain	69th to 72nd Str 30-inch Parallel Force	1,453,650	0	0	0	0	0	0	1,453,650
utsbrpstao	Bay Road Pump Station Outfall	318,000	0	0	0	0	0	0	318,000
utsubmain	Citywide Sub- Aqueous Feasibility Study	360,000	0	0	0	0	0	0	360,000
utccollmai	Collins Ave Main: SP Drive-72nd Street	1,400,000	(515,000)	0	0	0	0	0	885,000
utswashspd	Drainage Imp- Washington & So Pointe	405,000	0	0	0	0	0	0	405,000
utmdinb56s	Drainage Improv- North Bay & 56 St	187,292	0	0	0	0	0	0	187,292
utcinipph3	Infiltration & Inflow Program - Phase 3	0	1,000,000	1,700,000	1,700,000	0	0	0	4,400,000
utcinifilf	Infiltration & Inflow Program Phase I	7,700,009	(1,222,000)	0	0	0	0	0	6,478,009
utciniphii	Infiltration & Inflow Program Phase II	839,500	0	0	0	0	0	0	839,500
pwnmidnbft	Middle North Bay Rd Drainage Improv Fu	0	0	0	0	0	0	7,280,000	7,280,000
utcmiscupg	Misc. Wastewater and Water Upgrades	1,000,000	0	0	0	0	0	0	1,000,000
utnnorthsh	No.2: North Shore Neighborhood	0	0	0	0	0	0	0	0
utcpumps11	Pump Station #1	1,000,000	0	0	0	0	0	0	1,000,000
utssunsubq	Sunset & Venetian Island Force Mains	2,869,124	0	0	0	0	0	0	2,869,124
pwmunspsu	Sunset Harbor Pump Station Upgrades	2,437,000	0	0	0	0	0	0	2,437,000
utwtrctvlv	Water System Pressure Control Valve	0	200,000	0	0	0	0	0	200,000
		19,969,576	863,000	4,011,000	1,700,000	0	0	7,280,000	33,823,576
		28,090,267	863,000	4,011,000	1,700,000	0	0	7,410,000	42,074,267

183



CITY OF MIAMI BEACH
2014-2018 CAPITAL IMPROVEMENT PLAN BY PROGRAM

ATTACHMENT B

Page 20 of 20
09/26/2013 15:18.02

PROJECT	PROGRAM	Previous Years	2013/14	2014/15	2016/16	2016/17	2017/18	Future	Total
	Grand Total:	600,916,188	49,858,000	56,789,000	51,259,000	11,035,000	16,460,000	382,258,000	1,168,575,188

184

MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 86 Entitled "Benefits For Members Hired On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

Condensed Title:

A resolution adopting the Fiscal Year (FY) 2013/14 final budgets for Special Revenue funds for Resort Tax; 7th Street Garage Operations; City's Share of the Shortfall Contribution Requirements for the 5th and Alton Parking Garage Operations; Art in Public Places (AiPP); Tourism and Hospitality Scholarship Program; Green/Sustainability Fund, Waste Hauler additional Services and Public Benefit Contribution Fund; Education Compact Fund; Red Light Camera Fund; and Emergency 911 Fund.

Key Intended Outcome Supported:

Ensure expenditure trends are sustainable over the long term; Improve the City's overall financial Health and maintain overall bond rating; Increase Community Satisfaction with City Services

Supporting Data (Surveys, Environmental Scan, etc.): Based on the 2009 community survey, quality of life in the City is rated highly, the City is seen as an 'excellent' or 'good' place to live, work, play or visit, and over ¾'s of residents would recommend it to others as a place to live. Impressively, 31 of the residential tracking questions from 2007 experienced increases in each of the areas measured by an overall average of approximately 7.0%; and 28 of 32 business tracking questions experienced increases measured by an overall average of approximately 8.8%. Relevant findings were: arts and culture was one of services identified that the city should strive not to reduce; and availability of public parking was one of the services identified as key drivers of overall satisfaction levels.

Issue:

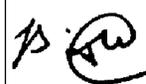
Shall the Mayor and City Commission adopt the attached resolution which adopts the FY 2013/14 final budgets for Special Revenue funds?

Item Summary/Recommendation:

The Resort Tax Fund FY 2013/14 final budget includes funding for administrative expenses, allocation to General Fund for tourist related services, contributions to the GMCVB and VCA, special events, holiday decorations, tourism related economic enhancements, marketing etc. The 7th St. Garage Fund FY 2013/14 final budget includes funding for the operating and debt service expenses of the 7th St. Garage. The 5th and Alton Fund FY 2013/14 final budget includes funding for the operating expenses of the 5th and Alton Garage. The Art in Public Places (AiPP) Fund FY 2013/14 final budget includes funding for the administrative expenses, AiPP projects under \$25k and reserve for AiPP projects. The Tourism and Hospitality Scholarship Program Fund FY 2013/14 final budget includes funding for scholarships for Miami Beach residents or graduates of Miami Beach Senior High School in the food & hospitality industry. The Green/Sustainability Fund FY 2013/14 final budget includes funding for the operating budget for a citywide multi-family residence and commercial establishment recycling program, including a media, education and outreach recycling campaign, as well as the LEED project incentive. The Waste Hauler Additional Services & Public Benefit Fund FY 2013/14 final budget includes funding for sanitation related services. The Education Compact Fund FY 2013/14 final budget includes funding for the IB program & teacher training. The Red Light Camera Fund FY 2013/14 final budget includes funding for red light camera related operating expenses. The E-911 Fund FY 2013/14 final budget includes funding for E-911 related operating expenses.

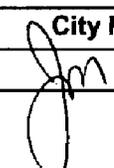
Advisory Board Recommendation:

Financial Information:

Source of Funds:	Amount	Account	Approved	
OBPI 	1	\$59,507,000	Resort Tax	
	2	2,161,000	7 th Street Garage Operations	
	3	602,000	5 th & Alton Garage Operations	
	4	729,000	Art in Public Places	
	5	142,000	Tourism and Hospitality Scholarship Program	
	6	225,000	Green/ Sustainability Fund	
	7	77,000	Waste Hauler Additional Services & Public Benefit Contribution Fund	
	8	111,000	Education Compact Fund	
	9	420,000	Red Light Camera Fund	
	10	489,000	Emergency 911 Fund	
	Total	\$64,463,000		

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		



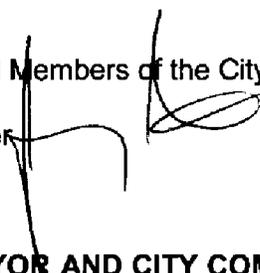


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager 

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING FISCAL YEAR (FY) 2013/14 FINAL BUDGETS FOR SPECIAL REVENUE FUNDS FOR RESORT TAX; THE 7th STREET PARKING GARAGE OPERATIONS; THE 5th AND ALTON PARKING GARAGE OPERATIONS; ART IN PUBLIC PLACES (AIPP), TOURISM AND HOSPITALITY SCHOLARSHIP PROGRAM, GREEN/SUSTAINABILITY FUNDS, WASTE HAULER ADDITIONAL SERVICES AND PUBLIC BENEFIT CONTRIBUTION FUNDS, EDUCATION COMPACT FUNDS, RED LIGHT CAMERA FUNDS, AND EMERGENCY 911 FUNDS.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution

ANALYSIS

The City currently offers certain programs and activities not supported through the general operating budget, but by outside agency grants and self-supporting user fee programs. Funding from these sources will be utilized as follows:

Resort Tax - \$59,507,000

This fund operates for the collection of the special tax levied citywide on food, beverage and room rents used to support tourism related activities. This function, which operates under the direction of the Finance Department and the Office of Internal Audit, is responsible for ensuring that hotels, restaurants, bars and other establishments which serve food and beverages for consumption on its premises, comply with Section 5.03 of the City Charter, as amended, as it related to the reporting, and collection of resort taxes to the City.

An allocation for "operations" provides for all collection and audit expenses associated with administering the Resort Tax function and are charged directly to this Special Revenue Fund. Included in this allocation is funding for seven (7) FTE positions and associated operating support totaling approximately \$1,141,000.

The allocation to the General Fund for Fiscal Year 2013/14 of approximately \$32.97 million pays for tourist related services and costs provided or managed by General Fund Departments. Based on an outside consultant study conducted in 2010 using FY 2007/08 actual costs, it is estimated that there are approximately \$41.7 million in eligible resort tax expenditures in the General Fund, net of South Pointe tourism eligible costs. This funding supports public safety programs including our ocean rescue, police services on Lincoln Road, Ocean Drive/Lummus Park, Collins Avenue, Washington Avenue, ATV officers, Boardwalk security, special traffic enforcement and special event staffing; and fire rescue units in tourist and visitor areas. The funding also supports code compliance services to respond to evening entertainment areas and provides for a portion of the operational costs of the Tourism and Cultural Development.

The Fiscal Year 2013/14 Resort Tax budget also includes an allocation to the Greater Miami Convention and Visitors Bureau (GMCVB) of approximately \$5.3 million, \$1.2 million for debt service, \$2.3 million to the Miami Beach Visitor and Convention Center (VCA), \$173,000 for a local Miami Beach marketing campaign to be augmented with funds from the GMCVB, the VCA, and the Cultural Arts Council (CAC); and including \$75,000 for a grant to the FIU-Wolfsonian over two years to provide a master plan for the Museum site that will be used to access \$10 million in Miami-Dade County General Obligation Bond funding for expanding and revitalizing their facilities on Washington Avenue and Lennox. Further, the 2013/14 Resort Tax Budget maintains funding for tourism-related economic development activities in North Beach that were initiated in FY 2011/12; provides \$230,000 for holiday decoration (an enhancement of \$65,000 from the FY2012/13 budget); funds \$100,000 for the sponsorship fee to help offset marketing and advertising expenses associated with the Ms. USA or equivalent event; funds \$2.8 million for enhancing the outcomes from major events such as Memorial Day, including management, Goodwill Ambassadors, and \$165,000 in Administrative Fees to the General Fund for reimbursement of support provided by General Fund administrative departments.

The proceeds of the additional one percent (1 percent) tax are used as follows. Fifty percent of the amount earned is committed to the payment of a portion of the debt service on the Miami Beach Redevelopment Agency – City Center/Historic Convention Village Bonds. These bonds were used for the development, improvement and construction of certain public areas including a portion of the Cultural Center facilities located within the City Center District.

The remaining fifty percent of the 1 percent tax budget also reflects the approved allocation method for the Quality of Life funding, which includes the 25 percent for the arts, and to fund Quality of Life capital projects in North Beach (25 percent), Middle Beach (25 percent), and South Beach (25 percent), as well as various art and cultural programs or the maintenance and enhancement of Miami Beach's tourist related areas. Please see Attachment "A" for the revenue and expenditure detail budget.

<u>Revenues</u>	
2 percent	\$47,681,000
1 percent	11,097,000
Other Revenues	729,000
Total	\$59,507,000

<u>Expenses</u>	
Administrative Operating including Administrative Fees	\$1,326,000
Allocation to General Fund for Tourist Related Services	32,965,000
Contribution to GMCVB	5,366,000
Contribution to VCA	2,289,000
Marketing	173,000
Special Events/ Goodwill Ambassadors	2,839,000
Holiday Decorations	230,000
Contingency	1,836,000
Transfers to FIU Wolfsonian and Ms. USA or Equivalent Event	175,000
Quality of Life Capital Projects & Cultural Programs	5,548,500
Debt Service	<u>6,759,500</u>
Total	\$59,507,000

7th Street Garage - \$2,161,000

The Parking Department is responsible for the collection of the revenues in this garage which will be used to pay associated operating expenses and debt service. The operating budget is required to cover operating expenses, debt service, and reserve for replacement.

<u>Revenues</u>	
Garage Operations	\$2,161,000
Retained Earnings	<u>0</u>
Total	\$2,161,000

<u>Expenses</u>	
Operating Expenses	\$1,228,000
Debt Service	787,000
Reserve - Renewal & Replacement	<u>146,000</u>
Total	\$2,161,000

5th and Alton Garage - \$602,000

The 5th and Alton Garage a.k.a. "Potamkin Garage" is a joint venture development between the City of Miami Beach (City) and EDENS (Developer) where a condominium has been established wherein the City and Developer contributes 46 percent and 54 percent, respectively, to the operating expenses of the parking garage and also shares profits and losses consistent with the aforementioned distribution. The Parking Department is responsible for the collection of the revenues in this garage. In the event of any shortfall, the City's portion shall be made up by funds from excess revenues in the Parking Fund.

<u>Revenues</u>	
Garage Operations	\$409,752
Transfer from FY 2013/14 Parking Operations Budget	<u>192,248</u>
Total	\$602,000
<u>Expenses</u>	
Operating expenses	\$602,000

Art in Public Places (AiPP) - \$729,000

The Art in Public Places (AiPP) Ordinance (Ordinance No. 95-2985) was adopted in 1995. The ordinance was created to “enhance the aesthetic environment of the City of Miami Beach by including works of art on public property within the City and in City construction projects.” The AiPP Ordinance was amended in May 2004 to clarify the definition of terms for eligible construction projects for funding as well as the policy and procedures for appropriations. The AiPP Guidelines were also adopted by the City Commission at that time.

The AiPP program is funded by 1 ½ percent of all hard costs of City projects, including new construction, additions, and costs for construction of joint private/public projects. The fund is used for the commission or acquisition of works of art; conservation and maintenance of works of art; research and evaluation of works of art; printing and distribution of related materials; and administration. The FY 2013/14 AiPP budget of \$729,000 is funded from capital budget appropriations in the amount of \$729,000.

<u>Revenues</u>	
Capital Budget Appropriations	\$729,000
 <u>Expenses</u>	
Administration	\$151,000
AiPP Projects Under \$25K	53,000
Reserve for AiPP Projects	<u>525,000</u>
Total	\$729,000

Tourism and Hospitality Scholarship Program - \$142,000

The City of Miami Beach Tourism and Hospitality Scholarship Program began in 2003 in partnership with the Greater Miami Convention and Visitors Bureau (GMCVB), SMG and Centerplate. Contributions to the City’s scholarship program were contractually required of the three (3) entities. During the GMCVB’s contract renewal in 2004, the requirement was removed from their contract. In September of 2008, the City replaced SMG with Global Spectrum. Global Spectrum and Centerplate currently partner with the City on this program and contribute \$15,000 and \$20,000 respectively annually. There is also a carry forward balance of \$107,000 available.

The scholarship program is geared toward Miami Beach residents or graduates of Miami Beach Senior High School who are enrolled or are planning to enroll in post-secondary education and have expressed interest in the food and hospitality industry (as demonstrated by coursework and extracurricular activities). Since the inception of the program, \$219,550 has been awarded to more than 44 different Miami Beach students.

<u>Revenue</u>	
Carry forward balance	\$107,000
FY 2013/14 Contribution	<u>\$35,000</u>
Total	\$142,000
 <u>Expenses</u>	
Reserve for FY 2013/14 & Future Scholarships	\$142,000

Green / Sustainability Funds - \$225,000

The Environmental Sustainability fund provides funding for the operating budget for a citywide multi-family residence and commercial establishment recycling program, including an initiation of a media, education and outreach recycling campaign.

<u>Revenues</u>	
Carry forward balance	\$225,000
<u>Expenses</u>	
Recycling/ LEED program expenses	\$225,000

Waste Hauler Additional Services & Public Benefit Funds - \$77,000

Waste Hauler Additional Services and Public Benefit Contribution funds for sanitation related services including monthly "Wasteful Weekends" bulk drop off site expenses and twice yearly hazardous waste drop-off site expenses

<u>Revenues</u>	
Carry forward balance	\$ 77,000
<u>Expenses</u>	
Sanitation-related services	\$ 77,000

Education Compact Funds - \$111,000

The Education Compact fund provides funding for teacher development programs, City's contribution for school agenda books, fees to the International Baccalaureate Organization, and other expenses to fund community education compact events.

<u>Revenues</u>	
Carry forward balance	\$ 111,000
<u>Expenses</u>	
IB Program & Training	\$ 111,000

Red Light Cameras - \$420,000

Since the City's Red Light Camera Photo Enforcement Program went into effect on April 15, 2010 crashes have decreased at the 9 intersections where the cameras have been installed. Due to the previous revisions to State law regulating red light camera photo enforcement, the number of Notice of Violations has been trending downward over the last two (2) years. However, effective July 1, 2013, the most recent change in State law regulating red light camera photo enforcement went into effect, and now requires a

complete stop before making a right turn. Since July 1, 2013, the City has experienced a marked increase in the number of Notice of Violations.

Based on the changes in State law, municipalities with red light camera programs are required to fund local hearing officers for drivers who get violation notices and want to appeal them. The FY 2013/14 expenditure budget includes \$49,000 for a Clerk position and funding for a Special Master. These additional costs are offset by new hearing appeal fee revenues.

<u>Revenues</u>	
Violation Revenue	\$420,000
 <u>Expenses</u>	
Operating Expenses	\$420,000

Emergency 911 Funds - \$489,000

The Emergency 911 funds were previously budgeted in the Citywide (General Fund) accounts. Beginning with the FY 2012/13 budget, the administration has made a policy decision to create a separate fund for the E-911 budget, and remove it from the Citywide Accounts. This will allow for more discrete reconciliation of revenues and expenses.

<u>Revenues</u>	
Landline E-911 Revenue	\$248,000
Cell Phone E-911 Revenue	<u>241,000</u>
Total	\$489,000
 <u>Expenses</u>	
E-911 Operating Expenses	\$489,000

CONCLUSION

The attached Resolution adopting funding for FY 2013/14 budgets from these sources is vital to the continuation of these projects and activities provided by the City.

JLM: KGB/JW



MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service-Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedures"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 69 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired-On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

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Condensed Title:

A Resolution Adopting The Final Budget Of \$1,200,000 From FY 2013/14 People's Transportation Plan (PTP) Funds, And \$87,000 From FY 2013/14 Concurrency Mitigation Funds To Fund The Final Operating Budget For The South Beach Local (SBL); And Further Adopting The Final Budget of \$301,000 From FY 2013/14 PTP Funds For Administrative And Technical Operating Expenditures,

Key Intended Outcome Supported:

Enhance mobility throughout the City.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey, 49% of all respondents reported a willingness to use "local bus circulators" as an alternative to driving.

Issue:

Shall the Mayor and City Commission approve the Resolution?

Item Summary/Recommendation:

Under the provisions of an Interlocal Agreement (ILA), Miami-Dade County (County) has been operating a bi-directional transit circulator service in Miami Beach known as the "South Beach Local" (SBL) since September 25, 2005. The initial SBL ILA expired on October 11, 2010; however, Miami-Dade Transit (MDT) continued to provide service after the expiration of the SBL ILA under the same terms and conditions until the execution of the revised ILA on January 2012. Pursuant to the terms of the current ILA for provision of SBL services, the Administration proposes to appropriate for FY 2013/14, as follows:

\$1,200,000 FY 2013/14 PTP Funds
 \$ 87,000 FY 2013/14 South Beach Concurrency Mitigation Funds
\$1,287,000 FY 2013/14 Miami Beach Share for SBL Service

Up to five percent (5%) of PTP funds received may be budgeted for administrative purposes. An unlimited amount may be budgeted for technical assistance. Administrative and technical operating PTP funding for FY 2013/14 is recommended in the amount of \$301,000.

The total amount of Concurrency Mitigation Funds to be budgeted in FY 2013/14 is \$87,000 for operating expenses associated with the SBL service.

THE ADMINISTRATION RECOMMENDS ADOPTING THE RESOLUTION.

Advisory Board Recommendation:

None.

Financial Information:

Source of Funds:	Amount	Account
1	\$1,200,000	187.8000.312910 (FY 2013/14 PTP)
2	\$ 87,000	158.6217.000335 (CMF/S.Beach)
3	\$ 301,000	187.8000.312910 (FY 2013/14 PTP)
Total	\$1,588,000	

OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Jose R. Gonzalez, Transportation Manager, Ext. 6768

Sign-Offs:

Department Director ETC <i>EC</i>	Assistant City Manager KGB <i>KGB</i>	City Manager JLM <i>JLM</i>
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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

SECOND READING

DATE: September 30, 2013

PUBLIC HEARING

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE FINAL BUDGET OF \$1,200,000 FROM FISCAL YEAR 2013/14 PEOPLE'S TRANSPORTATION PLAN FUNDS AND \$87,000 FROM FISCAL YEAR 2013/14 SOUTH BEACH CONCURRENCY MITIGATION FUNDS, TO FUND THE OPERATING BUDGET FOR THE SOUTH BEACH LOCAL IN MIAMI BEACH; AND FURTHER ADOPTING THE FINAL BUDGET OF \$301,000 FROM FISCAL YEAR 2013/14 PEOPLE'S TRANSPORTATION PLAN FUNDS FOR ADMINISTRATIVE AND TECHNICAL OPERATING EXPENDITURES, AS PART OF THE FIVE PERCENT (5%) ALLOWABLE FOR ADMINISTRATIVE ASSISTANCE AND TECHNICAL ASSISTANCE.**

ADMINISTRATION RECOMMENDATION

This item was approved by City Commission on First Reading on September 11, 2013. The Administration recommends adopting the resolution on Second Reading.

FUNDING

Funding to be budgeted for the FY 2013/14 operating budget for the South Beach Local (SBL) in Miami Beach in the amount of \$1,287,000 as follows: FY 2013/14 People's Transportation Plan (PTP) Funds in the amount of \$1,200,000 and FY 2013/14 South Beach Concurrency Mitigation Funds in the amount of \$87,000. Funding to be budgeted for FY 2013/14 administrative and technical assistance in the amount of \$301,000 from FY 2013/14 PTP Funds.

BACKGROUND

On November 5, 2002, Miami-Dade County voters approved the levying of a one-half of one percent discretionary surtax on transactions occurring in the County that are subject to the state tax imposed on sales. This surtax is known as the Charter County Transportation Surtax. Twenty percent (20%) of the proceeds of this surtax are to be distributed directly to municipalities on a pro-rata basis. These funds are known as People's Transportation Plan (PTP) Funds for use on local transportation and transit projects. The City entered into an Interlocal Agreement with Miami-Dade County on August 13, 2003 in order to receive its pro-rata share of the County's PTP Funds. Pursuant to the Interlocal Agreement, a minimum of 20% of the City's PTP share must be allocated specifically for transit projects. If not used for transit services, the 20% share of PTP funds would need to be returned to the County.

ANALYSIS

South Beach Local Operating Budget

On June 8, 2005, the City Commission adopted Resolution No. 2005-25934, which authorized the execution of an Interlocal Agreement (ILA) with Miami-Dade County for the operation of a bi-directional transit circulator service in Miami Beach to be known as the "South Beach Local" (SBL). The SBL service commenced on September 25, 2005 and replaced both the City's Electrowave Shuttle Service and Miami-Dade Transit's (MDT) Route W, serving the entire South Beach community. Under the terms of the Interlocal Agreement, MDT became the provider of bus shuttle services on South Beach in lieu of the previous provider, the Miami Beach Transportation Management Association.

MDT has provided an expanded level of service at significantly less cost to the City as a result of the City and County combining and coordinating transit resources instead of competing for the same ridership. The partnership with MDT allows the City to comply with the requirement of the PTP Surtax to expend a minimum of 20% of the City's PTP share on transit purposes.

On October 19, 2011, the City Commission adopted Resolution No. 2011-27773 approving a revised Interlocal Agreement between Miami-Dade County and the City for the continued provision of the South Beach Local service operated by MDT. Under the provisions of the current Interlocal Agreement executed on January 2012, Miami-Dade County and the City agreed to the following new terms and conditions:

1. City will maintain the current level of funding contribution of \$1,213,121 for operating assistance in the initial year.
2. MDT will contribute the balance of operating and maintenance funds in the amount of \$1,938,879 in the initial year.
3. MDT will maintain the current headways of 13 minutes during the peak hours and 20 minutes during off-peak times.
4. MDT will continue service to Belle Isle.
5. City's contribution will be adjusted in subsequent fiscal years in accordance with the Miami-Ft. Lauderdale CPI Transportation Index or 3%, whichever is less.
6. Service will terminate at midnight rather than 1:00 AM due to low ridership during that time period.

PTP Administrative and Technical Assistance

Pursuant to Miami-Dade County Code Section 29-124 (Ordinance 02-116), up to five percent (5%) of PTP funds received may be budgeted for administrative assistance (See Attachment A - Ordinance 02-116). An unlimited amount may be budgeted for technical assistance.

Administrative and technical operating expenditures in the amount of \$301,000 to be budgeted with PTP funding are depicted in Attachment B - "FY 2014 PTP Operating Budget".

A percentage of the salaries of the Public Works Transportation Division staff qualify as administrative and technical assistance. Administrative assistance provided by the Transportation Manager includes but is not limited to the following responsibilities: overall management of PTP funding; allocation of PTP funding to the various projects; capital budget preparation; review of all PTP documents; attendance at PTP workshops and meetings at Miami-Dade County; representing City of Miami Beach on transportation boards committees at the state and local level and coordination with various state, county, and local agencies on all

PTP funded projects. Technical assistance provided by the Transportation Manager includes but is not limited to the following responsibilities: overall management of all PTP projects, including the Atlantic Greenway Network Master Plan Update, the City's Transportation Master Plan, and the North-Middle Beach Circulator Project; review of studies, plans, and other documents on all PTP funded projects.

Administrative assistance provided by the Transportation Coordinator includes but is not limited to the following responsibilities: assisting the Transportation Manager with managing PTP funding; preparing all PTP documents including the Five Year PTP Plan, Quarterly Reports, Commission items, internal memos, Letters to the Commission, and correspondence to Miami-Dade County; assisting with Miami-Dade County's audit of PTP funds; tracking all PTP fund expenditures; tracking PTP revenue on a monthly and yearly basis; and preparing reconciliations of PTP funds. Technical assistance provided by the Transportation Coordinator includes but is not limited to the following responsibilities: assisting the Transportation Manager with managing PTP funded projects; reviewing plans and other documents on all PTP funded projects; coordinating with various state, county, and local agencies on all PTP funded projects; and development of design plans for PTP funded projects.

The salary figures and percentages indicated in the Fiscal Year 2014 PTP Operating Budget (Attachment B) are directly in support of the PTP program.

FY 2013/14 PTP and Concurrency Mitigation Fund Budgets

The total projected amount of PTP funds to be budgeted in FY 2013/14 is \$3,230,000, of which \$1,501,000 is for operating expenses (for the South Beach Local and administrative and technical expenses) and \$1,729,000 is for capital projects (to be allocated via a separate Commission Resolution). The total amount of Concurrency Mitigation Funds to be budgeted in FY 2013/14 is \$87,000 for operating expenses associated with the SBL service. These budgets are itemized below:

Total FY 2013/14 PTP Budget:

\$1,200,000 South Beach Local Circulator Operating Expense (To be budgeted via this Resolution)
\$ 301,000 Administrative and Technical Expenses (To be budgeted via this Resolution)
\$1,729,000 Capital Projects (To be budgeted via separate Resolution)
\$3,230,000 Total FY 2013/14 PTP Fund Budget

Total FY 2013/14 Concurrency Mitigation Fund Budget:

\$ 87,000 South Beach Local Circulator Operating Expenses (To be budgeted via this Resolution)
\$ 87,000 Total FY 2013/14 Concurrency Mitigation Fund Budget

CONCLUSION

The Administration recommends that the Mayor and City Commission adopt the Resolution approving the final budget of \$1,200,000 from FY 2013/14 PTP funds and \$87,000 from FY 2013/14 South Beach Concurrency Mitigation Funds to fund the operating budget for the South Beach Local in Miami Beach; and further adopting the final budget of \$301,000 from FY 2013/14 PTP funds for administrative and technical operating expenditures, as part of the five percent (5%) allowable for administrative assistance and technical assistance. The remaining \$1,729,000 in PTP funds would be allocated to Capital Projects via a separate Commission Resolution.

Attachments:

- A. Ordinance 02-116
- B. FY 2014 PTP Operating Budget
- C. Estimated Municipal Transportation Surtax Funds Distribution (Projected for FY 2014)


KGB/ETC/JRG

ARTICLE XVI. ONE HALF OF ONE PERCENT CHARTER COUNTY TRANSIT SYSTEM SALES SURTAX AUTHORIZED BY SECTION 212.055(1) FLORIDA STATUTES (2001)

Sec. 29-121. Sales surtax levied.

There is hereby levied and imposed a one half of one percent discretionary sales surtax authorized by Section 212.055(1), Florida Statutes (2001) on all transactions occurring in Miami-Dade County which transactions are subject to the state tax imposed on sales, use, rentals, admissions and other transactions by Chapter 212, Florida Statutes (2001).

(Ord. No. 02-118, § 1, 7-9-02)

Sec. 29-122. Surtax rate, limitations.

The surtax rate shall be one-half of one percent on the amount of taxable sales and taxable purchases representing such transactions. The limitations, conditions and provisions contained in Section 212.054, Florida Statutes (2001) as the same may be amended and supplemented from time to time are hereby incorporated herein.

(Ord. No. 02-116, § 1, 7-9-02)

Sec. 29-122.1. Exemption from Sales Surtax.

All exemptions applicable to the discretionary sales surtax contained in Chapter 212, Florida Statutes are hereby incorporated herein as the same may be amended and supplemented from time to time including, but not limited to, the following:

1. The sales amount above \$5,000 on any item of tangible personal property shall not be subject to the surtax. However, charges for prepaid calling arrangements, as defined in Section 212.05(1)(e)1.a. Fla. State., shall be subject to the surtax. For purposes of administering the \$5,000 limitation of an item of tangible personal property, if two or more taxable items of tangible personal property are sold to the same purchaser at the same time and, under generally accepted business practice or industry standards or usage, are normally sold in bulk or are items that, when assembled, comprise a working unit or part of a working unit, such items must be considered a single item for purposes of the \$5,000 limitation when supported by a charge ticket, sale slip, invoice, or other tangible evidence of a single sale or rental.

2. The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the sales surtax imposed by this article.

(1) *Exemptions; General Groceries.*

(a) Food products for human consumption are exempt from the sales surtax imposed by this article.

(b) For the purpose of this article, as used in this subsection, the term "food products" means edible commodities, whether processed, cooked, raw, canned, or in any other form, which are generally regarded as food. This includes, but is not limited to, all of the following:

1. Cereals and cereal products, baked goods, oleomargarine, meat and meat products, fish and seafood products, frozen foods and dinners, poultry, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices, salt, sugar and sugar products, milk and dairy products,

and products intended to be mixed with milk.

2. Natural fruit or vegetable juices or their concentrates or reconstituted natural concentrated fruit or vegetable juices, whether frozen or unfrozen, dehydrated, powdered, granulated, sweetened or unsweetened, seasoned with salt or spice, or unseasoned; coffee, coffee substitutes, or cocoa; and tea, unless it is sold in a liquid form.

3. Bakery products sold by bakeries, pastry shops, or like establishments that do not have eating facilities.

(c) The exemption provided by this subsection does not apply:

1. When the food products are sold as meals for consumption on or off the premises of the dealer.

2. When the food products are furnished, prepared, or served for consumption at tables, chairs, or counters or from trays, glasses, dishes, or other tableware, whether provided by the dealer or by a person with whom the dealer contracts to furnish, prepare, or serve food products to others.

3. When the food products are ordinarily sold for immediate consumption on the seller's premises or near a location at which parking facilities are provided primarily for the use of patrons in consuming the products purchased at the location, even though such products are sold on a "take out" or "to go" order and are actually packaged or wrapped and taken from the premises of the dealer.

4. To sandwiches sold ready for immediate consumption on or off the seller's premises.

5. When the food products are sold ready for immediate consumption within a place, the entrance to which is subject to an admission charge.

6. When the food products are sold as hot prepared food products.

7. To soft drinks, which include, but are not limited to, any nonalcoholic beverage, any preparation or beverage commonly referred to as a "soft drink," or any noncarbonated drink made from milk derivatives or tea, when sold in cans or similar containers.

8. To ice cream, frozen yogurt, and similar frozen dairy or nondairy products in cones, small cups, or pints, popsicles, frozen fruit bars, or other novelty items, whether or not sold separately.

9. To food prepared, whether on or off the premises, and sold for immediate consumption. This does not apply to food prepared off the premises and sold in the original sealed container, or the slicing of products into smaller portions.

10. When the food products are sold through a vending machine, pushcart, motor vehicle, or any other form of vehicle.

11. To candy and any similar product regarded as candy or confection, based on its normal use, as indicated on the label or advertising thereof.

12. To bakery products sold by bakeries, pastry shops, or like establishments that have eating facilities, except when sold for consumption off the seller's premises.

13. When food products are served, prepared, or sold in or by restaurants, lunch counters, cafeterias, hotels, taverns, or other like places of business.

(d) As used in this subsection (1), the term:

1. "For consumption off the seller's premises" means that the food or drink

is intended by the customer to be consumed at a place away from the dealer's premises.

2. "For consumption on the seller's premises" means that the food or drink sold may be immediately consumed on the premises where the dealer conducts his or her business. In determining whether an item of food is sold for immediate consumption, there shall be considered the customary consumption practices prevailing at the selling facility.

3. "Premises" shall be construed broadly, and means, but is not limited to, the lobby, aisle, or auditorium of a theater; the seating, aisle, or parking area of an arena, rink, or stadium; or the parking area of a drive-in or outdoor theater. The premises of a caterer with respect to catered meals or beverages shall be the place where such meals or beverages are served.

4. "Hot prepared food products" means those products, items, or components which have been prepared for sale in a heated condition and which are sold at any temperature that is higher than the air temperature of the room or place where they are sold. "Hot prepared food products," for the purposes of this subsection, includes a combination of hot and cold food items or components where a single price has been established for the combination and the food products are sold in such combination, such as a hot meal, a hot specialty dish or serving, or a hot sandwich or hot pizza, including cold components or side items.

(e) 1. Food or drinks not exempt under paragraphs (a), (b), (c), and (d) shall be exempt, notwithstanding those paragraphs, when purchased with food coupons or Special Supplemental Food Program for Women, Infants, and Children vouchers issued under authority of federal law.

2. This paragraph (e) is effective only while federal law prohibits a state's participation in the federal food coupon program or Special Supplemental Food Program for Women, Infants, and Children if there is an official determination that state or local sales taxes are collected within that state on purchases of food or drinks with such coupons.

3. This paragraph (e) shall not apply to any food or drinks on which federal law shall permit sales taxes without penalty, such as termination of the state's participation.

(2) *Exemptions medical.*

(a) There shall be exempt from the sales surtax imposed by this article any medical products and supplies or medicine dispensed according to an individual prescription or prescriptions written by a prescriber authorized by law to prescribe medicinal drugs; hypodermic needles; hypodermic syringes; chemical compounds and test kits used for the diagnosis or treatment of human disease, illness, or injury; and common household remedies recommended and generally sold for internal and external use in the cure, mitigation, treatment, or prevention of illness or disease in human beings, but not including cosmetics or toilet articles, notwithstanding the presence of medicinal ingredients therein, according to a list prescribed and approved by the Department of Health, which list shall be certified to the Department of Revenue from time to time and included in the rules promulgated by the Department of Revenue. There shall also be exempt from the sales surtax imposed by this article artificial eyes and limbs; orthopedic shoes; prescription eyeglasses and items incidental thereto or which become a part thereof; dentures; hearing aids; crutches; prosthetic and orthopedic appliances; and funerals. In addition, any items intended for one-time use which transfer essential optical characteristics to contact lenses shall be exempt from the sales surtax imposed by this article, however, this exemption shall apply only after \$100,000 of the sales surtax imposed by this article on such items has been paid in any calendar year by

a taxpayer who claims the exemption in such year. Funeral directors shall pay tax on all tangible personal property used by them in their business.

(b) For the purposes of this subsection (2):

1. "Prosthetic and orthopedic appliances" means any apparatus, instrument, device, or equipment used to replace or substitute for any missing part of the body, to alleviate the malfunction of any part of the body, or to assist any disabled person in leading a normal life by facilitating such person's mobility. Such apparatus, instrument, device, or equipment shall be exempted according to an individual prescription or prescriptions written by a physician licensed under chapter 458, chapter 459, chapter 460, chapter 461, or chapter 466, Florida Statutes, or according to a list prescribed and approved by the Department of Health, which list shall be certified to the Department of Revenue from time to time and included in the rules promulgated by the Department of Revenue.

2. "Cosmetics" means articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body for cleaning, beautifying, promoting attractiveness, or altering the appearance and also means articles intended for use as a compound of any such articles, including, but not limited to, cold creams, suntan lotions, makeup, and body lotions.

3. "Toilet articles" means any article advertised or held out for sale for grooming purposes and those articles that are customarily used for grooming purposes, regardless of the name by which they may be known, including, but not limited to, soap, toothpaste, hair spray, shaving products, colognes, perfumes, shampoo, deodorant, and mouthwash.

4. "Prescription" includes any order for drugs or medicinal supplies written or transmitted by any means of communication by a duly licensed practitioner authorized by the laws of the state to prescribe such drugs or medicinal supplies and intended to be dispensed by a pharmacist. The term also includes an orally transmitted order by the lawfully designated agent of such practitioner. The term also includes an order written or transmitted by a practitioner licensed to practice in a jurisdiction other than this state, but only if the pharmacist called upon to dispense such order determines, in the exercise of his or her professional judgment, that the order is valid and necessary for the treatment of a chronic or recurrent illness. The term also includes a pharmacist's order for a product selected from the formulary created pursuant to Sec. 465.186 Fla. Stats. A prescription may be retained in written form, or the pharmacist may cause it to be recorded in a data processing system, provided that such order can be produced in printed form upon lawful request.

(c) Chlorine shall not be exempt from the tax imposed by this article when used for the treatment of water in swimming pools.

(d) Lithotripters are exempt.

(e) Human organs are exempt.

(f) Sales of drugs to or by physicians, dentists, veterinarians, and hospitals in connection with medical treatment are exempt.

(g) Medical products and supplies used in the cure, mitigation, alleviation, prevention, or treatment of injury, disease, or incapacity which are temporarily or permanently incorporated into a patient or client by a practitioner of the healing arts licensed in the state are exempt.

(h) The purchase by a veterinarian of commonly recognized substances possessing curative or remedial properties which are ordered and dispensed as

treatment for a diagnosed health disorder by or on the prescription of a duly licensed veterinarian, and which are applied to or consumed by animals for alleviation of pain or the cure or prevention of sickness, disease, or suffering are exempt. Also exempt are the purchase by a veterinarian of antiseptics, absorbent cotton, gauze for bandages, lotions, vitamins, and worm remedies.

(i) X-ray opaques, also known as opaque drugs and radiopaque, such as the various opaque dyes and barium sulphate, when used in connection with medical X rays for treatment of bodies of humans and animals, are exempt.

(j) Parts, special attachments, special lettering, and other like items that are added to or attached to tangible personal property so that a handicapped person can use them are exempt when such items are purchased by a person pursuant to an individual prescription.

(k) This subsection (2) shall be strictly construed and enforced.

(Ord. No. 02-116, § 1, 7-9-02)

Sec. 29-123. Administration, collection and enforcement.

The Florida Department of Revenue shall administer, collect and enforce the surtax levied hereunder pursuant to the procedures specified in Sec. 212.054(4) Fla. Stats. (2001) as the same may be amended or renumbered from time to time.

(Ord. No. 02-116, § 1, 7-9-02)

Sec. 29-124. Special fund created; uses of surtax proceeds; and role of Citizens' Independent Transportation Trust.

The surtax proceeds collected by the State and distributed hereunder shall be deposited in a special fund set aside from other County funds in the custody of the Finance Director of the County. Moneys in the special fund shall be expended for the transportation and transit projects (including operation and maintenance thereof) set forth in Exhibit 1 to this article (including those projects referenced in the ballot question presented to the electors to approve this levy), subject to any amendments thereto made in accordance with the MPO process or made in accordance with the procedures specified in subsection (d) of this Section.

Expenditure of surtax proceeds shall be subject to the following limitations:

(a) Surtax proceeds shall be applied to expand the Golden Passport Program to all persons (regardless of income level who are over the age of 65 or are drawing Social Security benefits, and to provide fare-free public transportation service on Metromover, including extensions.

(b) Surtax proceeds may only be expended for the transportation and transit purposes specified in Section 212.055(1)(d)1--3 Fla. Stats. (2001).

(c) The County shall not expend more than five percent of the County's share of surtax proceeds on administrative costs, exclusive of project management and oversight for projects funded by the surtax.

(d) The County Commission shall not delete or materially change any County project contained in the list attached as Exhibit 1 to this article nor add any project to the list except in accordance with the procedures set forth in this subsection (d). A proposed deletion, material change or addition of a County project shall be initially reviewed by the Citizens' Independent Transportation Trust ("Trust"), which shall forward a recommendation thereon to the County Commission. The County Commission may either accept or reject the Trust's recommendation. If the County Commission rejects the recommendation, the matter shall be referred back to the Trust for its reconsideration and issuance of a reconsidered recommendation to the County Commission. The County Commission may approve, change or reject the Trust's reconsidered recommendation. A two-thirds vote of the Commission membership shall be required to take action other than as contained in the

reconsidered recommendation of the Trust. The foregoing notwithstanding, the list of County projects contained in Exhibit 1 may be changed as a result of the MPO process as mandated by federal and state law.

(e) No surtax proceeds may be used to pay the costs of a contract awarded by action of the County Commission until such action has become final (either by expiration of ten days after such action without veto by the Mayor, or by Commission override of a veto) and either: i) the Trust has approved same; or, ii) in response to the Trust's disapproval, the County Commission re-affirms its award by two-thirds (2/3) vote of the Commission's membership. The bid documents for all County contracts funded in whole or in part with surtax proceeds shall provide that no award shall be effective and no contractual relationship shall arise with the County unless and until approved by the Trust or re-affirmed by the County Commission as provided in this subsection. The foregoing notwithstanding, awards of contracts for services in support of the administration of the Trust or in support of the Trust's oversight function shall not require County Commission or Trust approval, so long as the individual contract amount does not exceed one thousand dollars (\$1,000).

(f) On a quarterly basis, the Executive Director of the CITT shall submit a written report to the Commission, the Mayor and the Manager of all expenditures made pursuant to Section 29-124 herein.

(g) Twenty percent of surtax proceeds shall be distributed annually to those cities existing as of November 5, 2002 that meet the following conditions:

(i) That continue to provide the same level of general fund support for transportation that is in their FY 2001-2002 budget in subsequent Fiscal Years. Any surtax proceeds received shall be applied to supplement, not replace a city's general fund support for transportation;

(ii) That apply 20 percent of any surtax proceeds received to transit uses in the nature of circulator buses, bus shelters, bus pullout bays or other transit-related infrastructure. Any city that cannot apply the 20 percent portion of surtax proceeds it receives as provided in the preceding sentence, may contract with the County for the County to apply such proceeds on a County project that enhances traffic mobility within that city and immediately adjacent areas. If the city cannot expend such proceeds in accordance with either of the preceding sentences, then such proceeds shall carry over and be added to the overall portion of surtax proceeds to be distributed to the cities in the ensuing year and shall be utilized solely for the transit uses enumerated in this subsection (ii); and

(iii) Surtax proceeds distributed amongst the existing cities shall be distributed on a pro rata basis based on the ratio such city's population bears to the total population in all such cities (as adjusted annually in accordance with the Estimates of Population prepared by the Bureau of Economic and Business Research of the University of Florida) annually to those cities that continue to meet the foregoing conditions. For purposes of the foregoing, whenever an annexation occurs in an existing city, the number of persons residing in such annexed area at the time it is annexed shall be excluded from all calculations. Increases in population in areas annexed over and above the population in such area at the time of annexation which occur after annexation shall be included in subsequent years' calculations.

(iv) that do not expend more than 5% of its municipal share of surtax proceeds on administrative costs, exclusive of project management and oversight for projects funded by the surtax. Administrative costs shall be defined as overhead expenses which are not readily attributable to any one particular project funded in whole or in part by transit surtax funds.

(h) Newly incorporated municipalities shall have the right to negotiate with the County for a pro rata share of the sales surtax, taking into consideration the neighborhood and municipal projects identified in Exhibit 1, as amended, within the boundaries of the new municipalities. The preceding sentence shall not affect the twenty (20) percent share provided herein for municipalities existing on November 5, 2002.

(Ord. No. 02-116, § 1, 7-9-02; Ord. No. 06-138, § 1, 9-26-08; Ord. No. 07-58, § 1, 4-24-07)

FY2014 PTP Operating Budget

PTP Administrative Support - Eligible expense NTE 5%	
	FY 2014 Budget
Transportation Coordinator	
Salary (50%)	35,966
Health Ins. (50%)	2,040
Transportation Manager	
Salary (15%)	15,432
Health Ins. (15%)	16
Social Security	1,000
Pensión	16,000
Total - PTP Administrative Support	70,454
PTP Technical Support	
Transportation Coordinator	
Salary (25%)	17,737
Health Ins. (25%)	911
Transportation Manager	
Salary (30%)	30,865
Health Ins. (30%)	33
Social Security	1,000
Pension	16,000
Sub-Total	66,546
Professional Services	164,000
Total - PTP Technical Support	230,546
GRAND TOTAL	301,000

Attachment C

Estimated Municipal Transportation Surtax Funds Distribution

Projected for FY14 **

Amount*
\$ 220,000,000

Jurisdiction	Population Apr-12	% Population ***	20% \$ 44,000,000	20% Transit Share	80% Transportation Share
Aventura	37,239	3.037%	\$1,336,376	267,275	1,069,101
Bal Harbour Village	2,976	0.243%	\$106,798	21,360	85,438
Bay Harbor Islands	5,755	0.469%	\$206,527	41,305	165,221
Biscayne Park	3,099	0.253%	\$111,212	22,242	88,970
Coral Gables	47,885	3.906%	\$1,718,423	343,685	1,374,739
El Portal	2,361	0.193%	\$84,728	16,946	67,782
Florida City	11,850	0.966%	\$425,255	85,051	340,204
Golden Beach	924	-0.075%	\$33,159	6,632	26,527
Hialeah	227,380	18.545%	\$8,159,864	1,631,973	6,527,892
Hialeah Gardens	21,950	1.790%	\$787,708	157,542	630,166
Homestead	63,290	5.162%	\$2,271,254	454,251	1,817,003
Key Biscayne	12,402	1.012%	\$445,064	89,013	356,051
Indian Creek Village	92	0.008%	\$3,302	660	2,641
Medley	858	0.070%	\$30,791	6,158	24,632
Miami	414,700	33.823%	\$14,882,117	2,976,423	11,905,694
Miami Beach	90,097	7.348%	\$3,233,263	646,653	2,586,610
Miami Lakes	29,448	2.402%	\$1,056,785	211,357	845,428
Miami Shores	10,342	0.843%	\$371,138	74,228	296,910
Miami Springs	14,037	1.145%	\$503,738	100,748	402,991
North Bay Village	7,524	0.614%	\$270,010	54,002	216,008
North Miami	59,485	4.852%	\$2,134,706	426,941	1,707,765
North Miami Beach	42,113	3.435%	\$1,511,287	302,257	1,209,029
Opa-Locka	15,610	1.273%	\$560,188	112,038	448,150
Palmetto Bay	23,643	1.928%	\$848,464	169,693	678,771
Pinecrest	18,447	1.505%	\$661,998	132,400	529,598
South Miami	13,576	1.107%	\$487,195	97,439	389,756
Sunny Isles Beach	21,395	1.745%	\$767,791	153,558	614,233
Surfside	5,776	0.471%	\$207,280	41,456	165,824
Sweetwater	13,417	1.094%	\$481,489	96,298	385,191
Virginia Gardens	2,394	0.195%	\$85,912	17,182	68,730
West Miami	6,024	0.491%	\$216,180	43,236	172,944
Total Municipal Participation	1,226,089	100.000%	\$44,000,000	8,800,000	35,200,000
Unincorporated	1,325,166				
Total Miami-Dade	2,551,255				

New Cities	Cutler Bay	Miami Gardens	Doral
Per Capita Amount	\$35.89	\$35.89	\$35.89
Population	41,441	107,147	47,529
Transfer	\$1,487,171	\$3,845,127	\$1,705,648
Total			\$7,037,946

* Estimate based on Projected Collections for FY 2013 with a 3.5% growth for 2014.

** Estimates assume no change in the distribution amount as per CS/CS/HB 1206 and/or changes to Ordinance No. 02-116.

*** Population net of amount annexed.

MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

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Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired-On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

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Condensed Title:

A Resolution adopting the Miami Beach Cultural Arts Council's Fiscal Year 2013/14 budget in the amount of \$1,470,000.

Key Intended Outcome Supported:

Increase community rating of cultural activities.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey two out of three residents (67%) believed the City offered the right amount of cultural activities, while 27% said there were too few. In 2005, 34% of residents thought there were too few cultural activities, and in 2009 the figure decreased to 24%. Residents of North Beach (30%) and South Pointe (31%) were more likely to say there were too few cultural activities.

Item Summary/Recommendation:

The Cultural Arts Council (CAC) 2013/14 Budget is allocated as follows:
Cultural Arts Grant Programs - The CAC's annual grants program represents 48% of their annual budget, which equals \$710,000. A companion item is included in today's agenda that provides additional information on the grants process and the recommended awards.
Marketing - Utilized to promote the City of Miami Beach as the region's preeminent cultural destination and help market the programs of the City's constituent arts groups. This represents 4% of their budget, which equals \$52,000.
Cultural Endowment - The CAC's budget does not include a contribution towards the City's Cultural Endowment for Fiscal Year 2013/14 due to budget constraints.
Administration - Administrative expenses represent 17% or \$250,000 of the CAC's annual for salaries & benefits and 10% or \$154,000 for operating expenses. The operating budget includes an allocation of \$75,000 for a curriculum-based arts education program for City of Miami Beach Schools.
Contingency - A contingency of \$304,000 is being set aside pending final direction from the City Commission regarding use of Quality of Life (QOL) resort tax funds for the North Beach circulator. Currently the QOL funds are split into 4 categories, North Beach, Middle Beach, South Beach and Arts.

The Administration recommends adopting the Resolution on second reading.

Advisory Board Recommendation:

The Cultural Arts Council approved the proposed budget at their meeting on February 7, 2013.

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$1,470,000	140.6080 Cultural Arts Council Fund	
2			
3			
4			
Total	\$1,470,000		



Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Gary Farmer

Sign-Offs:

Department Director	Assistant City Manager	City Manager
MAS	KGB	JLM



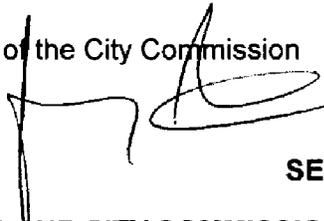


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Matti Bower and Members of the City Commission

FROM: Jimmy L. Morales, City Manager 

DATE: September 30, 2013 **SECOND READING**

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE ADOPTION OF THE MIAMI BEACH CULTURAL ARTS COUNCIL'S FISCAL YEAR 2013/14 FINAL BUDGET IN THE AMOUNT OF \$1,470,000.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution on second reading.

FUNDING

The Cultural Affairs Program is funded by interest earned from the Resort Taxes and Quality of Life funds, Miami Beach Convention Center Capital Fund, and the GMCVB (per contract).

ANALYSIS

The Cultural Arts Council's (CAC) mission is to develop, coordinate, and promote the visual and performing arts in Miami Beach for the enjoyment, education, cultural enrichment, and benefit of residents and visitors. In 1997, the original nine-member volunteer board conducted town meetings with arts groups to evaluate their needs. It then developed a cultural arts master plan identifying programs to assist local arts groups: grants, marketing, facilities, revenue development, and advocacy/planning. The Mayor and City Commission adopted the master plan on June 3, 1998. Since that time the City has awarded in excess of \$10 million in cultural arts grants, supporting thousands of performances, exhibits, and other cultural activities in Miami Beach. The CAC continually evaluates its programs and effectiveness based on comments from its constituent arts groups, advisers, grants panelists, community groups, elected officials, City administrators, and others. The positive economic impact of the City's cultural efforts is evident throughout the community as is its effect on our quality of life.

Quality of Life Revenue

In Fiscal Year 2004/05, the City Commission authorized equally allocating 50% of the 1% Resort Tax to North Beach, Middle Beach, and South Beach, and Tourism & Cultural Development for Cultural Affairs. This commitment of funding for arts and culture provided a new permanent funding source that sustains cultural programming long term.

Cultural Arts Grants

The City Administration is recommending grants to 46 not-for-profit organizations for cultural events in Miami Beach between October 1, 2013 and September 30, 2014. The CAC's recommended annual budget for grants is \$710,000 or approximately 48% of the total CAC budget. Included in this figure is the joint CAC/VCA program for Cultural Tourism grants that support cultural events with documented tourism benefits. The VCA provides \$30,000 and the CAC provides \$30,000 to fund this program. The grant awards range from \$7,011 to \$31,987. A total of \$955,000 was requested by 46 viable grant applicants this year. There is a corresponding item in today's agenda detailing the recommended awards for Fiscal Year 2013/14.

Marketing

This year, the CAC has recommended \$52,000 approximately 4% of its annual budget, to be utilized to promote the City of Miami Beach as the region's preeminent cultural destination. Last year's efforts continued the momentum initially generated by the marketing initiative from FY 2004/05, developed by the CAC's Marketing and Communications Task Force to better promote the arts in our community and market the programs of the City's constituent arts groups. The CAC will use these funds to further cultural marketing efforts for Fiscal Year 2013/14. The successful launch of an interactive "Mbculture.com" website features an extensive cultural calendar and allows the CAC's constituent groups to post advertisements about their events to its 3600 subscribers.

Endowment

From 1998 through 2001 the City contributed \$200,000 towards the CAC's Cultural Endowment, 8% of the CAC's annual budget. In fiscal years 2001/02 and 2002/03, due to a decrease in funding sources, the City contributed \$160,000, 15% of the CAC's annual budget. Due to significant decreases in resort tax revenue and interest income, the City did not contribute to the CAC's Cultural Endowment for 2003/04. However, in fiscal years 2004/05, 2005/06 and 2006/07, the City contributed \$100,000 each year. By the end of Fiscal Year 2006/07 the Cultural Endowment totaled \$1,220,000. Over the last several years however, due to significant decreases in interest income and property tax cuts, the City did not contribute towards the CAC's Cultural Endowment and the City Administration is recommending against a contribution in 2013/14.

Administration & Operating

The CAC's annual budget also includes \$250,000 or 17% for salaries and benefits for two full-time employees. In addition, operating expenses account for 10% of the CAC's annual budget or \$154,000 and include, professional services, operating expenses supporting the CAC's programs, and City internal service charges.

Included in the CAC's operating budget is an allocation of \$75,000 to continue and strengthen curriculum-based arts education programs in City of Miami Beach schools, and after-school arts classes at school, park and youth center locations. The City began contracting for these services in 2005/06, following several years of CAC grant support for these programs. The programs are designed to increase arts and cultural activities for Beach youth and their families at City facilities and within the City schools. An established evaluative process and constant feedback assist the Cultural Affairs Program Staff in monitoring the high quality and continued success of these programs, which receive supplemental funding of \$30,000 from the Tourism & Cultural Development General Fund Budget, bringing the total program costs to \$105,000.

Contingency

A contingency of \$304,000 is being set aside pending final direction from the City Commission regarding use of Quality of Life (QOL) resort tax funds for the North Beach circulator. Currently the QOL funds are split into 4 categories, North Beach, Middle Beach, South Beach and Arts.

CONCLUSION

The Administration recommends the Mayor and City Commission should adopt the Miami Beach Cultural Arts Council's Fiscal Year 2013/14 budget in the amount of \$1,470,000.

JLM/MAS/GF/MH

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MIAMIBEACH

CITY OF MIAMI BEACH

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RESOLUTION TO BE SUBMITTED

Condensed Title:

A Resolution Adopting The Fiscal Year 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

Key Intended Outcome Supported:

Increase Resident and Business ratings of Public Safety.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey conducted by Kerr & Downs Research, the top areas the City should focus resources to improve public safety are as follows: (1) Reduce homelessness (58%); (2) Increase the visibility of Police in neighborhoods (47%); (3) Enforcing Traffic laws (40%); and (4) Improving communications between residents and police (40%).

Issue:

Shall the Mayor and City Commission set the public hearing to adopt the final budget for the Miami Beach Police Department's Special Revenue Account?

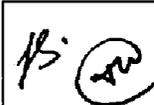
Item Summary/Recommendation:

Unclaimed evidence totaling \$75,000 has been in the custody of the Police Property and Evidence Unit past the sixty (60) day waiting period. These funds have now been placed in the Police Special Revenue Account Fund as provided by Resolution 90-19931, passed on March 7, 1990.

The Administration recommends that the Mayor and City Commission adopt the final budget for the Fiscal Year 2013/14 Police Special Revenue Account in the amount of \$75,000 and appropriate funds.

Advisory Board Recommendation:

Financial Information:

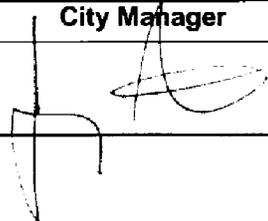
Source of Funds:		Amount	Account	Approved
 OBPI	1	\$ 75,000	Special Revenue Account 195.8000.369993	
	2			
	3			
	4			
	Total	\$ 75,000		

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Mauvett Rattigan, Miami Beach Police Department

Sign-Offs:

Department Director	Assistant City Manager	City Manager
 Raymond Martinez, Chief		





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING THE FISCAL YEAR (FY) 2013/14 POLICE SPECIAL REVENUE ACCOUNT FINAL BUDGET IN THE AMOUNT OF \$75,000 FOR THE PURCHASE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," AND SUCH ACCOUNT FUNDED BY UNCLAIMED EVIDENCE CURRENTLY HELD IN THE POLICE SPECIAL REVENUE ACCOUNT.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Florida Statute 705.105 "Procedure for Unclaimed Evidence" provides that unclaimed evidence in the custody of the court from a criminal proceeding, or seized as evidence by and in the custody of a law enforcement agency, shall become the property of that law enforcement agency 60 days after the conclusion of the proceedings.

In March 1990, a special account was established titled "Police Special Revenue Account" in the Special Revenue Fund. Funds for this account are made available in the Police Property and Evidence Unit, as unclaimed evidence, in accordance with Florida Statute 705.105 outlined above.

Unclaimed evidence totaling \$75,000 has been in the custody of the Police Property and Evidence Unit past the sixty (60) day waiting period. These funds have now been placed in the Police Special Revenue Account Fund, as provided in Resolution 90-19931, passed on March 7, 1990.

CONCLUSION

The Administration recommends that the Mayor and City Commission adopt the Fiscal Year (FY) 2013/14 Police Special Revenue Account final budget in the amount of \$75,000 to provide funds for the purchase of miscellaneous items for the Police Department listed on Exhibit "A".

JLM *DM*
JLM/RM/MO/DM/MR

RESOLUTION NO. _____

A RESOLUTION ADOPTING THE FISCAL YEAR 2013/14 POLICE SPECIAL REVENUE ACCOUNT FINAL BUDGET IN THE AMOUNT OF \$75,000 FOR THE PURCHASE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," AND SUCH ACCOUNT FUNDED BY UNCLAIMED EVIDENCE CURRENTLY HELD IN THE POLICE SPECIAL REVENUE ACCOUNT.

WHEREAS, Section 705.105 of the Florida Statutes, sets forth the procedure for unclaimed evidence, which is seized by, and in the custody of the Miami Beach Police Department, and shall vest permanently in the Miami Beach Police Department sixty (60) days after the conclusion of the proceeding; and

WHEREAS, \$75,000.00 was seized, and has been in the custody of the Miami Beach Police Department Property and Evidence Unit in excess of the statutory period set forth in Section 705.105 of the Florida Statutes; and

WHEREAS, said funds have vested permanently in the Miami Beach Police Department, and have now been placed in the Police Special Revenue Account Fund, as provided by Resolution No. 90-19931, adopted on March 7, 1990.

WHEREAS, the Miami Beach Police Department seeks to purchase those items identified on Exhibit "A."

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission adopt the fiscal year 2013/14 Police Special Revenue Account final budget in the amount of \$75,000 for the purchase of those items set forth in Exhibit "A," and such account funded by unclaimed evidence currently held in the Police Special Revenue Account.

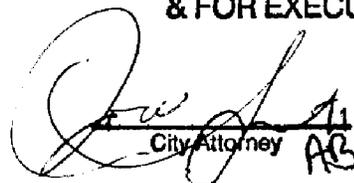
PASSED and ADOPTED this _____ day of September, 2013.

ATTEST BY:

MAYOR MATTI HERRERA BOWER

RAFAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney AB 9/20/13
Date

EXHIBIT "A"

**MIAMI BEACH POLICE DEPARTMENT
SPECIAL REVENUE ACCOUNT
BUDGET
FISCAL YEAR 2013/14**

COMMUNITY ACTIVITIES	\$	50,000
LAW ENFORCEMENT EQUIPMENT AND SUPPLIES	\$	20,000
FACILITIES MAINTENANCE	\$	5,000
TOTAL	\$	75,000

MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

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Condensed Title:

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

Key Intended Outcome Supported:

Increase Resident and Business ratings of Public Safety.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey conducted by Kerr & Downs Research, the top areas the City should focus resources to improve public safety are as follows: (1) Reduce homelessness (58%); (2) Increase the visibility of Police in neighborhoods (47%); (3) Enforcing Traffic laws (40%); and (4) Improving communications between residents and police (40%).

Issue:

Shall the Mayor and City Commission adopt the Fiscal Year 2013/14 Police Confiscation Trust Fund final budget?

Item Summary/Recommendation:

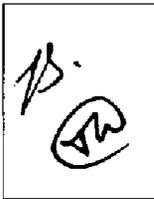
The Chief of Police has reviewed and identified the needs for the appropriation and has established that the expenditures of forfeiture funds are in compliance with Section 932.7055, Florida State Statutes and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.

The Administration recommends that the Mayor and City Commission adopt the Fiscal Year 2013/14 Police Confiscation Trust Fund Final Budget in the amount of \$724,000.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account
 OBPI	1		Confiscation Funds:
	2	\$235,000	607-8000-351210 State funds-Confiscation
	3	\$489,000	603-8000-351211 Federal-Justice funds
	4		
	Total	\$724,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Mauvett Rattigan, Miami Beach Police Department

Sign-Offs:

Department Director	Assistant City Manager	City Manager
 Raymond Martinez, Chief		





COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING THE POLICE CONFISCATION TRUST FUND FINAL BUDGET FOR FISCAL YEAR (FY) 2013/14 IN THE AMOUNT OF \$724,000, TO BE FUNDED FROM STATE CONFISCATED FUNDS IN THE AMOUNT OF \$235,000 AND FEDERAL JUSTICE CONFISCATED FUNDS IN THE AMOUNT OF \$489,000, FOR THE APPROPRIATION AND EXPENDITURE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," WHICH SHALL BE FUNDED THROUGH THE POLICE CONFISCATION TRUST.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

As part of the City's annual budget process, the Finance and Citywide Projects Committee (FCWPC) reviewed and approved the proposed Police Confiscation Trust Fund budget at their July 10, 2013 meeting. Florida Statute 932.7055 provides for expenditures of forfeiture funds for law enforcement purposes. As a matter of policy, confiscation funds are typically utilized for capital purchases or one-time, non-recurring expenses, including specialized equipment, grant matches and organizational training.

The Miami Beach Chief of Police, Raymond Martinez, reviewed and identified the need for the appropriation of these funds and ensured that the expenditures of forfeiture funds are in compliance with Section 932.7055, Florida State Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies. These forfeiture funds have been deposited in the Police Confiscation Trust Fund. In addition, the City has complied with all statutory procedures involved in the transaction of these funds.

As part of the FCWPC meeting, a thorough review of the proposed expenditures for FY 2013/14 was presented. A summary of the FY 2013/14 Confiscation Budget is as follows, and is attached as Exhibit "A":

Federal Funds - \$489,000

- Specialized Technology - Rapid ID Fingerprint System and Ocean Tower Systems (video enhancement)
- Sniper Rifle & Night Scope for SWAT Team
- Golf Carts
- Fixed License Plate Reader (location to be determined)
- Organizational Development Travel
- Special Travel due to off-site tests/evaluations of equipment
- Training
- Laptops
- Reimbursement for purchase of Bullet Proof Vest Purchases per the labor contract with the Fraternal Order of Police (FOP)
- Graffiti eradication through Teen Job Corps
- Police training equipment
- Lifescan Device (fingerprint and background check)

As part of the collective bargaining agreement with the Fraternal Order of Police, the City has committed to reimburse officers for the purchase of bullet proof vests. In past years, along with a confiscation funds, the City offset the reimbursement through a grant from the Department of Justice's Bullet Proof Vest Partnership. Recently, the grant amended its requirements to include a mandatory "must wear" policy in place by applying agencies. Due to this new requirement, the City was unable to apply for the FY 2013/14 funding cycle, as this policy is currently not in place in the Miami Beach Police Department. As such, the reimbursement for this specialized equipment has been included in the expenditure of Federal forfeiture funds.

State Funds – \$235,000

- Crime Prevention Initiatives & School Liaison Projects
- Costs connected with prosecution/processing of forfeitures
- Victim of Crimes Act (VOCA) Grant Match for Victim's Advocate Salary
- Contracting of Latent Print Examiner expertise
- Scooters
- Scholarship Program
- AR Rifle Grant Match
- 15% of State Funds collected in FY 2011/12 to be used for drug abuse treatment, drug and crime prevention education and non-profit community-based programs.

Future Costs Related to Purchases

The purchase of the laptops, golf carts and scooters are all one-time expenditures in FY 2013/14. There are replacement costs associated with the purchases items outlined as part of the FY 2013/14 Confiscation Budget. These costs include \$42,000 for the replacement of fourteen (14) laptops, which will need to be replaced in three (3) years. In addition, there are recurring operating costs for the golf carts and scooters for approximately \$3,200 per year per, which includes fuel and preventive maintenance costs.

CONCLUSION

The Administration recommends that the Mayor and City Commission adopt the Budget for the Fiscal Year 2013/14 Police Confiscation Trust Fund and appropriate funds in the amount of \$724,000 to be funded from the proceeds of State and Federal Confiscation Funds as listed in Exhibit "A".

Ray *DMR*
JLM/RM/MO/DM/MR

RESOLUTION NO. _____

A RESOLUTION ADOPTING THE POLICE CONFISCATION TRUST FUND FINAL BUDGET FOR FISCAL YEAR 2013/14 IN THE AMOUNT OF \$724,000, TO BE FUNDED FROM STATE CONFISCATED FUNDS IN THE AMOUNT OF \$235,000 AND FEDERAL JUSTICE CONFISCATED FUNDS IN THE AMOUNT OF \$489,000, FOR THE APPROPRIATION AND EXPENDITURE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," WHICH SHALL BE FUNDED THROUGH THE POLICE CONFISCATION TRUST.

WHEREAS, Section 932.7055 of the Florida Statutes sets forth the purpose and procedures to be utilized for the appropriation and expenditures of the Police Confiscation Trust Fund; and

WHEREAS, the proceeds and interest earned from the Police Confiscation Trust Fund is authorized to be used for crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes; and

WHEREAS, the Chief of Police is authorized to expend these funds upon request to the City of Miami Beach Commission, and only upon appropriation to the Miami Beach Police Department by the City of Miami Beach Commission; and

WHEREAS, the Chief of Police of the City of Miami Beach has submitted a written certification which states that this request complies with the provisions of Section 932.7055 of the Florida Statutes (written certification attached as Exhibit B), and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies; and

WHEREAS, the Police Confiscation Trust Fund budget for fiscal year 2013/2014 in the amount of \$724,000.00 shall be funded from State Confiscated Funds in the amount of \$235,000.00, and Federal Justice Confiscated Funds in the amount of \$489,000.00, as reflected in the attached Exhibit "A"; and

WHEREAS, funds in the amount of \$724,000.00 are available in the Police Confiscation Trust Fund.

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 adopt the Police Confiscation Trust Fund final budget for fiscal year 2013/14 in the amount of \$724,000, to be funded from State confiscated funds in the amount of \$235,000 and Federal Justice confiscated funds in the amount of \$489,000, for the appropriation and expenditure of those items set forth in Exhibit "A," which shall be funded through the Police Confiscation Trust.

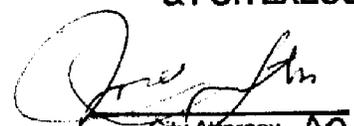
PASSED and ADOPTED this _____ day of September, 2013.

ATTEST BY:

MAYOR MATTI HERRERA BOWER

RAFAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney AB
Date 9/28/13

"EXHIBIT A"
MIAMI BEACH CONFISCATED TRUST FUND BUDGET
FISCAL YEAR 2013/14

FEDERAL CONFISCATION FUNDS-Justice:

ORGANIZATIONAL TRAINING:-

1) ORGANIZATIONAL DEVELOPMENT TRAVEL & OFF-SITE TESTING	\$ 50,000
2) TRAINING SUPPLEMENT TO LETTF	\$ 40,000
Laptop Computers	\$ 85,000
Sniper Rifles & Night Scopes for SWAT Team	\$ 60,000
Rapid ID Fingerprint System	\$ 20,000
Golf carts	\$ 27,000
Computer Tower Ocean Systems (video enhancement)	\$ 9,000
Bulletproof Vest Reimbursement (per FOP contract)	\$ 35,000
Fixed LPR (location to be determined)	\$ 85,000
Graffiti eradication through Teen Job Corp.	\$ 25,000
Lifescan Device (for backgrounds process)	\$ 13,000
Police Training Equipment (Gym)	\$ 40,000
TOTAL OF FEDERAL CONFISCATION FUNDS-Justice:	<u>489,000</u>

"EXHIBIT A CONTINUED"
MIAMI BEACH CONFISCATED TRUST FUND BUDGET
FISCAL YEAR 2013/14

STATE FUNDS:

COST CONNECTED WITH THE PROSECUTION AND PROCESSING OF STATE FORFEITURE CASES	\$ 20,000
CRIME PREVENTION INITIATIVES & SCHOOL LIAISON PROJECTS	\$ 30,000
CRIME SCENE LATENT PRINT EXAMINER SALARY	\$ 72,000
SCHOLARSHIP PROGRAM	\$ 5,000
SCOOTERS	\$ 20,000
AR Rifle Program/initiative- City's match for reimbursement of rifles at \$500.	\$ 15,000
15% of State Funds collected in FY12 to be used for drug abuse treatment, drug and crime prevention education and non-profit community based programs.	\$ 28,000

SUB-TOTAL OF STATE FUNDS	<u>\$ 190,000</u>
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GRANT MATCH:

GRANT SALARY MATCH - Victims Advocate - portion not covered by State Grant (VOCA)	\$ 45,000
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SUB-TOTAL OF STATE FUNDS (Grant Match)	<u>\$ 45,000</u>
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TOTAL OF STATE FUNDS:	<u><u>\$ 235,000</u></u>
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EXHIBIT "B"

CERTIFICATION

I, Raymond Martinez, Chief of Police, City of Miami Beach, do hereby certify that the aforementioned proposed request for expenditures from the City of Miami Beach Police Confiscation Trust Fund, for the 2013/2014 fiscal year providing funds for expenditures, complies with the provisions of Section 932.7055(4)(a), Florida Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.



Raymond Martinez, Chief of Police
Miami Beach Police Department

9/10/13
Date

MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

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5:03 p.m.

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5:03 p.m.

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5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

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5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

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Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired-On Or After September 30, 2013.

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Condensed Title:

A Resolution Adopting The Fiscal Year 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

Key Intended Outcome Supported:

Increase Resident and Business ratings of Public Safety.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey conducted by Kerr & Downs Research, the top areas the City should focus resources to improve public safety are as follows: (1) Reduce homelessness (58%); (2) Increase the visibility of Police in neighborhoods (47%); (3) Enforcing Traffic laws (40%); and (4) Improving communications between residents and police (40%).

Issue:

Shall the Mayor and City Commission setting a public hearing to adopt the final budget for the Police Training and School Resources Fund?

Item Summary/Recommendation:

The Police Training & School Resources Fund provides funds for the education of police personnel at various schools, conferences, and workshops and for the purchase of training/operational supplies in accordance with guidelines established by the Division of Criminal Justice Standards and Training, as provided by Section 938.15, Florida Statutes the source of such funds being court costs from criminal proceedings.

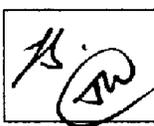
In accordance with Florida Statute, Section 938.15, Criminal Justice Trust Fund, such funds are projected to be received amounting to \$35,000.

The Administration recommends that the Mayor and City Commission adopt the final budget for the Fiscal Year 2013/14 Police Training & School Resources Fund in the amount of \$35,000.

Advisory Board Recommendation:

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$ 35,000	Police Training & School Resources Fund	
2		608-8000-351300	
3			
4			
Total	\$ 35,000		



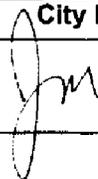
OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Mauvett Rattigan, Miami Beach Police Department

Sign-Offs:

Department Director	Assistant City Manager	City Manager
 Raymond Martinez, Chief		



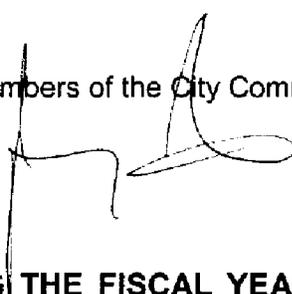


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager 

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING THE FISCAL YEAR (FY) 2013/2014 POLICE TRAINING & SCHOOL RESOURCES FUND FINAL BUDGET IN THE AMOUNT OF \$35,000.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Florida Statute, Section 938.15, entitled "Criminal Justice Education for Local Government", provides for funds to be made available to the law enforcement agency for expenditures related to criminal justice education degree programs and training courses.

The Police Training & School Resources Fund provides funds for the education of police personnel at various schools, conferences, and workshops and for the purchase of training, operational supplies in accordance with guidelines established by the Division of Criminal Justice Standards and Training, as provided by Florida Statute, Section 938.15; the source of such funds being court costs from criminal proceedings.

In accordance with Florida Statute, Section 938.15, entitled "Criminal Justice Education for Local Government, such funds are projected to be received amounting to \$35,000 such funds being court costs from criminal proceedings.

CONCLUSION

The Administration recommends that the Mayor and City Commission adopt Fiscal Year 2013/14 Police Training & School Resources Fund final budget in the amount of \$35,000.


JLM/RM/MO/DM/MR

RESOLUTION No. _____

A RESOLUTION ADOPTING THE FISCAL YEAR 2013/2014 POLICE TRAINING & SCHOOL RESOURCES FUND FINAL BUDGET IN THE AMOUNT OF \$35,000.

WHEREAS, the City of Miami Beach is authorized to assess an additional \$2.00 for expenditures for Criminal Justice Education degree programs and training courses for officers and support personnel of the Miami Beach Police Department pursuant to Section 938.15 of the Florida Statutes; and

WHEREAS, the Police Training and School Resources Fund is currently funded with the assessed criminal justice education expenditures for the City of Miami Beach pursuant to Section 938.15 of the Florida Statutes, in the amount of \$35,000; and

WHEREAS, the City of Miami Beach Police Department intends to utilize the \$35,000 for those purposes as authorized pursuant to Section 938.15 of the Florida Statutes, and the \$35,000 shall be expended from the Police Training and School Resources Fund for education degree programs and training courses of those officers and support personnel of the Miami Beach Police Department.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission adopt the fiscal year 2013/2014 Police Training & School Resources Fund final budget in the amount of \$35,000.

PASSED and ADOPTED this 30th day of September, 2013.

ATTEST BY:

MAYOR MATTI HERRERA BOWER

RAFAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

CITY ATTORNEY 9/20/13
DATE AB

MIAMIBEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

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Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Money For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

Condensed Title:

A RESOLUTION ADOPTING THE SECOND AMENDMENT TO THE FISCAL (FY) 2012/13 GENERAL FUND AND ENTERPRISE FUND BUDGETS

Key Intended Outcome Supported:

Ensure expenditure trends are sustainable over the long term
 Improve the City's overall financial health and maintain overall bond rating
Supporting Data (Surveys, Environmental Scan, etc.):
 N/A

Item Summary/Recommendation:

The budgets for the General Fund and Enterprise Fund budgets for Fiscal Year 2012/13 were approved on September 27, 2012 with the adoption of Resolution No. 2012-28014. The First Amendment was approved on April 17, 2013 with the adoption of Resolution No. 2013-28185.

Overall, there is a preliminary estimated operating budget surplus of \$62,000 (0.2 percent) in the General Fund. The estimates are based on third quarter projections and reflect a significant improvement from second quarter projections which estimated a \$2 million shortfall.

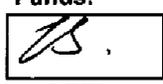
Although the total General fund expenditure is below budget, Florida Statutes require that actual expenditures not exceed budget at the level at which the budget is adopted, which in Miami Beach is at the departmental level. Therefore, a budget amendment is required for departments that are projected to overspend their appropriation. Based on the third quarter analysis, the Police Department, Citywide Accounts and the City Attorney's office need to be amended.

The Police department is projected to be \$1.5 million above budget primarily as a result of \$1.4 million in budgeted employee givebacks that have not been achieved and a projected \$0.6 million over budget in overtime costs. Citywide Accounts is projected to be \$2.3 million above budget primarily due to charges for accumulated leave payout, which are projected to exceed the \$1.9 million budgeted by \$4.1 million, the most significant portion of this was due to an increase in leave used for Fire and Police pension buybacks driven by the 2010 Fire and Police Pension Plan changes that became effective on June 27, 2012. The City Attorney's Office is projected to be \$0.2 million above budget primarily due to charges for outside legal fees, directly related to labor/union negotiations. The additional expenses above budget will be offset by reducing appropriation in other departments in the General Fund that are projected to end the year under budget.

The Convention Center and Sewer Enterprise Funds require a budget amendment. The Convention Center is projected to be over budget by approximately \$1.8 million primarily due to an increase in the number of events, which have offsetting revenue. The Sewer Fund expenses are projected to be over budget by \$0.8 million primarily due to increased sewer treatment expenses, which is offset by higher than budgeted Sewer revenues.

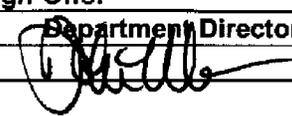
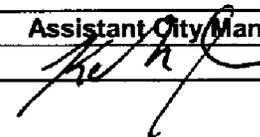
This amendment allows for additional contingency of \$0.9 million, pending the year end closeout reflecting final FY 2012/13 expenditures.

Financial Information:

Source of Funds:	Amount		Account
	FY 2012/13		
 OBPI		\$0	General Fund
		\$2,597,000	Enterprise Funds

Financial Impact Summary:

Sign-Offs:

Department Director 	Assistant City Manager 	City Manager 
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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE SECOND AMENDMENT TO THE FISCAL (FY) 2012/13 GENERAL FUND AND ENTERPRISE FUND BUDGETS**

ADMINISTRATION RECOMMENDATION

Adopt the resolution amending the FY 2012/13 General Fund and Enterprise Fund budgets.

GENERAL FUND ANALYSIS

The Fiscal Year 2012/13 projected actuals as of September 30, 2013 are presented in the following pages. It is important to note that the numbers are based on the third quarter projections and may be adjusted after the Finance Department finalizes all FY 2012/13 expenses. The proposed budget amendment represents the budget amendment required by state law for departments or accounts that exceed their appropriated authority.

In past years, the budget amendment was prepared in November of the next fiscal year. In an effort to provide this information on a more timely basis, the analysis and recommended amendments presented herein are therefore still subject to change. We will continue to refine the estimate and present an update once the year-end close-out process is complete, typically in the March timeframe.

The following comparisons show that, overall, there is a preliminary estimated operating budget surplus of \$62,000 (0.02 percent) in the General Fund and assumes no additional contingency is spent for the remainder of the year. This projection is an improvement from the second quarter projection of a \$2 million shortfall. A detailed analysis of the related projections is outlined in the Third Quarter Letter to Commission.

General Fund	Adopted Budget as amended through April 17, 2013	FY 2012/13 Third Quarter Projection	Budget/ Projected
Revenues	\$ 257,670,000	\$ 256,756,000	\$ (914,000)
Expenditures*	257,670,000	256,694,000	(976,000)
Surplus/(Deficit)	\$ -	\$ 62,000	\$ 62,000

Employee Givebacks

The FY 2012/13 General Fund budget includes nearly \$3 million of General Fund employee givebacks. At the time of budget development, the \$3 million in employee givebacks were allocated across all salary groups proportionate to salaries. Subsequently targets were developed for each salary group proportionate to each group's share of the City's total pension and health costs, since these have been the major cost drivers of personnel costs in recent years. The initial budget assumed merit and step increases for all seven (7) salary groups. However, it was anticipated that a large share of the employee givebacks for FY 2012/13 would be achieved through negotiating merit and step freezes, adherence to the Fair Labor Standards Act (FLSA) for the purposes of calculating overtime, as well as a reduction or elimination of various "extra" pays for those employees covered by the FOP and the IAFF.

The reality is that employees covered by the FOP and the IAFF have not experienced a freeze in their step increases in the last four (4) years, while the American Federation of State, County and Municipal Employees (AFSCME) and the Government Supervisors Association of Florida (GSAF) experienced a freeze on merit increases for two (2) years. Merits for employees covered by GSAF were reinstated effective October 1, 2012 and merits for employees covered by AFSCME have been reinstated effective April 1, 2013; however, the maximum merit increase was reduced from four percent to two percent once reinstated. In comparison, this is the third year of no merit increases for employees covered by the Communication Workers Association (CWA) as it is a "status quo" provision in the CWA collective bargaining agreement. Furthermore, this is the fourth straight year that employees in the "Unclassified" and "Other" salary groups have not received any merit increases. These assumptions are utilized for the projections throughout the remainder of the fiscal year.

The chart below provides a summary of the budgeted employee givebacks by salary group, the target employee givebacks by salary group and the employee givebacks achieved to date. There are no changes in any of the collective bargaining agreements throughout the remainder of the fiscal year.

The Administration has been successful in negotiating some significant changes through the collective bargaining process, totaling \$4,635,000 to the General Fund in FY 2013/14. Implementation of long term pension changes for current and future employees are projected to result in savings of \$5,664,000 to the General Fund (CWA \$120,000, IAFF \$2,152,000 and FOP \$3,392,000). CWA impacts for three percent merit eligibility, eleven percent extension of the salary range for Lifeguard II and Lieutenants, changes to holiday pay and increase of union time bank hour resulting in \$507,000 increase in salaries, and a \$30,000 increase for reinstated shift differential. IAFF impacts for increase on-call supplement for Fire Investigators and PIO's, and increase paramedic recertification pay resulting in an increase in salaries of \$57,000 and increase of \$80,000 in capital and debt for take-home vehicle assignments. FOP impacts for implementation of voluntary annual physical fitness assessment incentive resulting in an increase in benefits of \$355,000.

SALARY GROUP	Target	General Fund Budgeted Givebacks	General Fund Givebacks Achieved – current status	Difference from Budget
AFSCME	\$ 322,000	\$ 119,000	\$ -	\$ (119,000)
CWA	\$ 417,000	\$ 291,000	\$ 183,000	\$ (108,000)
FOP	\$ 1,396,000	\$ 1,342,000	\$ -	\$ (1,342,000)
GSA	\$ 74,000	\$ 32,000	\$ -	\$ (32,000)
IAFF	\$ 900,000	\$ 900,000	\$ -	\$ (900,000)
Unclassified/ Others	\$ 673,000	\$ 499,000	\$ 735,000	\$ 236,000
Total	\$ 3,782,000	\$ 3,183,000	\$ 918,000	\$ (2,285,000)

*CWA includes \$183,000 of givebacks built into the FY2012/13 CSL Budget

GENERAL FUND FY 2012/13 BUDGET AMENDMENT

General Fund Operating Revenues

At this time, we are projecting property tax collections for FY 2012/13 at 99 percent of total budgeted property taxes revenues. The adopted budget includes 95 percent of total property taxes assessed, thereby allowing adjustments for discounts, as well as a level of adjustments due to appeals similar to long-term historical levels. It is important to note that, in the last two (2) years, property tax collections have been significantly below prior year levels due to higher levels of appeals and adjustments. The impact of appeals and adjustments for the FY 2012/13 budget provided by the Miami-Dade County Property Appraiser in July, 2013 reflect a 4.6 percent reduction in property tax values.

Overall revenues are projected to be approximately \$0.9 million above the amended budget. However Building Development Process Fee revenues (Licenses and Permits), are projected to exceed the budget by approximately \$3.2 million (16 percent). This increase is projected to be offset by declines in Interest Earnings, Electricity Franchise and Communications tax revenues, a continuing trend in recent years.

The budgeted included \$1.5 million to be transferred in from the Building department reserve to cover budgeted operating losses in that department. This is not being recommended to be transferred since building revenues are projected to be in excess of operating expenditures.

General Fund Operating Expenditures

Although the total General Fund expenditure is below budget, Florida Statutes require that actual expenditures not exceed budget at the level at which the budget is adopted, which in Miami Beach is at the departmental level. Therefore, a budget amendment is required for departments that are projected to overspend their appropriation. Based on the third quarter analysis, three departments' budgets will need to be amended. Explanations of these variances are provided below, as well as a summary of estimated actual FY 2012/13 revenues and expenditures. The additional expenses above budget will be offset by reducing appropriation in other departments in the General Fund that are projected to end the year under budget.

Police Department – Is projected to be approximately \$1,553,000 or 1.6%, above the amended budget. In addition to the \$1.4 million in budgeted employee givebacks that have not been achieved, and overtime costs projected to be \$663,000 over the FY 2012/13 budget.

	Amended Budget 2012/13 (April Amendment)	Projected	Variance Projected/ Amended Budget
Police			
Expenditures	94,970,000	96,523,000	1,553,000

Citywide Accounts – Is projected to be \$2,270,000 or 5.2% above the amended budget primarily due to charges for accumulated leave payout, which are project to exceed the \$1.9 million budget by \$4.1 million. This issue has been highlighted since the FY 2011/12 year end and is projected in all quarterly projections in FY 2012/13. The most significant portion of this overage was due to an increase in leave used for Fire and Police pension buybacks, primarily driven by the 2010 Fire and Police Pension Plan changes that became effective on June 27, 2012, with the Third District Court of Appeal’s unanimous decision that the collective bargaining process set out in the Public Employee Relations Act is the final word on implementing the collective bargaining rights guaranteed by the Florida Constitution. Included in the negotiated pension changes was the ability for a member to exercise their right to buy back prior creditable service upon vesting (ten years of service) compared to the previous pension benefit that provided the ability for a member to buy back prior creditable service upon twenty years of creditable service with the City.

The 225 members that had ten or more years of creditable pension service time as of September 30, 2010, were notified that they have until September 30, 2013, to exercise their right to purchase these buybacks. As a result, there continues to be an influx of members who are exercising this right and purchasing creditable pension service time following the Third District Court of Appeal’s decision. The members have until September 30, 2013, to elect this option.

	Amended Budget 2012/13 (April Amendment)	Projected	Variance Projected/ Amended Budget
Citywide			
Expenditures	15,364,000	17,634,000	2,270,000

City Attorney’s Office – Is projected to be \$225,000 or 5.2% above the amended budget primarily due to charges for outside legal fees. The Office has experienced higher than budgeted expenses for outside legal fees directly related to labor/union negotiations for the City’s five labor unions whose contracts were up for renewal.

	Amended Budget 2012/13 (April Amendment)	Projected	Variance Projected/ Amended Budget
City Attorney			
Expenditures	4,318,000	4,543,000	225,000

The following table shows General Fund revenue and expenditure projections for FY 2012/13 as of the third quarter.

**CITY OF MIAMI BEACH
FY 2012/13 GENERAL FUND PROJECTIONS
Quarter 3**

	FY 2012/13 Adopted Budget	FY 2012/13 Amended Budget	Actuals as of June 30, 2013	% Actual of FY13 Amended Budget	FY 2012/13 Projection as of Quarter 3	Over/ (Under) Amended Budget As of Quarter 3	% Over/ (Under) Amended Budget
REVENUES							
Ad Valorem Taxes	\$ 102,171,000	\$ 102,171,000	\$ 95,884,935	94%	\$ 101,063,000	(1,118,000)	-1.1%
Ad Valorem Taxes-S Ple Costs	10,296,000	10,296,000	9,696,229	94%	10,183,000	(113,000)	-1.1%
Ad Valorem Cap.Renewal & Replace.	1,850,000	1,850,000	2,154,718	116%	1,829,000	(21,000)	-1.1%
Ad Valorem Taxes-Norm Shores	129,000	129,000	0	0%	127,000	(2,000)	-1.6%
Other Taxes	24,023,000	24,023,000	13,982,633	58%	22,743,000	(1,280,000)	-5.3%
Licenses and Permits	20,033,000	20,033,000	18,814,534	94%	23,276,000	3,245,000	16.2%
Intergovernmental	9,827,000	9,827,000	6,911,978	70%	9,982,000	155,000	1.6%
Charges for Services	4,689,000	4,689,000	3,674,884	78%	4,436,000	(253,000)	-5.4%
Golf Courses	5,979,000	5,979,000	4,703,751	79%	5,773,000	(206,000)	-3.4%
Fines and Forfeits	2,199,000	2,199,000	2,070,034	94%	2,611,000	412,000	18.7%
Interest	2,983,000	2,983,000	2,942,390	99%	2,866,000	(117,000)	-3.9%
Unrealized Gains/ (Losses)- Investment	0	0	(2,860,106)	0%	0	0	0.0%
Rents and Leases	6,464,000	6,464,000	5,914,135	91%	6,772,000	308,000	4.8%
Miscellaneous	11,830,000	11,830,000	5,022,341	42%	11,406,000	(424,000)	-3.6%
Other - Resort Tax contribution	30,965,000	30,965,000	23,636,250	76%	30,965,000	-	0.0%
Other - Non Operating revenues	8,532,000	8,532,000	6,399,276	75%	8,532,000	(0)	0.0%
Reserve-Building Department Ops.	1,500,000	1,500,000	0	0%	0	(1,500,000)	-100.0%
Prior Year-End Carryover	3,400,000	4,790,000	0	0%	4,790,000	-	0.0%
Prior Yr Surplus from Parking Oper Fd	7,200,000	7,200,000	5,400,000	75%	7,200,000	-	0.0%
Prior Yr Set Aside for Pension Credit	2,210,000	2,210,000	0	0%	2,210,000	-	0.0%
TOTAL REVENUES	\$ 256,280,000	\$ 257,670,000	204,347,981	79%	256,756,000	(914,000)	-0.4%
Unrealized Gains/ (Losses)- Investment			2,860,106				
Total Net of Unrealized Gains/ (Losses)	\$ 256,280,000	\$ 257,670,000	207,208,087	80%	256,756,000	(914,000)	-0.4%
EXPENDITURES							
Mayor and Commission	1,648,000	1,648,000	1,181,907	72%	1,621,000	(27,000)	-1.6%
City Manager	2,313,000	2,745,000	2,005,177	73%	2,699,000	(46,000)	-1.7%
Communications	893,000	893,000	581,234	65%	837,000	(56,000)	-6.3%
City Clerk	1,505,000	1,505,000	938,425	62%	1,417,000	(88,000)	-5.8%
Finance	4,426,000	4,426,000	3,196,441	72%	4,183,000	(243,000)	-5.5%
Office of Budget & Perf Improve.	2,160,000	2,160,000	1,231,359	57%	1,762,000	(398,000)	-18.4%
Human Resources/Labor Relations	1,827,000	1,827,000	1,167,349	64%	1,610,000	(217,000)	-11.9%
Procurement	1,063,000	1,068,000	704,744	66%	970,000	(98,000)	-9.2%
City Attorney	4,318,000	4,318,000	3,232,402	75%	4,543,000	225,000	5.2%
Real Estate, Housing & Comm Dev	1,048,000	1,048,000	599,240	57%	791,000	(257,000)	-24.5%
Community Services	460,000	460,000	333,774	73%	458,000	(2,000)	-0.4%
Homeless Services	990,000	990,000	610,898	62%	902,000	(88,000)	-8.9%
Building	10,985,000	11,072,000	7,590,112	69%	10,837,000	(235,000)	-2.1%
Code Compliance	4,647,000	4,647,000	3,230,204	70%	4,333,000	(314,000)	-6.8%
Planning	3,419,000	3,419,000	2,178,380	64%	3,026,000	(393,000)	-11.4%
Tourism & Cultural Development	2,503,000	2,503,000	1,615,759	65%	2,431,000	(72,000)	-2.9%
Parks and Recreation	22,153,000	22,179,000	15,236,762	69%	22,627,000	448,000	2.0%
Golf Courses	6,619,000	6,619,000	4,662,548	70%	6,048,000	(571,000)	-8.6%
Public Works	6,548,000	6,688,000	4,387,649	66%	6,569,000	(119,000)	-1.8%
Capital Improvement Program	4,841,000	4,858,000	2,877,079	59%	4,087,000	(771,000)	-15.9%
Fire	62,242,000	62,263,000	45,275,439	73%	60,784,000	(1,479,000)	-2.4%
Police	94,963,000	94,970,000	73,052,960	77%	96,523,000	1,553,000	1.6%
Citywide Accounts	8,817,535	9,467,535	8,103,057	86%	12,712,000	3,244,292	34.3%
Citywide Acc-Operating Contingency	1,000,000	1,000,000	0	0%	0	(1,000,000)	-100.0%
Citywide Accounts-Normandy Shores Transfer	187,292	187,292	0	0%	213,000	25,708	13.7%
Citywide Accounts-Transfers	2,014,173	2,019,173	79,107	4%	2,019,000	-	0.0%
Reserve-Future Budget Shortfalls	831,000	831,000	0	0%	831,000	0	0.0%
Capital Renewal & Replacement	1,859,000	1,859,000	0	0%	1,859,000	0	0.0%
Reserve - Carryforward Pension Credit Surplus	0	0	0	0%	0	0	0.0%
TOTAL EXPENDITURES	\$ 256,280,000	\$ 257,670,000	184,071,995	71%	256,694,000	(976,000)	-0.4%
EXCESS OF REVENUES OVER/ (UNDER) EXPENDITURES	\$ (0)	\$ 0	23,136,093	0%	62,000	62,000	13.7%

Additional appropriation necessary for the budget amendment will be realigned from other General Fund departments that are projected expend less than the amended budget. The exact amounts of realigned appropriations by department can be found in the accompanying resolution.

ENTERPRISE FUNDS FY 2012/13 BUDGET AMENDMENT

The City accounts for proprietary operations in Enterprise Funds. Convention Center, Parking, Sanitation, Sewer, Stormwater, and Water are in this grouping. As highlighted in the third quarter projections, the Sewer and Convention Center Funds require budget amendments as the FY2012/13 year end expenses are projected to exceed the adopted budgets. Explanations of these variances are provided below, as well as a summary of estimated actual FY 2012/13 revenues and expenditures.

ENTERPRISE FUNDS	Sanitation	Sewer	Stormwater	Water	Parking	Convention Center
Budget Amendment (April 2013)	17,328,000	37,730,000	11,984,000	34,684,000	47,702,000	12,702,000
3/4 of Amended Budget	12,996,000	28,297,500	8,988,000	26,013,000	35,776,500	9,526,500
Expenditures as of 6/30/13	11,245,723	27,005,386	8,433,676	22,027,858	28,767,164	10,026,117
Expenditure Above/(Below) 3/4 of Amended Budget	(1,750,277)	(1,292,114)	(554,324)	(3,985,142)	(7,009,336)	499,617
REVENUES	Sanitation	Sewer	Stormwater	Water	Parking	Convention Center
Projected Revenues						
Charges for Service	\$ 16,453,500	\$ 35,184,000	\$ 11,611,000	\$ 32,820,000	35,898,000	9,619,451
Other	\$ 378,500	\$ 574,000	161,000	\$ 353,000	\$ 11,555,000	5,825,067
Total Projection	\$ 16,832,000	\$ 35,758,000	\$ 11,772,000	\$ 33,173,000	\$ 47,453,000	\$15,444,518
EXPENDITURES						
Projected Expenditures	\$ 16,831,400	\$ 38,535,000	\$ 11,926,000	\$ 29,810,000	\$ 47,453,000	\$14,494,000
Surplus/(Shortfall)	\$ 600	\$ (2,777,000)	\$ (154,000)	\$ 3,363,000	\$ -	\$ 950,518
Projected Rate Stabilization Revenue	\$ -	\$ 2,777,000	\$ 154,000	\$ -	\$ -	\$ -
Surplus/(Shortfall) Net of Budgeted Rate Stabilization	\$ 600	\$ -	\$ -	\$ 3,363,000	\$ -	\$ 950,518
Variance from Expenditure Amended Budget - Over/(Under)	\$ (496,600)	\$ 805,000	\$ (58,000)	\$ (4,874,000)	\$ (249,000)	\$ 1,792,000

Sewer

Projected expenditures are anticipated to exceed the amended budget by \$805,000 due to higher than anticipated sewer treatment costs and a reallocation of debt service expenses from Water to Sewer, based on updated data provided by the Finance department. A budget amendment is necessary to cover the additional \$805,000 in projected expenditures over the amended budget. The required appropriation for the budget amendment will be realigned from fund balance.

Overall, projected revenues are higher than the amended budget due to increased demand that is projected to offset the additional expenditures above budget.

Convention Center

Projected expenditures are anticipated to exceed the amended budget by \$1.8 million due to an increase in the number of events at the Convention Center. A budget amendment is necessary to cover the additional \$1.8 million in projected expenditures over the amended budget. The required appropriation for the budget amendment will be realigned from fund balance.

Overall, projected revenues are higher than the amended budget due to increased events that is projected to result in a surplus of \$0.9 million.

CONCLUSION

It should be noted that these projections are preliminary in nature due to the fact that the City's financial records will not be closed until after the fiscal year is closed and external auditors complete their review. Historically, this occurs in April, with the City's Comprehensive Annual Financial Report (CAFR) For the Year Ended September 30, 2013, usually available in May and the External Auditor's Report available in July.

This amendment allows for additional contingency of \$0.9 million, pending the year end closeout reflecting final FY 2012/13 expenditures. If it is necessary, a resolution further amending the FY 2012/13 budgets will allow the third amendment to the departmental appropriations to be enacted. This action is necessary to comply with Florida Statutes which stipulate that we may not expend more than our appropriations provide.



JLM: KGB/JW



MIAMI BEACH

CITY OF MIAMI BEACH

NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

NOTICE IS HEREBY given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

5:01 p.m.

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

5:01 p.m.

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

5:02 p.m.

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

5:03 p.m.

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

5:03 p.m.

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

5:03 p.m.

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrence Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

5:03 p.m.

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 For The Purchase Of Those Items Set Forth In Exhibit "A," And Such Account Funded By Unclaimed Evidence Currently Held In The Police Special Revenue Account.

5:03 p.m.

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

5:03 p.m.

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

5:03 p.m.

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

5:03 p.m.

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

5:04 p.m.

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

5:04 p.m.

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

5:04 p.m.

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

RESOLUTION TO BE SUBMITTED

Condensed Title:

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

Key Intended Outcome Supported:

Increase Resident and Business ratings of Public Safety.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey conducted by Kerr & Downs Research, the top areas the City should focus resources to improve public safety are as follows: (1) Reduce homelessness (58%); (2) Increase the visibility of Police in neighborhoods (47%); (3) Enforcing Traffic laws (40%); and (4) Improving communications between residents and police (40%).

Issue:

Shall the Mayor and City Commission adopt and appropriate the fourth amendment to the Police Confiscation Trust Fund Budget for Fiscal Year 2012/13?

Item Summary/Recommendation:

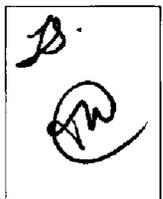
The Chief of Police has reviewed and identified the needs for the appropriation and has established that the expenditures of forfeiture funds are in compliance with Section 932.7055, Florida State Statutes and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.

The Administration recommends that the Mayor and City Commission adopt the fourth amendment to the Police Confiscation Trust Fund Budget for Fiscal Year 2012/13 for the payment of Legal and Administrative Fees in the amount of \$10,000.

Advisory Board Recommendation:

N/A

Financial Information:

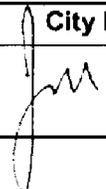
Source of Funds:		Amount	Account
 OBPI	1		Confiscation Funds:
	2	\$10,000	607-8000-351210 State Funds- Confiscation
	3		
	4		
	Total	\$10,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Mauvett Rattigan, Miami Beach Police Department

Sign-Offs:

Department Director	Assistant City Manager	City Manager
 Raymond Martinez, Chief		





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING AND APPROPRIATING THE FOURTH AMENDMENT TO THE POLICE CONFISCATION TRUST BUDGET FOR FISCAL YEAR 2012/2013 IN THE AMOUNT OF \$10,000, TO BE FUNDED FROM THE PROCEEDS OF STATE CONFISCATED FUNDS, FOR THE APPROPRIATION AND EXPENDITURE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," WHICH SHALL BE FUNDED THROUGH THE POLICE CONFISCATION TRUST FUND.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Florida Statute 932.7055 provides for expenditures of forfeiture funds for law enforcement purposes.

The Miami Beach Chief of Police, Raymond Martinez, has reviewed and identified the need for the appropriation and has established that the expenditures of forfeiture funds are in compliance with Section 932.7055, Florida State Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies. These forfeiture funds have been deposited in the Police Confiscation Trust Fund. The City has complied with all statutory procedures involved in the transaction of these funds.

There are legal and administrative costs incurred in the City Attorney's Office in claiming and obtaining these funds. The Confiscation Fund will pay an additional \$10,000 for administrative fees associated with claiming and obtaining State-related confiscated funds, including advertising and court reporting costs.

CONCLUSION

The Administration recommends that the Mayor and City Commission adopt the Fourth Amendment to the Operating Budget for the Police Confiscation Trust Fund for Fiscal Year 2012/13, in the amount of \$10,000 to be funded from the proceeds of State Confiscation Funds as listed in Exhibit "A".

JLM/RM/MO/DM/MR

RESOLUTION NO. _____

A RESOLUTION ADOPTING AND APPROPRIATING THE FOURTH AMENDMENT TO THE POLICE CONFISCATION TRUST BUDGET FOR FISCAL YEAR 2012/2013 IN THE AMOUNT OF \$10,000, TO BE FUNDED FROM THE PROCEEDS OF STATE CONFISCATED FUNDS, FOR THE APPROPRIATION AND EXPENDITURE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," WHICH SHALL BE FUNDED THROUGH THE POLICE CONFISCATION TRUST FUND.

WHEREAS, Section 932.7055 of the Florida Statutes sets forth the purpose and procedures to be utilized for the appropriation and expenditures of the Police Confiscation Trust Fund; and

WHEREAS, the proceeds and interest earned from the Police Confiscation Trust Fund is authorized to be used for crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes; and

WHEREAS, the Chief of Police is authorized to expend these funds upon request to the City of Miami Beach Commission, and only upon appropriation to the Miami Beach Police Department by the City of Miami Beach Commission; and

WHEREAS, the Chief of Police of the City of Miami Beach has submitted a written certification which states that this request complies with the provisions of Section 932.7055 of the Florida Statutes (written certification attached as Exhibit B), and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies; and

WHEREAS, funds in the amount of \$10,000 are available in the Police Confiscation Trust Fund.

	CURRENT BUDGET	INCREASE	AMENDED BUDGET
STATE-	\$ 1,124,300	\$ 10,000	\$1,134,300
FEDERAL-	\$ <u>312,800</u>	\$ _____	<u>\$ 312,800</u>
TOTAL-	\$ 1,437,100	\$ 10,000	\$1,447,100

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, adopting and appropriating the Fourth Amendment to the Police Confiscation Trust Fund budget for fiscal year 2012/2013 in the amount of \$10,000, to be funded from the proceeds of State confiscated funds for the appropriation and expenditure of those items set forth in Exhibit "A," which shall be funded through the Police Confiscation Trust Fund.

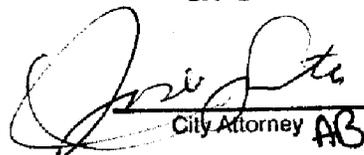
PASSED and ADOPTED this _____ day of September, 2013.

ATTEST BY:

MAYOR MATTI HERRERA BOWER

RAFAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney AB 9/20/13
Date

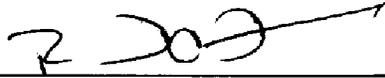
"EXHIBIT A"
MIAMI BEACH CONFISCATED TRUST FUND BUDGET
FOURTH AMENDMENT - FISCAL YEAR 2012/13

STATE CONFISCATION FUNDS	AMOUNT
Cost connected with the prosecution and processing of State Forfeiture Cases	\$ 10,000

EXHIBIT "B"

CERTIFICATION

I, Raymond Martinez, Chief of Police, City of Miami Beach, do hereby certify that the aforementioned proposed request for expenditures from the City of Miami Beach Police Confiscation Trust Fund, for the 2012/2013 fiscal year providing funds for expenditures, complies with the provisions of Section 932.7055(4)(a), Florida Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.



Raymond Martinez, Chief of Police
Miami Beach Police Department

Date

MIAMI BEACH

CITY OF MIAMI BEACH

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An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-16B, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

5:04 p.m.

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired-On Or After September 30, 2013.

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X

Condensed Title:

A Resolution approving the allocation of \$651,000 from FY 2013/14 General Fund account 011.0930 to the Friends of the Bass Museum for the purpose of funding operating expenses at the Museum through September 30, 2014; and further authorizing the City Manager to execute a Letter Agreement with the Friends of the Bass Museum in the amount of \$651,000.

Key Intended Outcome Supported:

Increase community rating of cultural activities.

Supporting Data (Surveys, Environmental Scan, etc.):

The 2012 Community Satisfaction Survey shows six in ten residents (61%) claimed there were enough museums in Miami Beach, yet 34% thought there were too few. In 2009, only 29% of residents thought there were too few museums. Residents in South Beach/Bella Isle (45%) were more likely to think there were too few museums.

Item Summary/Recommendation:

The Bass Museum was established from its inception as a strong public/private partnership through a contractual agreement entered into 45 years ago when the City accepted the gift of the art collection of John and Johanna Bass. This agreement stipulates that the City will maintain the collection in perpetuity, keep it open to the public, and provide basic funding for the maintenance and exhibition of the collection. The agreement further stipulates that the Bass Museum, as an operating entity, should be overseen by a Board of Trustees. In addition to the City and the Board of Trustees, a third entity has existed to promote and further the mission of the Bass Museum of Art: The Friends of the Bass Museum, Inc.

At the June 3, 2009, City Commission Meeting, Resolution No. 2009-27089 was approved, which authorized the transfer of \$137,000 to the Friends of the Bass Museum. Transferring the budget allocations for certain line items began the process of transitioning much of the day-to-day administration and oversight of the Museum to the Friends pending a larger re-vamp of the governing structure of the Museum. This concept was also discussed at the May 5, 2009 Finance and Citywide Projects Committee. The Finance Committee approved the transfer of those operating line item balances and recommended that the Administration come back, as part of the City budget process, for any future allocations. Accordingly, at the September 24, 2009 City Commission Meeting, Resolution No. 2009-27216 was approved, authorizing the allocation of \$512,000 to the Friends of the Bass Museum, to fund certain operating expenses for Fiscal Year 2009-10. Similar allocations were approved in 2010 (Resolution No. 2010-27505; \$536,495), 2011 (Resolution No. 2011-27757; \$623,391.) and 2012 (Resolution No. 2012-28027; \$585,501).

On March 10, 2010, the City Commission adopted Resolution No. 2010-27349 amending the agreement between the City and Dennis Richard. Similar to the September 2012 action, the Administration is seeking authorization to allocate \$651,000 to the Friends of the Bass for salary expenses related to the Museum's Assistant Director, curatorial services, security guard, office associate IV and a building supervisor, as well as other operating expenses. In an effort to ease the future privatization of the Bass Museum, recently-vacated City positions have been filled as employees of the Bass Museum (non-profit entity). As previously stated, the objective is to transition all Bass Museum positions to the Bass over time, which will allow for significant savings to the City in salaries and benefits. In FY 13/14, another vacant position (Registrar) will not be filled by the City and the Bass Museum will assume the responsibility for this position. Of the eight (8) City funded Bass Museum positions, two (2) are currently City employees. The remaining six (6) positions have been filled as employees of the Friends of the Bass Museum and the City has transferred the funding for these positions to the Bass Museum.

Advisory Board Recommendation:

The Finance and Citywide Projects Committee endorsed this concept at the May 5, 2009 meeting.

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$ 651,000	FY 2013/14 General Fund 011.0930	
Total	\$ 651,000		

OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Max Sklar, ext. 6116

Sign-Offs:

Department Director	Assistant City Manager	City Manager
MAS	KGB	JLM

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AN ALLOCATION, IN THE AMOUNT OF \$651,000, FROM FY 2013/14 GENERAL FUND ACCOUNT NO. 011.0930; SAID ALLOCATION TO BE PROVIDED AND UTILIZED BY THE FRIENDS OF THE BASS MUSEUM, INC., FOR THE PURPOSE OF CONTINUING TO FUND AND PROVIDE CERTAIN OPERATING EXPENSES AT THE BASS MUSEUM OF ART, THROUGH SEPTEMBER 30, 2014; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE A NEW LETTER AGREEMENT WITH THE FRIENDS OF THE BASS MUSEUM, INC. MEMORIALIZING THE PARTIES' RESPECTIVE OBLIGATIONS WITH REGARD TO CERTAIN MANAGEMENT AND OPERATION RESPONSIBILITIES OF THE BASS MUSEUM THROUGH SEPTEMBER 30, 2014.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding is available in the FY 13/14 General Fund, Bass Museum of Art Budget.

BACKGROUND

The Bass Museum was established from its inception as a strong public/private partnership through a contractual agreement entered into 49 years ago when the City accepted the gift of the art collection of John and Johanna Bass. This agreement stipulates that the City will "maintain the collection in perpetuity...provide for the exhibition of the collection, keep it open and available to the public," and provide basic funding for the maintenance and exhibition of the collection. The City fulfills this obligation by funding the operational elements of the Museum, and maintaining the building, which is a City asset. The agreement further stipulated that the Bass Museum, as an operating entity, should be overseen by a Board of Trustees with responsibility for Museum policies and procedures, as well as day-to-day management through the staff it employed. The Museum's Executive Director/Chief Curator, for example, is a City employee with full benefits, but is hired by, and answers to, the Board of Trustees.

In addition to the City and the Board of Trustees, a third entity has existed to promote and further the mission of the Bass Museum of Art: The Friends of the Bass Museum, Inc. This private and separate 501(c)3 organization was established in 1978 as the membership and fundraising arm of the Museum. The President of the Friends chairs the Board of Trustees. The Friends' Board of Directors served as advisory to the Trustees, advocated and raised funds for the Museum, and sponsored Museum programs, which included all special exhibitions and educational programs. The Museum's membership, education, development and marketing efforts were realized by employees of the Friends of the Bass Museum. Thus the current Museum staff consists of City employees (both classified and unclassified) and Friends employees, with substantial differences in benefits and pay scales.

ANALYSIS

The Administration began working with the Museum's staff and Boards to streamline the current governance model and to standardize employment practices. The need for a modification of the Museum's governance structure was also identified through a Strategic Planning Process and Peer Review. While the City remains fully committed to the Bass Museum and its success, both the Administration and the Museum felt that the City can continue to fulfill its contractual obligations without having actual City employees working at the Museum, while funding for the Museum may be better allocated if the Museum is able to function independent of certain City processes and contracts. To this end, two recently-vacated City positions at the Bass, the Assistant Director and Curator, have been filled as employees of the Friends. The objective is to transition all Bass Museum positions to the Friends of the Bass over time, which will allow for significant savings to the City in salaries and benefits (especially pension). Additional savings in certain operational line items have also been identified.

At the June 3, 2009, City Commission Meeting, Resolution No. 2009-27089 was approved, which authorized the transfer of \$137,000 to the Friends of the Bass Museum. In addition to providing them with direct oversight and management of these operational issues, this also allows the Friends to pursue potential savings by using non-City contracts for services such as carpet cleaning or for the purchase of office supplies, for example. This action also began the process of transitioning much of the day-to-day administration and oversight to the Friends. This was an important step in moving towards increased simplification of the Museum's governance structure, which has been considered essential for the future well-being of the institution and was included in the Museum's own five-year strategic plan.

This concept was also discussed at the May 5, 2009 Finance and Citywide Projects Committee. The Finance Committee approved the transfer of those operating line item balances and recommended that the Administration come back, as part of the City budget process, for any future allocations. Accordingly, at the September 24, 2009 City Commission Meeting, Resolution No. 2009-27216 was approved, authorizing the allocation of \$512,000 to the Friends of the Bass Museum, to fund certain operating expenses for Fiscal Year 2009-10. Similarly, at the September 20, 2010 Commission meeting, Resolution No. 2010-27505 was approved, allocating \$536,495, on September 27, 2011, Resolution No. 2011-27757 was approved, allocating \$623,391 and on September 27, 2012, Resolution No. 2012-28027 was approved, allocating \$ 585,501.

Concurrent with the above, in August 2009, the Administration, the testamentary representative of the Bass Family, and representatives of the Friends, commenced discussions to begin the process of developing a new governance model for the Museum, which includes an overhaul of the existing by-laws of the Friends, culminating in reconstituting that 501(C)3 nonprofit organization as the Bass Museum of Art, Inc. (which entity will replace the Friends as the new governing entity for the Museum).

On March 10, 2010, the City Commission adopted Resolution No. 2010-27349 amending the agreement between the City and Dennis Alan Richard (as Successor in Interest to John and Johanna Bass). This new Agreement, among other things, replaced both the existing Bass Board of Trustees and the Friends of the Bass Museum, Inc., with the Bass Museum of Art, Inc., a 501(c)3, composed of actual stakeholders (as opposed to the then current Board of Trustees, who maintained their seats by virtue of their contractually designated positions under the 1963 Agreement). The City Manager retained membership on the new governing board, with voting power equivalent to 20% of the membership of the Board, comparable to the City Manager's representation on the previous Board of Trustees. The day-to-day responsibility to ensure the City's contractual obligations to maintain the Collection would be handled by this new governing body through a separate management agreement with the City.

Similar to the September 2009, 2010, 2011 and 2012 actions, the Administration is seeking authorization to allocate \$651,000 to the Friends of the Bass for salary expenses related to the Museum's Assistant Director, curatorial services, security guard, Office Associate IV and a building supervisor. In an effort to ease the future privatization of the Bass Museum, recently-vacated City positions have been filled as employees of the Bass Museum (non-profit entity). As previously stated, the objective is to transition all Bass Museum positions to the Bass over time, which will allow for significant savings to the City in salaries and benefits. In FY 2013/14, another position (Registrar) will become vacant and the Bass Museum will assume responsibility for this position. The proposed allocation reflects the salary for the additional position. Of the eight (8) City funded Bass Museum positions, two (2) are currently City employees. The remaining six (6) positions have been filled as employees of the Friends of the Bass Museum, and the City has transferred the funding for these positions to the Bass Museum.

Additionally, the Administration recommends allocating funds for operating expenses as approved in 2010. The allocation is broken out as follows:

• Salaries and Benefits:	\$304,274
• Professional Services:	\$ 93,343
• Electricity:	\$108,000
• Telephone:	\$ 2,000
• Sanitation:	\$ 900
• Rent/Building/Equipment (art storage):	\$113,184
• Contract Maintenance:	\$ 8,800
• Office Supplies:	\$ 7,000
• Repairs and Maintenance:	\$ 1,000
• Other Operating Expenses:	\$ 10,000
• Dues:	\$ 2,500
TOTAL	\$651,000

Similar to the previous allocation, the Administration also recommends entering into a letter agreement with the Friends delineating the responsibilities the Friends would be required to meet in exchange for the funding. These obligations would be very similar to functions currently carried out jointly between the City and Friends.

CONCLUSION

The Administration recommends approving the transfer of currently-budgeted operating funds from the City to Friends of the Bass Museum, Inc.

/JLMKGB/MAS/gf

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BASS MUSEUM FY 2013/14 BUDGET

		14 Budget	CMB - Proj	FOB - Proj	TOTAL
111	Salaries	\$ 492,274	\$ 193,000	\$ 299,274	\$ 492,274
135	OT	\$ -		\$ -	\$ -
153	Allowances	\$ 6,000	\$ 6,000	\$ -	\$ 6,000
154	Uniforms	\$ -		\$ -	\$ -
159	Pension	\$ 9,000	\$ 9,000	\$ -	\$ 9,000
160	401	\$ -		\$ -	\$ -
161	Retirement	\$ 80,000	\$ 80,000	\$ -	\$ 80,000
162	Health	\$ 14,000	\$ 9,000	\$ 5,000	\$ 14,000
163	Work Comp	\$ 1,000	\$ 1,000	\$ -	\$ 1,000
165	SS	\$ 4,000	\$ 4,000	\$ -	\$ 4,000
166	FICA	\$ -	\$ -	\$ -	\$ -
	<i>Sub Total</i>	\$ 606,274	\$ 302,000	\$ 304,274	\$ 606,274
311	Temp Labor	\$ -			\$ -
312	Pros Svcs	\$ 93,343		\$ 93,343	\$ 93,343
314	Elec	\$ 108,000		\$ 108,000	\$ 108,000
316	Tele	\$ 2,000		\$ 2,000	\$ 2,000
319	Sanitation	\$ 900		\$ 900	\$ 900
323	RBE	\$ 113,184		\$ 113,184	\$ 113,184
325	Cont. Maint	\$ 8,800		\$ 8,800	\$ 8,800
327	Ads	\$ -			\$ -
341	Office Supp	\$ 7,000		\$ 7,000	\$ 7,000
342	Repair/Maint	\$ 1,000		\$ 1,000	\$ 1,000
343	Other Ops	\$ 10,000		\$ 10,000	\$ 10,000
361	Dues	\$ 2,500		\$ 2,500	\$ 2,500
363	Travel	\$ -		\$ -	\$ -
367	Training	\$ -		\$ -	\$ -
	<i>Sub Total</i>	\$ 346,727	\$ -	\$ 346,727	\$ 346,727
501	Cent Svcs	\$ 2,000	\$ 2,000	\$ -	\$ 2,000
502	Prop Mgmt	\$ 88,000	\$ 88,000		\$ 88,000
503	Fleet	\$ 3,000	\$ 3,000	\$ -	\$ 3,000
504	Comm	\$ 62,000	\$ 62,000	\$ -	\$ 62,000
505	Self Ins	\$ 111,000	\$ 111,000	\$ -	\$ 111,000
506	Comp	\$ 69,000	\$ 69,000	\$ -	\$ 69,000
512	Prop/Elec	\$ 14,000	\$ 14,000	\$ -	\$ 14,000
	<i>Sub Total</i>	\$ 349,000	\$ 349,000	\$ -	\$ 349,000
	TOTAL	\$ 1,302,001	\$ 651,000	\$ 651,000	\$ 1,302,001

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AN ALLOCATION, IN THE AMOUNT OF \$651,000, FROM FY 2013/14 GENERAL FUND ACCOUNT NO. 011.0930; SAID ALLOCATION TO BE PROVIDED AND UTILIZED BY THE FRIENDS OF THE BASS MUSEUM, INC., FOR THE PURPOSE OF CONTINUING TO FUND AND PROVIDE CERTAIN OPERATING EXPENSES AT THE BASS MUSEUM OF ART, THROUGH SEPTEMBER 30, 2014; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE A NEW LETTER AGREEMENT WITH THE FRIENDS OF THE BASS MUSEUM, INC., MEMORIALIZING THE PARTIES' RESPECTIVE OBLIGATIONS WITH REGARD TO CERTAIN MANAGEMENT AND OPERATION RESPONSIBILITIES OF THE BASS MUSEUM, THROUGH SEPTEMBER 30, 2014.

WHEREAS, the Bass Museum (Museum) was established from its inception as a strong public/private partnership through a contractual agreement entered into in 1963 between the City and John and Johanna Bass, whereby the City accepted the gift of the art collection of John and Johanna Bass (the Bass Collection), in exchange for making the Bass Collection open and available to the public in a building maintained by the City (the 1963 Agreement and all subsequent amendments thereto is hereinafter referred to as the "1963 Bass Agreement"); and

WHEREAS, the 1963 Bass Agreement, requires the City to maintain the Bass Collection in perpetuity; provide for the exhibition of the Collection; keep it open and available to the public; and provide basic funding for the maintenance and exhibition of the Collection; and

WHEREAS, the City fulfills this obligation by funding the operational elements of the Bass Museum and maintaining the building, which is a City asset; and

WHEREAS, the 1963 Bass Agreement further stipulates that the Bass Museum shall be overseen by a Board of Trustees, who has the responsibility for Museum policies and procedures, as well as day-to-day management through the staff it employs; and

WHEREAS, a third entity exists to promote and further the mission of the Bass Museum, the Friends of the Bass Museum, Inc., which is a 501(c)3, established in 1978 as the membership and fundraising arm of the Museum; and

WHEREAS, since 2008, the Administration has been working closely with the Bass Board of Trustees (Bass Board) and the Friends of Bass Museum, Inc.(Friends) to streamline the current governance model, standardize employment practices, and empower the Museum to fully realize its potential as the City's prominent art institution; and

WHEREAS, on March 10, 2010, the City Commission adopted Resolution No. 2010-27349 which approved an Amended and Restated Bass Museum Agreement between the City and Dennis Alan Richard (as successor in interest to John and Johanna Bass); the Amended and Restated Agreement was intended to replace and supersede the 1963 Bass Agreement; and

WHEREAS, since 2009, the City has approved Resolution Nos. 2009-27089, 2009-27216, 2010-27505, 2011-27757, and 2012-28027, all with corresponding Letter Agreements, whereby the City agreed to appropriate and transfer budgeted operating funds for the Museum, in consideration of the Friends' agreement to undertake certain management and operational responsibility (on behalf of the City) for the Museum; and

WHEREAS, the City and Friends have agreed to execute another Letter Agreement for Fiscal Year (FY) 2013/14, whereby the Friends will to continue to provide certain oversight and management responsibilities relative to the Bass Museum, through September 30, 2014; the Letter Agreement is attached and incorporated as Exhibit "A" hereto.

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 appropriate \$651,000 from FY 2013/14 General Fund Account No. 011.0930; said appropriation to be provided to and utilized by the Friends of the Bass Museum, Inc. for the purpose of continuing to fund and provide certain operating expenses at the Bass Museum of Art, through September 30, 2014; and further authorizing the City Manager to execute a new Letter Agreement with the Friends of the Bass Museum, Inc., memorializing the parties' respective obligations with regard to certain management and operation responsibilities of the Bass Museum, through September 30, 2014.

PASSED and ADOPTED this 30th day of September, 2013.

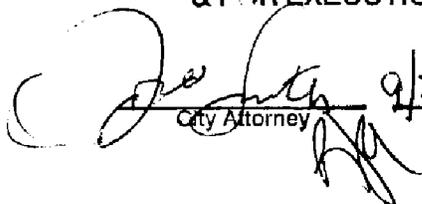
MAYOR

ATTESTED BY:

CITY CLERK

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APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

9/24/13

Date



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

OFFICE OF THE CITY MANAGER
Tel: 305.673.7010, Fax: 305.673.7782

September 30, 2013

George Lindemann, President
Friends of the Bass Museum, Inc., and
The Bass Museum of Art, Chairperson
2121 Park Avenue
Miami Beach, Florida 33139

Re: Agreement between the City of Miami Beach, Florida (City) and the Friends of the Bass Museum, Inc. (Friends) for the Continued Management and Operation of the Bass Museum of Art from October 1, 2013 to September 30, 2014

Dear Mr. Lindemann:

The foregoing Letter Agreement shall confirm the understanding between the City and the Friends, with regard to the Friends' continuing to provide certain management and operational responsibilities at the Bass Museum of Art, located at 2121 Park Avenue, Miami Beach, Florida (hereinafter the Bass Museum or the Museum), for a term commencing on October 1, 2013 (Commencement Date), and terminating on September 30, 2014 (the Term).

Throughout the Term, the Friends agree to provide the following services in support of the ongoing management and operation of the Bass Museum (hereinafter, such services are collectively referred to as the Services):

- Administer, operate, and maintain the John and Johanna Bass Collection (the Collection), as contemplated pursuant to the terms and conditions of that certain agreement between the City and John and Johanna Bass, dated July 8, 1963, as amended and restated on March 10, 2010, and approval pursuant to the July 8, 1963 agreement between the City and John and Johanna Bass, and the March 10, 2010 amended and restated agreement between the City and Dennis Alan Richard (as Successor in Interest to John and Johanna Bass, as well as any amendments thereto, is hereinafter referred to as the Bass Agreement)..
- Develop and implement exhibitions, programs, and activities which support and promote the goals and priorities agreed upon by the City and the Friends (including, without limitation, those which are consistent with and continue to further the purposes set forth in the Bass Agreement).

- Provide certain day-to-day administrative services in support of the Collection, as well as any and all other art work(s) in the Museum, and the aforesated activities, to ensure that the Museum continues to be operated, managed, and maintained in a first-class manner, consistent with similar world-class public museums of comparable size and budget to the Bass Museum and including, without limitation, acquisition of services, equipment, and supplies; day-to-day housekeeping and maintenance; record-keeping; collections and billings; and similar services.

The Friends represents to City that, prior to the commencement of the Term, its authorized representatives have inspected the Bass Museum building; accordingly, the Friends hereby accept the facility **'AS IS, WHERE IS, AND WITH ALL FAULTS'** existing as of the Commencement Date.

In the event that any claim or controversy arises with respect to the Agreement, the Friends and the City hereby knowingly and voluntarily waive their rights to assert any argument or defense alleging inadequate or insufficient consideration.

Attached as Exhibit "A" hereto is the Museum's Operating Budget for the Term (the Operating Budget or Budget), which the City and Friends have mutually reviewed and approved. The City and Friends hereby agree and acknowledge that said Budget is adequate for the provision of the Services. The Friends shall not exceed the Operating Budget, which has been established at \$ 651,000.

The Friends shall use best efforts to undertake, deliver and perform the Services, in accordance with, and in the amount provided by, the Operating Budget. The Friends agree to notify the City Manager within ten (10) days of any significant change or variance in the bottom line numbers in the Operating Budget, and any material increase in any identified cost(s) and/or expense(s) from that/those provided for in the Operating Budget. Notwithstanding the preceding, or anything contained in this Agreement, the Friends shall not exceed, commit, or contract to expend any sum in excess of the aggregate amount allowed in the Operating Budget without first obtaining the prior written consent of the City Manager, which consent, if granted at all, shall be in the Manager's sole and reasonable judgment and discretion.

The Friends shall pay all items of expense related to the Services (and subject to the amount indicated in the approved Operating Budget) from JP Morgan (General Operating Account) #849186630. In addition to payment of any operating expenses related to the provision of the Services, any and all revenues generated by the Friends' (pursuant to the duties set forth herein) shall also be deposited into this account. Deposits and/or withdrawals must be prepared by the Assistant Director and confirmed by the Executive Director. All checks exceeding five thousand dollars (\$5,000) require two signatures. Authorized signatories on the account are as follows:

- Executive Director;
- President of the Board;

- Vice-President of the Board;
- Secretary of the Board.

The Friends agree to keep and maintain an office in the Museum devoted exclusively to its performance/provision of the Services. The Friends shall keep and maintain all records related to, and in support of, the Services at such office. Any financial records shall be maintained in accordance with generally accepted accounting principles. The City Manager or his authorized designees shall have the right, at any time during the Term, to audit and inspect any and all Friends' records, upon reasonable written or verbal notice to the Friends, and during the Museum's normal hours of operation.

The City and the Friends shall each appoint a contract administrator who shall monitor the parties' compliance with the terms of this Agreement and, in the case of the Friends, who shall serve as the point person for the City with regard to the Services. Unless otherwise notified, the contract administrators for each party are as follows:

For the City:

Gary Farmer, Cultural Affairs Program Manager
Tourism and Cultural Development Department
City of Miami Beach
1755 Meridian Avenue
Miami Beach, Florida 33139
305-673-7577

For the Friends:

Silvia Karman Cubina
Executive Director/Chief Curator
Friends of the Bass Museum
2121 Park Avenue
Miami Beach, Florida 33139
305-673-7530

The Friends agree to defend, indemnify and hold harmless the City, and its officials, directors, officers, employees, agents, contractors, servants, successors and assigns against any claims, causes of actions, costs, expenses, (including reasonable attorney's fees) liabilities, or damages arising out of or in connection with any negligent act or omission, or intentional misconduct on the part of the Friends or any of its officials, directors, officers, employees, agents, contractors, servants, successors and assigns, in the performance of its obligations under this Agreement and/or from the Services.

Additionally, and notwithstanding the indemnification/hold harmless obligations in the preceding paragraph, or any other term or condition of this Agreement, the Friends shall defend, indemnify and hold harmless the City, its officials, directors, officers, employees, agents, contractors, servants, successors and assigns, against any claims, causes of actions, costs, expenses (including reasonable attorney's fees), liabilities, or damages arising out of or in connection with any claim, controversy or cause of action brought against the City of Miami Beach (and including its officers, employees, agents, and contractors) alleging any breach by the City of the Bass Agreement as a result of

the execution of this letter agreement between the City and Friends.

The indemnification and hold harmless requirements in the two preceding paragraphs shall survive the termination or expiration of this Agreement.

Notwithstanding this indemnification, and as a further condition, the Friends shall, at its sole cost and expense, maintain in full force and effect throughout the Term of the Agreement following insurance:

Commercial General Liability Insurance, on an occurrence form, in the amount of Two Million (\$2,000,000) Dollars, per occurrence, for bodily injury, death, property damage, and personal injury. This policy must name the City of Miami Beach, Florida, as additional insured.

Workers' Compensation and Employers' Liability coverage, in accordance with Florida statutory requirements.

All-Risks property and casualty insurance, written at a minimum of 80% of replacement cost value and with replacement cost endorsement, covering all of Friends' personal property in the Museum and all improvements installed in the Museum by or on behalf of the Friends.

The Friends shall provide proof of the aforesated coverages to the City Manager, within thirty (30) days of execution of this Letter Agreement. It is understood and agreed that any coverage provided by the Friends is primary to any insurance or self-insurance program the City has for the Museum, and that there shall be no right of recovery or subrogation against the City. All policies must be issued by companies authorized to do business in the State of Florida and assigned a rating of B+VI or better, per Best's Key Rating Guide, latest edition.

This Letter Agreement may be terminated by the City Manager, for cause, in the event of a breach by the Friends' of any term(s) and/or condition(s) set forth herein and the Friends' failure to satisfactorily cure same within seven (7) days of written notice of such breach by the City Manager or his designee; or by either party, for convenience (and without cause), upon fifteen (15) days prior written notice to the other party.

All written notices and communications required or permitted hereunder may be delivered personally to the representatives of the Friends and the City listed below or may be mailed by registered mail, postage prepaid (or airmailed if addressed to an address outside of the city of dispatch).

Until changed by notice in writing, all such notices and communications shall be addressed as follows:

TO FRIENDS:

Friends of the Bass Museum, Inc.
Attn: George Lindemann
President
2121 Park Avenue
Miami Beach, Florida 33139
(305) 673-7530

TO CITY:

City of Miami Beach
Attn: Max Sklar
Cultural Arts & Tourism Dev. Director
1700 Convention Center Drive
Miami Beach, Florida 33139
(305) 673-7000, Ext. 6116

Notices hereunder shall be effective: If delivered personally, on delivery; if mailed to an address in the city of dispatch, on the day following the date mailed; and if mailed to an address outside the city of dispatch on the seventh day following the date mailed.

This Agreement shall be governed by, and construed in accordance with, the laws of the State of Florida, both substantive and remedial, without regard to principles of conflict of laws. The exclusive venue for any litigation arising out of this Agreement shall be Miami-Dade County, Florida, if in state court, and the U.S. District Court, Southern District of Florida, if in federal court. BY ENTERING INTO THIS AGREEMENT, CITY AND FRIENDS EXPRESSLY WAIVE ANY RIGHTS EITHER PARTY MAY HAVE TO A TRIAL BY JURY OF ANY CIVIL LITIGATION RELATED TO, OR ARISING OUT OF, THIS AGREEMENT.

The Friends hereby represents, warrants and covenants to the City:

- (i) that it has the full legal right, power and authority to enter into this Agreement and to grant the rights and perform the obligations herein, and that no third party consent or approval is required to grant such rights or perform such obligations hereunder;
- (ii) that this Agreement has been duly executed and delivered by the President of the Friends, and attested to by the Secretary, and constitutes a valid and binding obligation of the Friends, enforceable in accordance with its terms; and
- (iii) that the Friends will comply with all laws applicable to its management of the Museum, as set forth in this Agreement; provided that the Friends will not be required to undertake any compliance activity, or have any liability under this Agreement, if such activity requires any capital expenditure beyond the approved Operating Budget.

Neither party may assign this Agreement.

Neither this Agreement, nor any of its terms, may be changed, modified, waived, or terminated except by an instrument in writing, signed by an authorized representative, which shall be the City Manager (on behalf of the City), and the President of the Friends (on behalf of the Friends).

The City and Friends acknowledge and agree that they are not joint venturers, partners, or joint owners with respect of the Bass Museum and/or with respect to this Agreement and/or the Services. Nothing contained in this Agreement shall be construed as creating a partnership, joint venture or similar relationship between the City and the Friends. Any employees at the Bass Museum who are City of Miami Beach employees shall continue to remain City employees throughout the Term (unless otherwise terminated by the City), and shall remain under the supervision, direction and control of the City. Additionally, for purposes of this Agreement (or otherwise) no officer, director, employee, agent, or contractor of the Friends shall be deemed to be an agent or employee of the City, and shall not attain any rights or benefits under the Civil Service or Pension Ordinance of the City, or any right generally afforded Classified or Unclassified employees' or be deemed entitled to Florida Worker's Compensation benefits as an employee of the City, or accumulation of sick or annual leave.

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Attest:

CITY OF MIAMI BEACH, FLORIDA

City Clerk

Jimmy L. Morales, City Manager

Date

Attest:

FRIENDS OF THE BASS MUSEUM, INC.

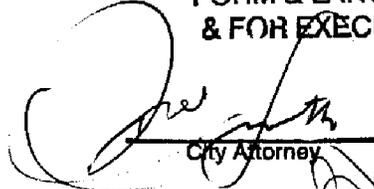
Secretary

George Lindemann, President

Date

T:\AGENDA\2013\September 30\Bass Letter Agreement _sept 2013.doc

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

9/24/13
Date

Condensed Title:

A resolution adopting and approving the Miami Beach Visitor and Convention Authority (MBVCA) FY 2013/2014 budget in the amount of \$2,664,000.

Key Intended Outcome Supported:

Maximize Miami Beach as a destination brand.

Increase community ratings of cultural and tourism related activities.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Survey, around two out of three businesses felt the number of restaurants and nightclubs was about right, while 60% of businesses thought there were too few museums (61% of residents thought the City had the right number of museums). Businesses' positive ratings for City's management of special events were down considerably from 74% in 2009 to 59% in 2012. Despite this result, the percentage of businesses that thought the City held the right number of major events increased from 50% in 2009 to 66% in 2012. Residents in 2012 reported visiting various venues and cultural activities more frequently in 2012 than in 2009. The typical resident ate in restaurants 77 times in the past year, went to the beach 67 times and visited City parks and recreational areas 58 times. Conversely, the typical resident went to museums and nightclubs only eight times in the past year.

Issue:

Shall the Mayor and Commission approve the Miami Beach Visitor and Convention Authority (MBVCA) FY 2013/2014 budget in the amount of \$2,664,000.

Item Summary/Recommendation:

This budget allows the MBVCA to continue its mission to support, maintain and develop quality programs, by strategically focusing its investments which generate, satisfy and enhance the year-round tourist attractiveness of Miami Beach. The MBVCA's budget funds programs and special events designed to promote the destination.

The MBVCA is committed to a careful, long-term plan for allocation of resources to build the uniqueness of Miami Beach as one of the world's greatest communities and tourist destinations.

Advisory Board Recommendation:

The Miami Beach Visitor and Convention Authority (MBVCA) board unanimously approved the FY 2013/2014 budget during its' August 7, 2013 board meeting.

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$2,289,000	2% Resort Tax Revenue	
2	\$200,000	Rollover from FY 2011/12 year	
3	\$175,000	Unrestricted Reserve	
4			
Total	\$2,664,000		

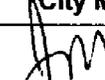
OBPI

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Grisette Roque Marcos

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

T:\AGENDA\2012\9-27-12\VCA Budget Comm Summary.doc



MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE MIAMI BEACH VISITOR AND CONVENTION AUTHORITY (MBVCA) FY 2013/2014 BUDGET IN THE AMOUNT OF \$2,664,000.**

ADMINISTRATION RECOMMENDATION

Adopt the Budget

ANALYSIS

BACKGROUND

The Miami Beach Visitor and Convention Authority (MBVCA) was created and exists pursuant to Chapter 67-930 of the Laws of Florida and Sections 102-246 through, and including 102-254 of the Code of the City of Miami Beach (CMB).

According to Sec. 102-251, the MBVCA is to take "all necessary and proper action to promote the tourist industry for the city, including but not restricted to causing expert studies to be made, promotional programs, the recommendations and development of tourist attractions and facilities within the city, and to carry out programs of information, special events, convention sales and marketing, advertising designed to attract tourists, visitors and other interested persons." The MBVCA also has the duty of making all necessary rules and regulations for the efficient operations of the authority.

The MBVCA is a seven-member authority. Each member is appointed by the City of Miami Beach Commission, with the goal of encouraging, developing and promoting the image of Miami Beach locally, nationally and internationally as a vibrant community and tourist destination. To this end, the MBVCA strategically focuses its funding investments in a balanced manner, fostering outstanding existing programs, stimulating new activities, and encouraging partnerships. The MBVCA is committed to a careful, long-term plan for allocation of resources to build the uniqueness of Miami Beach as one of the world's greatest communities and tourism destinations.

A budget revenue projection is provided to the MBVCA by the City of Miami Beach Budget Office annually based on 5% of the 2% Resort Tax, less 4% for administrative allowance. On an annual basis the MBVCA must provide the City with a budget, on City forms, based on this projection as outlined in Sec. 102-252, before October 1st.

The MBVCA normally budgets funding below the City's projection, as the collection of funds can differ substantially from projection, such as the result of unanticipated problems like an airline strike, terrorism, economic issues or storms. In 2008, revenue collections came in \$48,000 under estimated projection, and in 2001 the revenue collection was down approximately \$300,000 from projection. When and if there are unallocated funds remaining at the end of the budget year, those funds are either rolled over and allocated in the next budget year, or retained in MBVCA accounts for future reserves, endowment funding, to address any funding reductions in future years; in 2001, by statute, the MBVCA began investing into the creation on an

endowment fund.

The MBVCA is required by law to maintain reserve bank accounts in approved public depositories, with sufficient reserves to cover one year of funding, which it does. Reserves are maintained to pay grant recipients (contracted) for the previous program funding cycle, and to ensure that sufficient funds can be invested to stimulate tourism in the future. The level of reserves was modified in 2011 in order to maximize the value and impact of tourism directed funds.

The MBVCA submits an annual Program of Work to the CMB as required by Sec. 102-281, and is audited annually by the City of Miami Beach as required in Sec. 102-281. **MBVCA audits have been positive for the past 13 years.**

FY 2012/2013 REVIEW/TOURISM ADVANCEMENT PROGRAM (TAP)

The MBVCA Tourism Advancement Program (TAP) was established to promote Miami Beach as a sophisticated tourist destination by increasing the number of visitors; through enhancement of visitors' experiences; through the allocation of funds granted to events or programs that bring visitors to the CMB and strengthen the CMB brand. In fiscal year 2012/2013, the MBVCA funded TAP in eight categories, including: Cultural Tourism, Film Incentive, Initiatives, Major One Time Special Event, Special Events Recurring, Special Projects, Special Projects Recurring, and Tourism Partnerships. In 2012, the MBVCA continued to fund investments, utilizing funds rolled over from several years past.

A total of \$1,432,000 was awarded in FY 2012/2013, compared to \$1,683,650 in FY 2011/2012. The decrease in awards reflects a revision to the declining scale in place and less applicants. Grants funded in partnership with the CMB are critical, branded tourism-related programs, such as the South Beach Wine & Food Festival and Winter Music Conference, both examples of events whose beginnings in Miami Beach stem from grants provided by the MBVCA-events that could be recruited by other destinations.

FY 2013/2014 TOURISM ADVANCEMENT PROGRAM

The MBVCA strategically focuses funding to maximize tourism and brand, to improve Miami Beach by focusing on events and projects that generate significant publicity, strengthen brand and increase tourism (generating critical resort taxes for Miami Beach). The Board pays significant attention to marquee events.

Review process:

For over a decade, the MBVCA has used a multi-level review process for its grant program; the process is reviewed annually. The process includes a mandatory pre-proposal staff conference regarding MBVCA policies and procedures and TAP. During the interview, MBVCA administration advises each potential applicant regarding the eligibility and appropriateness of the proposed project and defines the grant category best suited to the potential applicant. If eligible, the applicant will then receive further detail of the process, including required attachments and meeting dates. All grant formats and policies are available on the MBVCA website. By Florida law, all MBVCA meetings are advertised and open to the public; all records are public records.

Annually, the MBVCA Board reviews and refines grant guidelines with respect to efficacy and effectiveness. In FY 2012/2013, the MBVCA implemented changes to its funding caps and declining scale. The new declining scale and funding caps allow the MBVCA to diversify their funding into other areas and initiatives as requested by the City administration and/or the Board. The MBVCA also increased the criteria in place for the Major One Time Special Event and Special Events Recurring grant categories requiring a total of 350 hotel room nights to be contracted, from the original 250 hotel room nights required and the media impressions up from 500,000 to a required 1,000,000. Although the declining scale was revised and the maximum request caps reduced, by splitting the Special Events Recurring and Major One Time Special Event grant categories, and the Special

MBVCA FY 13/14 Budget
 City Commission Meeting
 September 30, 2013

Projects and Special Projects Recurring grant categories to each having their own maximum grant requests, each applicant was moved up by one year on the declining scale. This led to individual increases in their request caps for the 2012/2013 fiscal year, even though it reduced the percentage cap requests over time.

The MBVCA guidelines and application process places emphasis on defining and measuring the economic impact of each event, as well as considering the impact and value of marketing, publicity and television origination/viewership. Questions concerning the economic impact of the program, including requiring an explanation of various aspects of the marketing plan, and how the numbers of hotel room nights are calculated and where they are contracted, are also required as part of the application, as are the event's or organization's publicity plan, community and residential involvement, or special residents' considerations. Standardized recap sheets and point systems have been developed to give each applicant a score that rates potential success. Using this tool, the MBVCA can better evaluate the applicant's long-term commitment to the community, commitment to brand enhancement, value to tourism, and economic impact. The application requires contract confirmation for hotel room blocks; letters of media confirmation and/or viewership contracts to be attached to the completed application; that data must be confirmed before and after funding is awarded. The MBVCA votes on each specific and individual grant, and evaluates the grant request, funds available and possible extenuating circumstances after a formal presentation is made by the grant applicant. A question and answer period follows with further discussion as needed.

RECURRING PROJECTS:

The MBVCA has a current policy in place to fund recurring projects on a declining scale. The declining scale encourages recurring events to recruit corporate and private sponsorship and, therefore, not solely rely on MBVCA funds as a means of sustaining the event year after year. The award category establishes funding caps for recurring events, funding that can be reduced based on the maximum request for the specific grant category. Below is the current scale, implemented in FY 2012/13; applicable to not and for profit agencies.

Year 1	Initial Grant Award
Year 2	No more than 80% of Eligible Request
Year 3	No more than 70% of Eligible Request
Year 4	No more than 60% of Eligible Request
Year 5	New Cycle Begins

CATEGORIES:

Tourism Advancement Program funds are currently awarded in eight categories, including: Cultural Tourism, Film Incentive, Initiatives, Major One Time Special Event, Special Events Recurring, Special Projects, Special Projects Recurring and Tourism Partnerships. The MBVCA has developed pre-eligibility criteria for grants within these categories. The criteria allow staff to determine eligibility and the appropriate grant category. Applicants must meet two of three of the criteria noted.

Grant Category	Hotel Room Nights	Impressions	Viewership
Cultural Tourism	200	500,000	1,000,000
Film Incentive*	250	N/A	N/A
Initiatives**	N/A	N/A	N/A
Major One Time Special Event	350	1,000,000	1,000,000
Special Events Recurring	350	1,000,000	1,000,000
Special Projects	2,500	250,000,000	15,000,000
Special Projects Recurring	2,500	250,000,000	15,000,000

MBVCA FY 13/14 Budget
 City Commission Meeting
 September 30, 2013

Tourism Partnerships	200	500,000	5,000 (visitors/attendees/participants)
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* Industry specific eligibility criteria in place for this program

** Initiatives are specifically targeted towards organizations chosen by the MBVCA to carry out the designated initiative

Budget

Budget (TAP) FY 2013/2014:

The MBVCA has budgeted \$1,589,500 for FY 2013/2014 for its Tourism Advancement Program which reflects 61% of the total budget. This grant funding reflects a decrease of \$81,667 from FY 2012/2013. This decrease is due to the decrease in the total grant amount being requested due in part to the declining scale.

- The *Tourism Partnerships* category is budgeted at \$120,000, reflecting 5% of the total budget for FY 2013/2014. The category currently includes applicants at the maximum request cap of \$30,000. Four applications are anticipated to be received.
- The *Cultural Tourism* category, a joint grant with the City’s Cultural Arts Council (CAC) is budgeted at \$30,000 with the CAC contributing an additional \$30,000. A total of three applicants are expected, each at a \$30,000 request.
- The *Major One Time Special Event* category, representing 8% of the total budget, is budgeted at \$225,000 in FY 2013/2014, which reflects an increase from FY 2012/2013. The MBVCA expects five new events to apply at a maximum request of \$45,000. The MBVCA works tirelessly to stimulate and recruit new events and is willing and prepared to fund valuable tourism and brand related events. In fact, the MBVCA works with all partners, city leadership and media to solicit appropriate new projects. New applicants are expected to include Scope Miami Beach, Sweat Miami Beach, Live Ultimate Run South, Miami Beach Jazz Festival, and Nature Capitale.
- The *Special Events Recurring* category, reflecting 24% of the total budget, has been calculated at \$616,000 for FY 2013/2014 based on the established declining scale and the number of applicants anticipated to return.
- The *Special Projects* category is budgeted at \$180,000 with a total of two applicants expected at the maximum request of \$90,000 each.
- The *Special Projects Recurring* category is budgeted at \$433,500 and represents 17% of the total budget. Anticipated applicants include the Orange Bowl Marketing Campaign; South Beach Comedy Festival; Miami Marathon and Half Marathon and Tropical 5K; the Food Network South Beach Wine and Food Festival; the Miami International Film Festival; FUNKSHION Fashion Week Miami Beach; and Miami Beach International Fashion Week. These events, recruited and sustained by the MBVCA, are all marquee events and annually fill the City’s hotel rooms.
- The *Film Incentive* category is budgeted at \$30,000 for FY 2013/2014, which represents 1% of the budget; budgeting for a total of 1 possible applicant.

Destination Marketing

The Destination Marketing allocation reflects a 2% of the total budget for FY 2013/2014. This allocation provides for the additional placement of stories and press releases on the PR Newswire.

New Initiatives

The MBVCA expects to support new initiatives in FY 2013/2014. Strategic plans, goals and initiatives are developed through consultation, the result of ongoing communications with the Mayor, Commission and City Administration. Some of these initiatives include Code for America, in conjunction with the City of Miami Beach and the continued support of The Customer and You – Certificate Program in Service.

Public Relations Initiative

In FY 2013/2014, the MBVCA will again put out a Request for Proposals (RFP) for a P.R. agency of record to enhance Miami Beach's image. The selected agency will support the MBVCA efforts by increasing brand awareness through strategic media outreach to consumer and travel trades, major event recruitment, and business and corporate communications programs. There is an allotment of \$250,000, representing 9 % of the total budget, towards this effort.

The MBVCA renewed the contract with H+K in FY 2012/2013. The contract runs through June 30, 2014 in FY 2013/2014. Objectives include increased public relations or tourism related activities in CMB, recruitment of new events and meetings, and improvement of CMB global reputation. CMB leaders have been active participants in planning and in oversight. H+K has an extensive presence in the US and internationally. The agency's ability to network and leverage its global relationships is crucial to the growth of the 'Miami Beach' brand.

H+K created and distributed a total of 15 press releases during their first year as agency of record, garnering 4,630,690,127 media impressions and 12 press releases during their second year, generating 3,913,341,910 media impressions as of June 2013. In the third and final year of the present contract, H&K has generated 126,686,517 media impressions to date, through two press releases.

Visual Memoirs Project

The MBVCA issued an RFP for qualified entities to record, catalogue and warehouse personal and eyewitness accounts of the history of the City of Miami Beach in FY 2011/2012. The deliverables were to include a recorded detailed history of Miami Beach through personal interviews, creating collateral materials about the history of Miami Beach and identifying comprehensive exhibit concepts that can be implemented to execute a comprehensive visual memoir library and promotional campaign.

The Miami Design Preservation League in partnership with Close-Up Productions, was awarded a one year contract on October 1, 2011 in the amount of \$21,000, and the contract was renewed in FY 2012/2013 for an additional \$21,000, which represents 1% of the total budget. A total of forty interviews were conducted during the Project's first year.

The proposed exhibit opened to the public daily for its initial run from mid-October through late November 2012, free of charge from 10:00am until 4:30pm and reopened during Art Deco Weekend 2013. The documentary played on a loop in the lecture hall portion of the Art Deco Welcome Center. Seating was also placed near the screen and accommodated approximately 25 people at a time with standing room in the back. A total of twelve interviews have been conducted as of July 2013 with another eight interviews to be completed by September 2013.

An educational component was developed for FY 2012/2013 that included a video and guide for Miami Beach Middle Schools.

In FY 2013/2014, the videos will be prepared for archival as part of a statewide university consortium. MDPL will also collaborate with various institutions to create links to the online materials.

IT/API Development

The MBVCA wishes to provide visitors with timely and relevant information about the City of Miami Beach, its public and private attractions, services, hotels, businesses, and events in order to enhance visitors (and residents) experience. Visitors to Miami Beach - all visitors worldwide – are increasingly using technology to navigate cities or make decisions about leisure experiences, dining, parking, entertainment and travel in general. Worldwide, technology is king. Many visitors already use the free Miami Beach Wi-Fi service to access the information they need at locations around town.

Miami Beach visitors and residents are using smartphones and tablets to communicate and acquire information to make these kinds of decisions on-the-go. It is now critical for these visitors and residents to have access to mobile applications (Apps) that can help them obtain the information they need to make a timely and informed decisions.

The MBVCA's preliminary review of opportunities and needs was initiated in spring 2011 in consultation with area experts, and subsequent to a public meeting sponsored by the MBVCA, as a situational analysis. The MBVCA released an RFP in January 2012 and awarded a one year contract to Just Program LLC dba Solodev on May 22, 2012. The purpose of the RFP was to develop a Miami Beach-focused web-based digital content management system (CMS) and modifiable database to support 3rd party mobile applications via an application programming interface (API).

Currently, the API is fully functional with 230 different categories of businesses each averaging 90 different services and amenities. Web and App developers will be able to use these attributes to create new and exciting experiences for their end-users.

We have allocated \$124,000 or 5 % of the overall budget in FY 2013/2014, to undertake a fine tuning and release of a fully functional mobile App for the MBVCA API for both iPhone and Android platforms, expand the API data to include local non-business information that can be useful in app development such as beach access roads, public restroom, and life guard stands.

Research and Development

The MBVCA has budgeted \$21,235 for the FY 2013/2014, to be used toward the development of a business plan for the API. The allocation represents 1% of the overall budget.

Projected Cash Flow Reserve

The MBVCA has budgeted \$2,000, or 0% of the total budget, in the cash flow reserve for FY 2013/2014. The City of Miami Beach allots resort tax payments to the MBVCA a month after its collection. Therefore, as a fiscal responsibility, the MBVCA has built in a \$2,000 projected cash flow reserve to its budget to ensure that all grants awarded will have the necessary funds to be reimbursed upon proper request and documentation.

FY 2013/2014 Administration and Overhead

The MBVCA's administration and benefits costs are budgeted at \$311,265 for the FY 2013/2014. This figure represents 12% of the total budget and includes a 3% COLA.¹ The overhead allocation is budgeted at \$170,000 which reflects 7% of the overall budget. The increase from FY 2012/2013 is attributed to the hiring of an additional staff person; the build out of new office space, cloud information hosting and redundancy, and capital expenditures. The total administration and overhead is 19% of the total budget.²

FY 2012/2013 Rollover

A total of \$200,000 will be rolled over from FY 2012/2013 into the FY 2013/2014 MBVCA budget to fund special projects. This rollover of funds is primarily from the grants that were either not awarded and/or were rescinded for noncompliance.

CONCLUSION

At their August 7, 2013 meeting, the MBVCA Board recommended the Mayor and City Commission adopt the MBVCA Budget for FY 2013/2014 in the amount of \$2,664,000 as reflected in Exhibit A.

¹ Approved by the City Commission on March 21, 2012

² This is below the non-profit industry standard of 20% (Source: BBB)

**MIAMI BEACH VISITOR AND CONVENTION AUTHORITY
FY 2013/2014**

	ADOPTED BUDGET FY 2012.2013	PROPOSED FY 2013.2014	VARIANCE
REVENUES			
Unrestricted	\$ 269,331	\$ 175,000	\$ 94,331
Rollover	207,000	\$ 200,000	\$ (7,000)
Projected Resort Tax	2,118,361	\$ 2,289,000	\$ 170,639
TOTAL REVENUES	\$ 2,594,692	\$ 2,664,000	\$ 69,308
EXPENDITURES			
Administration & Benefits	\$ 314,000	\$ 311,265	\$ (2,735)
Operating Expenses	140,000	\$ 170,000	\$ 30,000
Capital	25,000	\$ 25,000	\$ -
Total Administration	\$ 479,000	\$ 506,265	\$ (27,265)
GRANTS - Tourism Advancement Program			
Tourism Partnerships	\$ 120,000	\$ 120,000	\$ -
Cultural Tourism	30,000	\$ 30,000	\$ -
Major One Time Special Event	190,000	\$ 225,000	\$ 35,000
Special Events Recurring	636,000	\$ 616,000	\$ (20,000)
Special Projects	155,167	\$ 180,000	\$ 24,833
Special Projects Recurring	510,000	\$ 433,500	\$ (76,500)
Film Incentive	30,000	\$ 30,000	\$ -
Total Tourism Adv. Program	\$ 1,671,167	\$ 1,634,500	\$ (36,667)
Reinvestment plan over 3 years			
Marketing/Communications and PR RFP	\$ 250,000	\$ 250,000	\$ -
Visual Memoirs	\$ 21,000	\$ 21,000	\$ -
IT Development	100,000	\$ 124,000	\$ (24,000)
Total	\$ 371,000	\$ 395,000	\$ (24,000)
Other			
Destination Marketing	41,525	\$ 45,000	\$ 3,475
Initiatives	30,000	\$ 60,000	\$ 30,000
R&D	-	\$ 21,235	\$ 21,235
Projected Cash Flow Reserve	2,000	\$ 2,000	\$ -
Total Other	\$ 73,525	\$ 128,235	\$ 54,710
TOTAL	\$ 2,594,692	\$ 2,664,000	\$ 69,308

RESOLUTION TO BE SUBMITTED

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Condensed Title:

A Resolution authorizing the City Manager to approve the Cultural Arts Council's Cultural Grants funding recommendations and awarding \$710,000 in said grants, for Fiscal Year 2013/14, as identified in the attached Exhibit "A"; and further authorizing the Mayor and City Clerk to execute said grant agreements, and make the award of said grant monies subject to and contingent upon the approval of the Cultural Arts Council's budget for the Fiscal Year 2013/14.

Key Intended Outcome Supported:

Increase community rating of cultural activities.

Supporting Data (Surveys, Environmental Scan, etc.): According to the 2012 Community Satisfaction Survey two out of three residents (67%) believed the City offered the right amount of cultural activities, while 27% said there were too few. In 2005, 34% of residents thought there were too few cultural activities, and in 2009 the figure decreased to 24%. Residents of North Beach (30%) and South Pointe (31%) were more likely to say there were too few cultural activities.

Item Summary/Recommendation:

Between January and June 2013, the Cultural Affairs Program Staff and CAC conducted an application and review process for its Fiscal Year 2013/14 Cultural Arts Grant Programs. This process included the 10 member CAC serving as grant panelists who evaluated and yielded 46 viable applications, requesting a total of \$955,000. The recommendations were reviewed by the CAC at their September 4 meeting, where the CAC unanimously supported them. *The number of applications reviewed and dollar figures include submissions from the joint Cultural Tourism Grants program with the Miami Beach VCA.*

Adopt the resolution and approve, accept, and award the Fiscal Year 2013/14 Cultural Arts Council grant recommendations in the amount of \$710,000.

Advisory Board Recommendation:

The Cultural Arts Council reviewed the grant panel recommendations at their September 4 meeting and supports the recommended awards as reflected in the fourth column of Exhibit "A".

Financial Information:

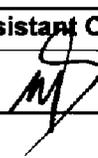
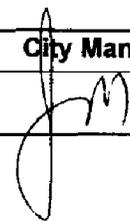
Source of Funds:	Amount	Account	Approved
 OBPI	1	\$710,000	140.6080 Cultural Arts Council Fund
	2		
	3		
	4		
	Total	\$710,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Gary Farmer

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		





MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Matti Bower and Members of the City Commission

FROM: Jimmy Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ACCEPTING THE CITY MANAGER'S RECOMMENDATION, AND APPROVING THE CULTURAL ARTS COUNCIL'S FUNDING RECOMMENDATIONS, AND AWARDING \$710,000 IN CULTURAL GRANTS, FOR FISCAL YEAR 2013/14, AS IDENTIFIED IN THE ATTACHED EXHIBIT "A"; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID GRANT AGREEMENTS, AND MAKE THE AWARD OF SAID GRANT MONIES SUBJECT TO AND CONTINGENT UPON THE APPROVAL OF THE CULTURAL ARTS COUNCIL'S BUDGET FOR THE FISCAL YEAR 2013/14.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

Funding is available from the Cultural Arts Council's (CAC) budget for Fiscal Year 2013/14.

ANALYSIS

The Mayor and City Commission passed an Ordinance in 1997 establishing the Cultural Arts Council to support the visual and performing arts in Miami Beach. The cultural arts grants program, a central component of the Council's master plan, provides funding to not-for-profit arts organizations through a competitive application and review process. This funding annually results in hundreds of performances, exhibits, and other cultural events throughout the City of Miami Beach.

In 1998, a competitive process was established to review grant applications and assess the cultural community's needs. The grant categories and their objectives are listed below.

Cultural Anchors – Provides grants to the major preeminent arts institutions physically based in the City of Miami Beach, whose primary mission is year-round artistic and cultural programming that contributes significantly to the cultural life of the City of Miami Beach. Organizations must have minimum organizational budget levels of \$750,000. Grants may be used towards operational expenses in association with the annual cultural programming described in the application. The seven organizations are: ArtCenter/South Florida, Bass Museum of Art, Jewish Museum of Florida, Miami City Ballet, Miami Design Preservation League, New World Symphony, and Wolfsonian-FIU.

Four years ago the CAC approved the addition of smaller Miami Beach based cultural organizations into the Cultural Anchors category. These organizations meet all the above listed objectives but have organizational budget levels below \$750,000, and are called "Junior" Cultural Anchors. For FY 2013/14 these organizations include Arts at St. John's, Miami Beach Film Society, Miami Beach Garden Conservancy (Miami Beach Botanical Gardens), SoBe Institute of the Arts, Friends of the Miami-Dade Public Library, The Holocaust Memorial Committee, Stage Door Theatre and FIU School of Architecture and Design (MBUS).

Cultural Heritage - Provides project-specific grants for arts programming to not-for-profit 501(c)(3) Miami Beach-based institutions devoted to promoting and protecting the diverse heritage, traditions and culture of Miami Beach. Grants may be used for presentations of visual and performing arts, arts programs and workshops, and other projects which emphasize the artistic experience and are accessible to a broad audience. Grant funds may not be used to support projects that are primarily recreational, therapeutic, vocational or rehabilitative, or for religious services or programs designed solely for practitioners of a specific religion.

Artistic Disciplines – Dance, Film, Music, Theater and Visual Arts

Funding is limited to arts and cultural organizations whose primary mission is to create and present work in one of the following artistic disciplines; Dance, Music Theater, Film and Visual Arts. Proposed projects should be for work that is new or has never before been presented in Miami Beach. Organizations receiving an Artistic Discipline Grant are chosen based on demonstrated artistic talent and potential and the vision for the proposed project, in relation to their overall artistic goals.

Cultural Presenters - Provides grants to organizations whose primary mission is to produce and present cultural and artistic productions.

Cultural Tourism (funding shared by the CAC & VCA) – Provides grants to support major cultural arts performances, festivals, and events which attract a significant number of tourists to the City of Miami Beach. The CAC partnered with the VCA for Cultural Tourism grants that support cultural events with documented tourism benefits. The VCA provided \$30,000 and the CAC provided \$30,000 to fund this program in Fiscal Year 2013/14. Similar to the CAC grants panel process, three (3) members of the VCA and three (3) members of the CAC jointly convened a Cultural Tourism Panel on July 24, 2013, to review and recommend funding for this category. Please refer to Exhibit B for a detailed list of all the review panel members. The Cultural Tourism Program awards totaled \$60,000.

Each year the CAC assesses its grants programs and practices, and adopts changes to improve the process and to better serve the public. Now in its second year of implementation, the **Fresh Air Fund** is a highly successful program which allocates an additional \$2,000 to all FY 2013/14 Artistic Disciplines and Cultural Presenter grantees who offer free, outdoor performances in the City of Miami Beach. 19 applicant groups qualified for the Fresh Air Fund in FY 2013/14.

All CAC grant applications, guidelines, and instructions were offered in English and Spanish. Applications were made available through the Department of Tourism and Cultural Development and electronically on the City of Miami Beach's (www.miamibeachfl.gov) and the Cultural Affairs Program's (www.mbculture.org and www.mbculture.com) websites. Additionally, the grant programs were publicized in English and Spanish media and via electronic mail.

Between December 2012 and April 2013, Cultural Affairs staff met individually with applicants to determine eligibility, program category, and offer guidance regarding application preparation. Final grant application deadlines varied depending upon Program category with the earliest deadline of January 11, 2013 for Cultural Anchors and the latest deadline of April 12, 2013, for Cultural Presenters. The application process, including the Cultural Tourism program, yielded 46 viable applications for cultural programming in Fiscal Year 2013/14, with requests totaling \$955,000, including the VCA/CAC joint Cultural Tourism Program applicants.

This year, the ten CAC members again comprised the CAC grants panels exclusively; please refer to exhibit B for a listing of CAC members. The Cultural Affairs Program Manager and representative from the CAC led a grant panel orientation meeting on December 7, 2011. The CAC grants panels convened at public meetings on March 7, April 4, May 2 and June 6, 2013. The Cultural Tourism grant panel convened at a public meeting on July 24, 2013, at 1755 Meridian Avenue, Miami Beach. The panelists reviewed applications in alphabetical order. Applicants were allowed to address specific questions from the panelists. The applications were scored using evaluation forms based on criteria listed in the application, then averaged dropping the highest and lowest scores.

In a public meeting held on July 10, 2013, the CAC members reviewed the final scores ranked highest to lowest from all the panel meetings combined. As per CAC approved Fiscal Year 2013/14 grant guidelines, an application must have scored a minimum average of 80% to be eligible to receive funding. The attached Exhibit "A" lists the forty-six (46) organizations recommended for funding. Recommended funding amounts for each applicant were approved by the CAC on September 4, 2013.

CONCLUSION

The Mayor and City Commission should adopt the City Administration's recommendation as detailed above and as reflected in the fourth column of Exhibit "A", titled "City Administration Recommendation."



JLM/KGB/MAS/GF/MH

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EXHIBIT A

Program/Applicant		Score Average	Award Request	2013-14 City Administration Recommendation	
ANCHORS					
1	New World Symphony	96.29	\$ 35,000.00	\$	31,986.75
2	Miami City Ballet	92.86	\$ 35,000.00	\$	28,732.09
3	Miami Beach Film Society	92.33	\$ 25,000.00	\$	20,452.41
4	Wolfsonian-FIU	92.29	\$ 35,000.00	\$	28,136.21
5	Jewish Museum of Florida	92.14	\$ 30,000.00	\$	24,147.00
6	Miami Beach Garden Conservancy	91.29	\$ 25,000.00	\$	19,697.14
7	Friends of the Bass Museum	90.71	\$ 30,000.00	\$	22,820.44
8	ArtCenter/South Florida	89.83	\$ 30,000.00	\$	21,947.29
9	Friends of Miami-Dade Public Library	89.29	\$ 25,000.00	\$	18,109.75
10	Arts of St. Johns	89.29	\$ 25,000.00	\$	18,109.75
11	SoBe Institute of the Arts	86.43	\$ 25,000.00	\$	15,427.05
12	Holocaust Memorial Committee	88.71	\$ 25,000.00	\$	17,610.33
13	Miami Design Preservation League	86.14	\$ 30,000.00	\$	17,648.66
14	Stage Door Theatre	85.14	\$ 25,000.00	\$	13,989.52
15	Florida International University (MBUS)	83.29	\$ 25,000.00	\$	11,540.11
CULTURAL PRESENTERS					
16	Tigertail Productions	93.43	\$ 20,000.00	\$	19,155.37
17	FUNDaNE	91.00	\$ 20,000.00	\$	17,858.95
18	Rhythm Foundation	90.14	\$ 20,000.00	\$	15,356.15
19	GableStage, Inc.	90.00	\$ 20,000.00	\$	17,271.80
20	Patrons of Exceptional Artists	88.00	\$ 20,000.00	\$	13,978.13
21	MDC Live!	87.86	\$ 20,000.00	\$	13,880.60
22	Community Arts and Culture	86.14	\$ 10,000.00	\$	9,529.73
23	Miami Piano Circle	83.86	\$ 10,000.00	\$	8,838.99
24	Miami short Film Festival	83.14	\$ 20,000.00	\$	11,735.70
25	Next @ 19th (Temple Israel)	81.14	\$ 10,000.00	\$	7,663.22
26	Edge Zones, Inc.	80.14	\$ 20,000.00	\$	7,010.53
ARTISTIC DISCIPLINES - DANCE					
27	Dance Now! Ensemble	91.66	\$ 20,000.00	\$	18,228.10
28	Miami Momentum Dance Co.	90.50	\$ 10,000.00	\$	10,523.25
29	Siempre Flamenco	85.00	\$ 10,000.00	\$	7,205.53
ARTISTIC DISCIPLINES - MUSIC					
30	Seraphic Fire	100.29	\$ 20,000.00	\$	20,000.00
31	Miami Children's Chorus	93.71	\$ 10,000.00	\$	9,098.16
32	Miami Symphony Orchestra	92.71	\$ 20,000.00	\$	18,798.49
33	Miami Gay Men's Chorus	92.43	\$ 20,000.00	\$	18,642.11
34	Florida Grand Opera	92.29	\$ 10,000.00	\$	10,856.03
35	Greater Miami Youth Symphony	92.14	\$ 10,000.00	\$	8,829.40
36	South Florida Composer's Alliance	91.86	\$ 20,000.00	\$	18,337.30
37	South Beach Chamber Ensemble	91.00	\$ 10,000.00	\$	10,619.65
38	Orchestra Miami	89.86	\$ 10,000.00	\$	10,395.56
39	Murray Drossoff Foundation	88.00	\$ 20,000.00	\$	13,978.13
ARTISTIC DISCIPLINES - THEATER					
40	Miami Theater Center	90.66	\$ 10,000.00	\$	10,554.41
41	Miami Lyric Opera	90.00	\$ 20,000.00	\$	15,271.80
42	Fantasy Theater Factory	88.83	\$ 10,000.00	\$	10,178.82
43	Ground Up and Rising	87.83	\$ 20,000.00	\$	15,859.57
CULTURAL TOURISM GRANT PROGRAM				CAC Contribution	TOTAL Awarded
44	16 th Brazilian Film Festival of Miami - Infinito Art & Cultural Foundation, Inc.	n/a	\$ 30,000.00	\$ 10,000.00	\$ 20,000.00
45	XVII International Ballet Festival of Miami - Miami Hispanic Ballet Corp.	n/a	\$ 30,000.00	\$ 10,000.00	\$ 20,000.00
46	14th Annual Miami Gay & Lesbian Film Festival in Miami Beach - Miami Gay & Lesbian Film Festival	n/a	\$ 30,000.00	\$ 10,000.00	\$ 20,000.00
TOTAL			\$ 955,000.00	\$ 710,000.00	

Receiving Fresh Air Funds (\$2000 included in award amount)



MIAMIBEACH

Miami Beach Cultural Arts Council
Department of Tourism & Cultural Development
Office: 1755 Meridian Avenue, Suite 500
Mail: 1700 Convention Center Dr., Miami Beach 33139-1819
305 673 7577 / fax 305 673 7262 / www.mbculture.org

Cultural Arts Council Members

Nina Duval
Chair
Current term ends: 12/31/13

Isadore H. (Izzy) Havenick
Vice-Chair
Current term ends: 12/31/13

Zoila Datorre
Current term ends: 12/31/14

*Beatrice Hornstein
Current term ends: 12/31/15

Gregory Melvin
Current term ends: 12/31/14

*Charles Million
Current term ends: 12/31/13

Daniel Novela
Current term ends: 12/31/15

*Marjorie O'Neill-Butler
Current Term ends: 12/31/15

Eda Valero-Figueira
Current term ends: 12/31/14

Merle Weiss
Current term ends: 12/31/13

George Neary, *Honorary Member*

*July 24, 2013 Cultural Tourism Panelist

MIAMI BEACH VISITOR & CONVENTION AUTHORITY BOARD

Mr. Jeff Lehman, *Chair*

*Mr. Steve Adkins, *Vice Chair*

*Ms. Peggy Benua

*Mr. Aaron Perry¹

Ms. Micky Ross Steinberg

Ms. Jacque Hertz

Mr. Keith Menin

* July 24, 2013 Cultural Tourism Panelist

¹ Was not present at the meeting

RESOLUTION TO BE SUBMITTED

Condensed Title:

A Resolution Accepting The Recommendation Of The Finance And Citywide Projects Committee To Maintain Fiscal Year 2014 Living Wage Rate Levels Consistent With Fiscal Year 2013 Rate Levels

Key Intended Outcome Supported:

Diversify Business Base in Miami Beach.

Supporting Data (Surveys, Environmental Scan, etc.): Fiscal Year 2008/2009 survey responses resulted in 87% of businesses rated the City of Miami Beach as one of the best, above average, or average places to run a business. Also, 67% of business respondents would recommend Miami Beach to others as a place to run a business.

Issue:

Should the City Commission Adopt the Resolution?

Item Summary/Recommendation:

The City is currently exercising its final year of the three-year phase-in approach for indexing the Living Wage rate. The process for subsequent considerations to index the Living Wage rate, as described in the Living Wage Ordinance, allows for the Living Wage rate and health care benefits rate to be increased annually for inflation (cost of living) using the CPI-U for the Miami/Ft. Lauderdale region issued by the U.S. Department of Labor, Bureau of Labor Statistics. However, notwithstanding the preceding, the City's Living Wage Ordinance stipulates that no annual increase to the Living Wage rates for the employees of City service contractors shall exceed the corresponding annual compensation increase provided to unclassified City employees.

The aforementioned was discussed at the Finance and Citywide Projects Committee (FCWPC) meeting dated August 21, 2013. Given that the FY 2014 budget does not include a cost of living salary adjustment, the FCWPC unanimously agreed to maintain the FY 2014 living wage rate levels consistent with FY 2013 rate levels.

Advisory Board Recommendation:

On August 21, 2013 the Finance and Citywide Projects Committee discussed indexing the living wage rates for FY 2014 and unanimously agreed to follow the Ordinance, maintaining FY 2014 living wage rate levels consistent with FY 2013 rate levels.

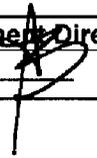
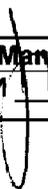
Financial Information:

Source of Funds:		Amount	Account
 OBPI	1		
	2		
	Total		

Financial Impact Summary: N/A

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
AD 	KGB 	JLM 

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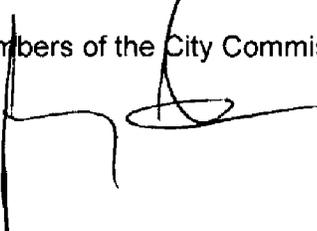


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager 

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE FINANCE AND CITYWIDE PROJECTS COMMITTEE (FCWPC) TO MAINTAIN FISCAL YEAR 2014 LIVING WAGE RATE LEVELS CONSISTENT WITH FISCAL YEAR 2013 RATE LEVELS**

BACKGROUND

At its June 9, 2010 meeting, the Mayor and City Commission passed and adopted Ordinance No. 2010-3682 (the Ordinance), which amended the City of Miami Beach Living Wage Ordinance in the following particulars:

1. Effective October 1, 2010, service contractors, as applicable, were required to pay all employees the indexed hourly living wage rates established by the City based on the following three (3) year phase-in approach:
 - Commencing with City fiscal year (FY) 2010/11 (October 1, 2010), the hourly living wage rate will be \$10.16/hr. with health benefits of at least \$1.25/hr, and \$11.41/hr without benefits;
 - Commencing with City FY 2011/12 (October 1, 2011), the hourly living wage rate will be \$10.72/hr with health benefits of at least \$1.45/hr, and \$12.17/hr without benefits; and
 - Commencing with City FY 2012/13 (October 1, 2012), the hourly living rate will be \$11.28/hr with health benefits of at least \$1.64/hr, and \$12.92/hr without benefits.
2. An indexing process was established that included considerations of current Living Wage rates to the Consumer Price Index for Urban Consumers (CPI-U) increases to be considered during the City's annual operating budget discussions.

The City is currently exercising its final year of the three-year phase-in approach for indexing the Living Wage rate as referenced above. The process for subsequent considerations to index the Living Wage rate, as described in the Ordinance, allows for the Living Wage rate and health care benefits rate to be increased annually for inflation using the CPI-U for the Miami/Ft. Lauderdale region issued by the U.S. Department of Labor, Bureau of Labor Statistics. However, notwithstanding the preceding, the City's Living Wage Ordinance stipulates that no annual increase to the Living Wage rates for the employees of City service contractors shall exceed the corresponding annual compensation increase provided to unclassified City employees.

The aforementioned was discussed at the Finance and Citywide Projects Committee (FCWPC) meeting dated August 21, 2013. Given that the FY 2014 budget does not include a cost of living salary adjustment, the FCWPC unanimously agreed to maintain the FY 2014 living wage rate levels consistent with FY 2013 rate levels.

CONCLUSION

The Administration recommends that the Mayor and City Commission accept the recommendation of FCWPC to maintain FY 2014 living wage rate levels consistent with FY 2013 rate levels.


JLM/KGB/AD

RESOLUTION TO BE SUBMITTED

Condensed Title:

A Resolution setting a Public Hearing to adopt the Second Amendment to the Special Revenue Fund Budgets for Fiscal Year (FY) 2012/13.

Key Intended Outcome Supported:

Improve the City's overall financial health and maintain overall bond rating.

Supporting Data:

N/A

Item Summary/Recommendation:

The City of Miami Beach currently offers certain programs and activities not supported through the general operating budget, but by outside agency grants and self-supporting user fee programs. These Special Revenue Fund Budgets include:

- Resort Tax Fund
- 7th Street Garage Operations;
- 5th & Alton Garage Operations;
- Art in Public Places;
- Tourism and Hospitality Scholarship Program;
- Green/Sustainability Fund;
- Waste Hauler Additional Services and Public Benefit Contribution Fund;
- Education Compact Fund;
- Red Light Camera Fund; and
- Emergency 911 Fund

At the September 30th budget hearing the Administration is presenting an amendment to the General Fund and Enterprise Fund. Based on the third quarter projections, Resort Tax is projected to be above budget due to increased collections.

The Administration requests that the Mayor and City Commission set a public hearing to be held on October 16, 2013, to adopt the Second Amendment to Special Revenue Fund Budgets for Fiscal Year (FY) 2012/13.

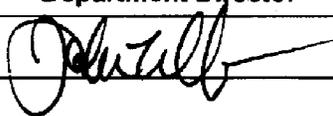
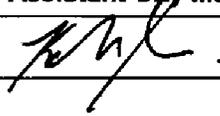
Financial Information:

Source of Funds	Amount	Account
		

City Clerk's Office Legislative Tracking:

John Woodruff, OBPI Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		



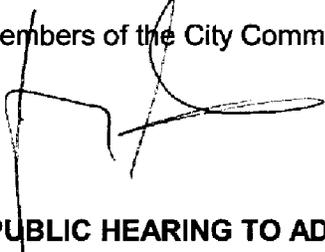


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales, City Manager 

DATE: September 30, 2013

SUBJECT: **A RESOLUTION SETTING THE PUBLIC HEARING TO ADOPT THE SECOND AMENDMENT TO THE SPECIAL REVENUE FUND BUDGETS FOR FISCAL YEAR (FY) 2012/13**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

KEY INTENDED OUTCOME SUPPORTED

Improve the City's financial health and maintain overall bond rating.

ANALYSIS

The Administration requests that the Mayor and City Commission set a public hearing to be held on October 16, 2013, to adopt the second amendment to the Special Revenue Fund budgets for Fiscal Year (FY) 2012/13.

At the September 30th budget hearing the Administration is presenting an amendment to the General Fund and Enterprise Fund. Based on the third quarter projections, Resort Tax is projected to be above budget due to increased collections.

The City of Miami Beach currently offers certain programs and activities not supported through the general operating budget, but by outside agency grants and self-supporting user fee programs. These Special Revenue Funds include

- Resort Tax Fund
- 7th Street Garage Operations;
- 5th & Alton Garage Operations;
- Art in Public Places;
- Tourism and Hospitality Scholarship Program;
- Green/Sustainability Fund;
- Waste Hauler Additional Services and Public Benefit Contribution Fund;
- Education Compact Fund;
- Red Light Camera Fund; and
- Emergency 911 Fund

Resort Tax Fund

This fund is supported primarily by taxes levied on hotel, motel, rooming house and short term apartment room rents as well as on food and beverages sold at retail in any restaurant, as authorized by State Statute, and is used to fund tourism-eligible expenditures.

7th Street Garage Fund

This fund includes funding for the operating and debt service expenses of the 7th Street Garage.

Set Public Hearing To Adopt Second Amendment To The Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13

September 26, 2013

Page 2

5th and Alton Fund

This fund includes funding for the operating expenses of the 5th and Alton Garage.

Art in Public Places (AiPP) Fund

This fund includes funding for the administrative expenses, AiPP projects under \$25,000 and reserve for AiPP projects.

Tourism and Hospitality Scholarship Program Fund

This fund includes funding for scholarships for Miami Beach residents or graduates of Miami Beach Senior High School in the food and hospitality industry.

Green/Sustainability Fund

This fund includes funding for the operating budget for a citywide multi-family residence and commercial establishment recycling program, including a media, education and outreach recycling campaign, as well as the LEED project incentive.

Waste Hauler Additional Services & Public Benefit Fund

This fund includes funding for sanitation related services.

Education Compact Fund

This fund includes funding for the IB program and teacher training.

Red Light Camera Fund

This fund includes funding for red light camera related operating expenses.

Emergency 911 Fund

This fund includes funding for E-911 related operating expenses.

CONCLUSION

The Administration recommends that the Mayor and City Commission of the City of Miami Beach, Florida, set a public hearing to be held on October 16, 2013 to adopt the Second Amendment to the Special Revenue Fund Budgets for Fiscal Year (FY) 2012/13. The key intended outcome supported is to improve the City's financial health and maintain overall bond rating.

JLM/KGB/JW



RESOLUTION TO BE SUBMITTED

R7 - Resolutions

R7Q Resolution Approving The Terms Of A License Agreement Between The City And Destination Brands For An Exclusive Miami Beach Sun Care Line, Which Is Attached As Exhibit "A," With Said Agreement Having An Initial Term Of Five (5) Years; And Authorizing The Mayor And City Clerk To Execute The Final Agreement; Provided, However, That In The Event That The Final Negotiated Agreement Includes Any Term Or Terms Which Substantially Deviate From The Approved Substantive Terms (As Referenced In The Attached Exhibit "A"), Or Contain New And/Or Additional Terms Which, In The City Manager And City Attorney's Opinion, Materially Alter The Proposed Transaction, Then Requiring That The Final Negotiated Agreement To Be Brought To The City

(Tourism, Culture And Economic Development)

(Memorandum to be Submitted in Supplemental)

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Condensed Titles:

1. A Resolution Authorizing The City Manager, To Enter Into Certain Independent Contractor Agreements For Professional And Other Services, As Required And As The City Manager Deems In The Best Interest Of The City, Subject To And Contingent Upon The Following Parameters: 1) The City Manager Shall Only Enter Into Contracts To Provide Services or Work Related To Vacant Budgeted Positions, As Identified In The City's Approved Fiscal Year (FY) 2013/2014 Budget; 2) The Amount Of The Fee or Other Compensation Under Such Contract(s) Shall Not Exceed The Authorized Amount For The Respective Classification, As Set Forth In The City's Classified Or Unclassified Salary Ordinance (As The Case May Be); 3) The Term Of Any Independent Contractor Agreement Authorized Herein Shall Not Extend Beyond The End Of FY 2013/2014 (September 30, 2014); 4) At A Minimum, The City Manager Shall Require That Any Independent Contractor Agreement Entered Into Pursuant To This Resolution Shall Utilize The City's Standard Form For Independent Contractors (As Attached To This Resolution), Provided That The City Manager May Incorporate Additional Terms, Which May Be More Stringent, But Not More Lenient; And 5) Providing That The Authority Granted To The City Manager Pursuant To This Resolution Shall Be Brought To The City Commission For Renewal As Part Of The Annual Operating Budget Approvals.

2. A Resolution Authorizing The City Manager, To Enter Into Certain Independent Contractor Agreements For The Following Services, As Required And As The City Manager Deems In The Best Interest Of The City: Athletics Instruction/Coaching/Refereeing, Including But Not Limited To, The Following Categories: Baseball, Softball, Soccer, Gymnastics, Cheerleading, Volleyball; Ice Skating, Hockey, Swimming, Ice Guards, Aerobics Instruction; Fitness Instruction; Arts/Music/Cultural/Drama Instruction And Or Instrument Repair; Computer/Media Services, Including But Not Limited To, Instruction And Repair; Summer Camp Instruction; Special Needs Children Instruction; Instruction/Tutoring, Including But Not Limited, To Education; Cotillion; Speech, Debate, Social Skills, Literacy, Math And Sat; Fitness Classes, Including But Not Limited To, Aerobics, Zumba Dancing, Weight Room, Weight Loss, General Fitness Instruction, Adult, Youth And Baby Boot Camp; School Liaison Officers; Resident Project Representatives (RPR); Community/Public Information Services; Construction Cost Estimating/Consulting Services; Video Production Services; Photography/Videography Services; Graphic Design Services; Program Monitor Services; Cost Allocation Services; Job Audits; Step III Grievance Hearing Officer; Auditors; Historical Research; Latent Examiner Services; Medical Director And Accreditation Services/Support; Psychological And Testing Services; Professional Training Services Including But Not Limited To Sexual Harassment, Diversity And Team Building; Provided Further That The City Manager Shall Be Authorized To Negotiate, Enter Into, And Execute The Aforestated Agreements Subject To The Same Parameters Provided In The Resolution Above.

Key Intended Outcome Supported:

(1) Increase satisfaction with family recreational activities; (2) Enhance external and internal communications from and within the City; (3) Control costs of payroll including salary and fringes/ minimize taxes/ ensure expenditure trends are sustainable over the long term

2012 Community Satisfaction survey: 85% of residents rated Recreation Programs as excellent/good and 85% of residents strongly agreed/agreed with the professionalism City customer service representatives.

Item Summary/Recommendation:

Under the City Charter, the City Manager has the authority to make an appointment to a vacant, budgeted position at a salary within the established range. In some instances when positions are vacant, the City retains independent contractors. In some instances when positions have been vacant, the City has retained independent contractors to provide the services or work. Because the City Code requires contracts in excess of \$25,000 to be approved by the City Commission, in the recent past, these agreements had been limited to the maximum of \$25,000. This has become increasingly challenging over the years as the City moves toward greater use of independent contractors. As has been done since FY 2009/2010, the Administration recommends that the City Commission authorize the City Manager to negotiate, enter and execute certain independent contractor agreements, including those having an amount exceeding \$25,000, to provide services or work related to vacant, budgeted positions and to provide services related to certain activities typically retained on an annual basis as outlined in the City Commission Memorandum. The Manager will continue to provide the Commission with quarterly reports regarding contracts whose value is \$25,000 or more.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount	Account
1		
2		
Total		

Financial Impact Summary: Funds are already included in the FY 2013/2014 operating budget, in either salaries or professional services line items in various departments

City Clerk's Office Legislative Tracking:

Sylvia Crespo-Tabak, Human Resources Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
Sylvia Crespo-Tabak <i>Sylvia Crespo-Tabak</i>	Kathie G. Brooks <i>Kathie G. Brooks</i>	Jimmy A. Morales <i>Jimmy A. Morales</i>

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

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

FROM: Jimmy L. Morales City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY, TO ENTER INTO CERTAIN INDEPENDENT CONTRACTOR AGREEMENTS FOR PROFESSIONAL AND OTHER SERVICES, AS REQUIRED AND AS THE CITY MANAGER DEEMS IN THE BEST INTEREST OF THE CITY, SUBJECT TO AND CONTINGENT UPON THE FOLLOWING PARAMETERS: 1) THE CITY MANAGER SHALL ONLY ENTER INTO CONTRACTS TO PROVIDE SERVICES OR WORK RELATED TO VACANT BUDGETED POSITIONS, AS IDENTIFIED IN THE CITY'S APPROVED FISCAL YEAR (FY) 2013/2014 BUDGET; 2) THE AMOUNT OF THE FEE OR OTHER COMPENSATION UNDER SUCH CONTRACT(S) SHALL NOT EXCEED THE AUTHORIZED AMOUNT FOR THE RESPECTIVE CLASSIFICATION, AS SET FORTH IN THE CITY'S CLASSIFIED OR UNCLASSIFIED SALARY ORDINANCE (AS THE CASE MAY BE); 3) THE TERM OF ANY INDEPENDENT CONTRACTOR AGREEMENT AUTHORIZED HEREIN SHALL NOT EXTEND BEYOND THE END OF FY 2013/2014 (SEPTEMBER 30, 2014); 4) AT A MINIMUM, THE CITY MANAGER SHALL REQUIRE THAT ANY INDEPENDENT CONTRACTOR AGREEMENT ENTERED INTO PURSUANT TO THIS RESOLUTION SHALL UTILIZE THE CITY'S STANDARD FORM FOR INDEPENDENT CONTRACTORS (AS ATTACHED TO THIS RESOLUTION), PROVIDED THAT THE CITY MANAGER MAY INCORPORATE ADDITIONAL TERMS, WHICH MAY BE MORE STRINGENT BUT NOT MORE LENIENT; AND 5) PROVIDING THAT THE AUTHORITY GRANTED TO THE CITY MANAGER PURSUANT TO THIS RESOLUTION SHALL BE BROUGHT TO THE CITY COMMISSION FOR RENEWAL AS PART OF THE ANNUAL OPERATING BUDGET APPROVAL.**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY, TO ENTER INTO CERTAIN INDEPENDENT CONTRACTOR AGREEMENTS FOR THE FOLLOWING SERVICES, AS REQUIRED AND AS THE CITY MANAGER DEEMS IN THE BEST INTEREST OF THE CITY: ATHLETICS INSTRUCTION/COACHING/REFEREEING, INCLUDING BUT NOT LIMITED TO, THE FOLLOWING CATEGORIES: BASEBALL, SOFTBALL, SOCCER, GYMNASTICS, CHEERLEADING, VOLLEYBALL; ICE

SKATING, HOCKEY, SWIMMING, ICE GUARDS, AEROBICS INSTRUCTION; FITNESS INSTRUCTION; ARTS/MUSIC/CULTURAL/DRAMA INSTRUCTION AND OR INSTRUMENT REPAIR; COMPUTER/MEDIA SERVICES, INCLUDING BUT NOT LIMITED TO, INSTRUCTION AND REPAIR; SUMMER CAMP INSTRUCTION; SPECIAL NEEDS CHILDREN INSTRUCTION; INSTRUCTION/TUTORING, INCLUDING BUT NOT LIMITED TO, EDUCATION; COTILLION; SPEECH, DEBATE, SOCIAL SKILLS, LITERACY, MATH AND SAT; FITNESS CLASSES, INCLUDING BUT NOT LIMITED TO, AEROBICS, ZUMBA DANCING, WEIGHT ROOM, WEIGHT LOSS, GENERAL FITNESS INSTRUCTION, ADULT, YOUTH AND BABY BOOT CAMP; SCHOOL LIAISON OFFICERS; RESIDENT PROJECT REPRESENTATIVES (RPR); COMMUNITY/PUBLIC INFORMATION SERVICES; CONSTRUCTION COST ESTIMATING/CONSULTING SERVICES; VIDEO PRODUCTION SERVICES; PHOTOGRAPHY/VIDEOGRAPHY SERVICES; GRAPHIC DESIGN SERVICES; PROGRAM MONITOR SERVICES; COST ALLOCATION SERVICES; JOB AUDITS; STEP III GRIEVANCE HEARING OFFICER; AUDITORS; HISTORICAL RESEARCH; LATENT EXAMINER SERVICES; MEDICAL DIRECTOR AND ACCREDITATION SERVICES/SUPPORT; PSYCHOLOGICAL AND TESTING SERVICES; PROFESSIONAL TRAINING SERVICES, INCLUDING BUT NOT LIMITED TO, SEXUAL HARASSMENT, DIVERSITY AND TEAM BUILDING; PROVIDED FURTHER THAT THE CITY MANAGER SHALL BE AUTHORIZED TO NEGOTIATE, ENTER INTO, AND EXECUTE THE AFORESTATED AGREEMENTS SUBJECT TO THE FOLLOWING MINIMUM PARAMETERS: 1) THE AMOUNT OF THE FEE OR OTHER COMPENSATION UNDER SUCH AGREEMENT(S) SHALL NOT EXCEED THE AUTHORIZED AMOUNT FOR THE RESPECTIVE SERVICES, AS SET FORTH IN THE CITY'S APPROVED FISCAL YEAR (FY) 2013/2014 BUDGET; 2) THE TERM OF ANY SERVICE AGREEMENT AUTHORIZED HEREIN SHALL NOT EXTEND BEYOND THE END OF FY 2013/2014 (SEPTEMBER 30, 2014); 3) AT A MINIMUM, THE CITY MANAGER SHALL REQUIRE THAT ANY AGREEMENT ENTERED INTO PURSUANT TO THIS RESOLUTION SHALL UTILIZE THE CITY'S STANDARD FORM INDEPENDENT CONTRACTOR AGREEMENT (AS ATTACHED TO THIS RESOLUTION), PROVIDED THAT THE CITY MANAGER MAY INCORPORATE ADDITIONAL TERMS, WHICH MAY BE MORE STRINGENT , BUT NOT MORE LENIENT; AND 4) PROVIDING THAT THE AUTHORITY GRANTED TO THE CITY MANAGER PURSUANT TO THIS RESOLUTION SHALL BE BROUGHT TO THE CITY COMMISSION FOR RENEWAL AS PART OF THE ANNUAL OPERATING BUDGET APPROVAL.

ADMINISTRATION RECOMMENDATION

Adopt both resolutions.

BACKGROUND/ANALYSIS

The first resolution pertains to independent contractor agreements for individuals hired to perform a specific function. These individuals are usually compensated at an hourly or project specific rate.

Under the City Charter, the City Manager has the authority to appoint an employee into a

vacant, budgeted position with a salary that falls within the range established by the City Commission for that classification. In some instances when positions have been vacant, the City has retained independent contractors to provide the services or work. Because the City Code requires contracts in excess of \$25,000 to be approved by the City Commission, in the recent past, these agreements had been limited to the maximum of \$25,000. This has become increasingly challenging over the years as the City moves toward greater use of independent contractors.

In an effort to save on costs, such as pension and health benefits, the Administration is recommending that for FY 2013/2014, the City Commission reauthorize the City Manager to negotiate, enter into, and execute certain independent contractor agreements, including those having an amount that may exceed \$25,000, subject to all of the following parameters:

- The independent contractor agreements authorized under this Resolution will be limited to services or work related to a vacant, budgeted position, as approved in the City's FY 2013/2014 operating budget;
- The value of the agreement will not exceed the amount already authorized in the City's Classified and Unclassified Salary Ordinances (as applicable), and will not extend beyond September 30, 2014. Any agreement entered into will contain, at a minimum, the provisions outlined in the City's standard form independent contractor agreement which, among other things, requires the issuance of a purchase order. (Attachment A).
- The authority granted the City Manager be subject to monitoring through periodic Letters to the Commission (LTC), identifying any independent contractor agreements that exceed the \$25,000 threshold.

A resolution requesting the initial authorization for the City Manager to enter into these agreements was first heard at the September 24, 2009, City Commission meeting, where it was referred to the Finance and Citywide Projects Committee (FCWPC). At its October 29, 2009, meeting, the FCWPC held a discussion regarding this item. As part of the discussion, the Administration clarified that the purpose of this item was not to replace employees currently in a position, or to eliminate positions and lay off employees to hire independent contractors to perform the same functions. The independent contractors were to be used to perform the functions of vacant, budgeted positions where a previous employee separated from City of their own choosing, or through termination based on cause.

The City Commission approved this resolution at its December 9, 2009, meeting for the fiscal year ending on September 30, 2010; renewed it on September 20, 2010 for the fiscal year ending September 30, 2011; renewed it on September 27, 2011 for the fiscal year ending on September 30, 2012; and renewed on September 27, 2012 for the fiscal year ending on September 30, 2013. This request for authority was brought back for renewal on an annual basis as part of the budget process, as the authorization expires at the end of each fiscal year.

This updated resolution is for FY 2013/2014.

The second resolution also pertains to independent contractors who will be providing certain specific services or work reflected in departmental budgets. Some of the services include: dance instruction, ice skating instruction, athletics instruction/coaching, aerobics instruction, computer (it) services, fitness instruction, literacy, math and SAT tutoring for the Parks and Recreation Department; school liaison officers for the Police Department; resident project representatives (RPR); community information services; construction cost estimating/consulting services for the Capital Improvement Projects (CIP) Office; video production services, television/videography services, and graphic design services for the

Office of Communications; homeless outreach, housing services, tutoring services and program monitor services for the Office of Real Estate, Housing and Community Development; cost allocation services for the Finance Department; auditing services for the Office of Budget and Performance Improvement; job audit services and step III grievance hearing officer for the Human Resources Department. historical research, to support the Planning Department in preparation of historic designation reports and other written reports of historical nature and to assist with archive research; Latent Examiner Services that are used by the Police Department in reviewing reports, training personnel and maintaining monthly Florida Department of Law Enforcement (FDLE) and Automated Fingerprint Identification System (AFIS) statistical data; accreditation services/support. Additionally, for this upcoming fiscal year, we are requesting the inclusion of a medical examiner for the Fire Department.

To coordinate the execution of agreements for the kinds of services or work referenced in the second resolution, the Administration also recommends that the City Manager be authorized to negotiate, enter into, and execute agreements, including those having an amount greater than \$25,000, subject to all of the following parameters:

- The agreements will be limited to the services or work specifically listed in the second resolution;
- The value of the agreement will not exceed the authorized amount for the respective services or work, as set forth in the City's approved FY 2013/2014 operating budget;
- The term of the agreement shall not extend beyond the end of FY 2013/2014 (September 30, 2014); and
- Any agreement entered into will contain, at a minimum, the provisions outlined in the City's standard form agreement for independent contractors (Attachment A).
- The authority granted the City Manager be subject to monitoring through periodic Letters to the Commission (LTC), identifying any independent contractor agreements that exceed the \$25,000 threshold.

CONCLUSION

The City Commission has approved both resolutions on an annual basis since December 9, 2009, with the requirement that the Administration bring back the item on an annual basis as part of the budget process. The authority granted the City Manager is subject to monitoring through periodic Letters to the Commission (LTC), identifying any independent contractor agreements that exceed the \$25,000 threshold. This updated resolution is for FY 2013/2014.

The Administration recommends adopting both Resolutions.

Attachment



JLM/KGB/SC-T/CMG

INDEPENDENT CONTRACTOR AGREEMENT

This Agreement is entered into on this ____ day of _____, between **[ENTER FULL NAME OF CONTRACTOR]** (Contractor), and the City of Miami Beach, Florida (City), for a period of **[ENTER DURATION/TERM OF AGREEMENT]**, with an effective starting date of [_____], and an end date of [_____] (the Term).

1. Scope of Work/Services.

This Agreement is for the purpose of providing **[PROVIDE BRIEF DESCRIPTION/SUMMARY OF WHAT CONTRACTOR WILL DO]** to the City's [_____] Department. Specifically, throughout the Term of this Agreement, Contractor shall provide and/or perform the following minimum services:

[INSERT DETAILED AND/OR ITEMIZED DESCRIPTION OF WORK AND/OR SERVICES CONTRACTOR WILL PROVIDE]

2. Fee.

In consideration of the work and/or services to be provided pursuant to this Agreement, the City agrees to pay Contractor a fee, in the not to exceed amount of **[FILL IN TOTAL \$AMOUNT]**, which shall be paid as follows:

[INSERT, IN DETAIL, HOW FEE WILL BE PAID. INCLUDE WHETHER FEE WILL BE PAID HOURLY, WEEKLY, MONTHLY, ETC.; WHETHER IT'S SUBJECT TO CONTRACTOR PROVIDING TIME SHEETS, OR WORK SCHEDULE, ETC.]

The total fee paid to Contractor pursuant to this Agreement shall not exceed **[FILL IN A NOT TO EXCEED AMOUNT]** for the Term provided herein.

3. Work Schedule.

During the Term of the Agreement, Contractor shall provide the work and/or services in accordance with the following minimum work schedule:

[INSERT WORK SCHEDULE (EXAMPLE: MON – FRI, 9 AM TO 5PM, EXCLUDING RECOGNIZED CITY HOLIDAYS). IF IT'S ANOTHER TYPE OF SCHEDULE SUCH AS ON AN HOURLY BASIS OR ONLY ON SPECIFIC DAYS, BE SPECIFIC AS TO MINIMUM HOURS OR DAYS CONTRACTOR IS EXPECTED TO WORK IN ORDER TO GET PAID THE FEE SET FORTH HERE.]

Contractor's work and/or services shall be overseen by the following City Department/Individual: **[INSERT TITLE, DEPARTMENT OF CITY (INDIVIDUAL OVERSEEING SERVICES).]**

4. Termination.

This Agreement may be terminated for convenience of either party, with or without cause, by giving written notice to the other party of such termination, which shall become effective upon fourteen (14) days following receipt by the other party of the written termination notice.

Upon termination in accordance with this paragraph, the Contractor shall be paid a sum equal to all payments due to him/her up to the date of termination; provided Contractor is satisfactorily continuing to satisfactorily perform all work and/or services up to the date of

termination. Thereafter, the City shall be fully discharged from any further liabilities, duties, and terms arising out of, or by virtue of, this Agreement.

5. Indemnification/Hold Harmless.

Contractor agrees to indemnify, defend, and hold harmless the City of Miami Beach and its officers, employees and agents, from and against any and all actions, claims, liabilities, losses and expenses, including but not limited to, attorney's fees, for personal economic or bodily injury, wrongful death, loss of or damage to property, at law or in equity, which may arise or be alleged to have arisen from the negligent acts or omissions or other wrongful conduct of Contractor, and/or any and all subcontractors, employees, agents, or any other person or entity acting under Contractor's control, in connection with the Contractor's performance of the work and/or services pursuant to this Agreement. Contractor shall pay all such claims and losses and shall pay all costs and judgments which may arise from any lawsuit arising from such claims and losses, and shall pay all costs and attorney's fees expanded by the City in defense of such claims and losses, including appeals. The parties agree that one percent (1%) of the total compensation to Contractor for performance of the work and/or services under this Agreement is the specific consideration from the City to Contractor for the Contractor's agreement to indemnify and hold the City harmless, as provided herein. Contractor and the City hereby agree and acknowledge that this indemnity provision is intended to and shall survive the termination (or earlier expiration) of this Agreement.

6. Limitation of Liability.

The City desires to enter into this Agreement only if in so doing the City can place a limit on City's liability for any cause of action for money damages due to an alleged breach by the City of this Agreement, so that its liability for any such breach never exceeds the sum of the compensation/fee to be paid to Contractor pursuant to this Agreement, less any amounts actually paid by the City as of the date of the alleged breach. Contractor hereby expresses his willingness to enter into this Agreement with Contractor's recovery from the City for any damage action for breach of contract to be limited to a maximum amount equal to the compensation/fee to be paid to Contractor pursuant to this Agreement, less any amounts actually paid by the City as of the date of the alleged breach. Accordingly, and notwithstanding any other term or condition of this Agreement, Contractor hereby agrees that the City shall not be liable to Contractor for damages in the amount in excess of the compensation/fee to be paid to Contractor pursuant to this Agreement, less any amounts actually paid by the City as of the date of the alleged breach, for any action or claim for breach of contract arising out of the performance or non-performance of any obligations imposed upon the City by this Agreement. Nothing contained in this subparagraph or elsewhere in this Agreement is in any way intended to be a waiver of the limitation placed upon City's liability as set forth in Section 768.28, Florida Statutes.

7. Notices.

All notices and communications in writing required or permitted hereunder may be delivered personally to the representatives of the Contractor and the City listed below or may be mailed by registered mail, postage prepaid (or airmailed if addressed to an address outside of the city of dispatch).

Until changed by notice in writing, all such notices and communications shall be addressed as follows:

CONTRACTOR: **[INSERT NAME OF CONTRACTOR]**
 [INSERT ADDRESS OF CONTRACTOR]
 [INSERT PHONE NUMBER]

CITY: **[INSERT DEPARTMENT DIRECTOR]**
 City of Miami Beach
 [INSERT DEPARTMENT NAME]
 1700 Convention Center Drive
 Miami Beach, FL 33139
 (305) _____

Notices hereunder shall be effective:

If delivered personally, on delivery; if mailed to an address in the city of dispatch, on the day following the date mailed; and if mailed to an address outside the city of dispatch on the seventh day following the date mailed.

8. Venue.

This Agreement shall be governed by, and construed in accordance with, the laws of the State of Florida, both substantive and remedial, without regard to principles of conflict of laws. The exclusive venue for any litigation arising out of this Agreement shall be Miami-Dade County, Florida, if in state court, and the U.S. District Court, Southern District of Florida, if in federal court. BY ENTERING INTO THIS AGREEMENT, CITY AND CONTRACTOR EXPRESSLY WAIVE ANY RIGHTS EITHER PARTY MAY HAVE TO A TRIAL BY JURY OF ANY CIVIL LITIGATION RELATED TO, OR ARISING OUT OF, THIS AGREEMENT.

9. Duty of Care/Compliance with Applicable Laws.

With respect to the performance of the work and/or service contemplated herein, Contractor shall exercise that degree of skill, care, efficiency and diligence normally exercised by reasonable persons and/or recognized professionals with respect to the performance of comparable work and/or services.

In its performance of the work and/or services, Contractor shall comply with all applicable laws, ordinances, and regulations of the City, Miami-Dade County, the State of Florida, and the federal government, as applicable.

The Contractor agrees to adhere to and be governed by the Miami-Dade County Conflict of Interest Ordinance, as same may be amended from time to time; and by any and all ethics/standards of conducts as referenced in Chapter 2 of the City of Miami Beach Code (as may be amended from time to time).

Contractor covenants that it presently has no interest and shall not acquire any interest, direct or indirectly which should conflict in any manner or degree with the performance of the work and/or services. Contractor further covenants that in the performance of work and/or services under this Agreement, no person having any such interest shall knowingly be employed by the Contractor. No member of or delegate to the Congress of the United States shall be admitted to any share or part of this Agreement or to any benefits arising there from.

10. Florida Public Records Law.

Contractor agrees to be in full compliance with Florida Statute 119.0701 including, but not limited to, agreement to (a) Keep and maintain public records that ordinarily and

necessarily would be required by the public agency in order to perform the services; (b) provide the public with access to public records on the same terms and conditions that the public agency would provide the records and at a cost that does not exceed the cost provided in this chapter or as otherwise provided by law; (c) Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law; (d) Meet all requirements for retaining public records and transfer, at no cost, to the public agency all public records in possession of the contractor upon termination of the contract and destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. All records stored electronically must be provided to the public agency in a format that is compatible with the information technology systems of the public agency.

11. Ownership of Documents/Patents and Copyrights.

Any and all documents prepared by Contractor pursuant to this Agreement are related exclusively to the work and/or services described herein, and are intended or represented for ownership by the City. Any re-use distribution, or dissemination of same by Contractor, other than to the City, shall first be approved in writing by the City Manager, which approval, if granted at all, shall be at the City Manager's sole and absolute discretion.

Any patentable and/or copyrightable result arising out of this Agreement, as well as all information, specifications, processes, data and findings, shall be made available to the City, in perpetuity, for public use.

No reports, other documents, articles or devices produced in whole or in part under this Agreement shall be the subject of any application for patent or copyright by or on behalf of the Contractor (or its employees or sub-contractors, (if any) without the prior written consent of the City Manager, which consent, if given at all, shall be at the Manager's sole and absolute discretion.

12. No Assignment/Transfer.

This section intentionally left blank.

13. Liability for Sub-contractors.

Contractor shall be liable for its work and/or services, responsibilities and liabilities under this Agreement and the services, responsibilities and liabilities of any sub-contractors (if any), and any other person or entity acting under the direction or control of Contractor (if any). When the term "Contractor" is used in this Agreement, it shall be deemed to include any sub-contractors (if any) and/or any other person or entity acting under the direction or control of Contractor (if any). All sub-contractors (if any) must be approved in writing by the City Manager prior to their engagement by Contractor, which approval, if granted at all, shall be at the City Manager's sole and absolute discretion.

14. Independent Contractor/No Joint Venture.

THIS AGREEMENT SHALL NOT CONSTITUTE OR MAKE THE PARTIES A PARTNERSHIP OR JOINT VENTURE. FOR THE PURPOSES OF THIS AGREEMENT, THE CONTRACTOR SHALL BE DEEMED TO BE AN INDEPENDENT CONTRACTOR, AND NOT AN AGENT OR EMPLOYEE OF THE CITY, AND SHALL NOT ATTAIN ANY RIGHTS OR BENEFITS UNDER THE CIVIL SERVICE OR PENSION ORDINANCE OF THE CITY, OR ANY RIGHT GENERALLY AFFORDED CLASSIFIED OR UNCLASSIFIED EMPLOYEES INCLUDING ANNUAL AND SICK DAY ACCRUAL. FURTHER, THE

CONTRACTOR SHALL NOT BE DEEMED ENTITLED TO FLORIDA WORKER'S COMPENSATION BENEFITS AS AN EMPLOYEE OF THE CITY OR ACCUMULATION OF SICK OR ANNUAL LEAVE.

15. Waiver of Breach.

A party's failure to enforce any provision of this Agreement shall not be deemed a waiver of such provision or modification of this Agreement. A party's waiver of any breach of a provision of this Agreement shall not be deemed a waiver of any subsequent breach and shall not be construed to be a modification of the terms of this Agreement.

16. Severance.

In the event this Agreement or a portion of this Agreement is found by a court of competent jurisdiction to be invalid, the remaining provisions shall continue to be effective unless City elects to terminate this Agreement.

17. Joint Preparation.

The parties hereto acknowledge that they have sought and received whatever competent advice and counsel as was necessary for them to form a full and complete understanding of all rights and obligations herein and that the preparation of this Agreement has been a joint effort of the parties, the language has been agreed to by parties to express their mutual intent and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the parties than the other.

18. Purchase Order Requirement.

This agreement shall not be effective until executed by the parties hereto and until the City has issued a Purchase Order for this agreement.

19. Entire Agreement.

This writing and any exhibits and/or attachments incorporated (and/or otherwise referenced for incorporation herein) embody the entire Agreement and understanding between the parties hereto, and there are no other agreements and understandings, oral or written, with reference to the subject matter hereof that are not merged herein and superseded hereby.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by the respective officials thereunto duly authorized, this date and year first above written.

FOR CITY:

CITY OF MIAMI BEACH, FLORIDA

ATTEST:

By: _____
City Clerk

City Manager

FOR CONTRACTOR:

[INSERT CONTRACTOR NAME]

WITNESS:

By: _____

Print Name

Signature

By: _____

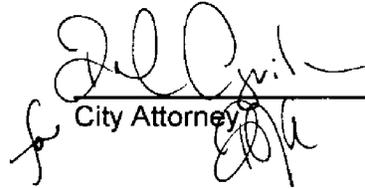
Print Name

Print Name / Title

Approved:

Approved as to form & language & for execution.

Department Director



City Attorney

9/19/13

Date

Office of Budget and Performance Improvement

Human Resources

RESOLUTION TO BE SUBMITTED



MIAMI BEACH

OFFICE OF THE CITY ATTORNEY

JOSE SMITH, CITY ATTORNEY

COMMISSION MEMORANDUM

TO: Mayor Matti Herrera Bower
Members of the City Commission and
Jimmy Morales, City Manager
Rafael Granado, City Clerk

FROM: Jose Smith, City Attorney

DATE: September 24, 2013

SUBJECT: **Let Miami Beach Decide v. City of Miami Beach and SBACE, LLC,**
Third District Court of Appeal, Case # 3D13-2243;
Lower Tribunal Case No.13-025234 CA13

I recently forwarded a copy of the Third District Court of Appeal's Order in the above-referenced case. The appeal was filed by Let Miami Beach Decide ("LMBD"), seeking review of the trial court's August 28, 2013 Order approving the "Convention Center Project" and the Section 1.03 Charter Amendment ballot questions, and dismissing LMBD's Counterclaim seeking the removal of the Project question from the ballot

The Appellate Court ruled that City Charter Section 1.03 **requires approval by the City of the actual lease(s)** and its material terms prior to placing the issue on the ballot. In its ruling, the Court stated that its decision was based upon a need for voters to have sufficient information to cast their vote. The Court noted that terms such as the amount of rent; the amount and specific location and square footage of the properties to be leased; and the height of air rights being transferred, were material provisions of any final leases between the City and the developer, and that voters had a right to know these material terms, prior to voting on the Project ballot question. Without such information, the court held that voters are "simply not in a position to intelligently cast their ballots to approve or disapprove the lease."¹

Having determined that the "Convention Center Project" ballot question lacked the material terms of the Project leases, the Third District ordered that it be removed from the November 5th ballot. The court also ordered that the last line of the Charter Amendment ballot question (... "This Charter change inapplicable to 'Convention Center Project' question below") also be removed. In light of the September 21, 2013 deadline by which the City was required to inform the County Department of Elections of any changes/corrections to its November 5, 2013 Master Ballot, the City Clerk instructed the DOE of the subject changes, as mandated by the Third District.

¹ The Appeals Court held that this information could not be gleaned from SBACE's letter of intent (LOI), as the LOI, by its terms, is only a basis for negotiation and does not bind the parties.

The City's November 5, 2013 ballot contains the Charter Amendment ballot question, as revised by the Third District (i.e. **without** the last line stating that the Charter Amendment does not apply to the Convention Center Project). Further, any future ballot question seeking voter approval of the City's Convention Center Project, must contain the material terms of the Project leases.

Please let me know if you have questions regarding the case.

JS/RA/ld/mmd

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R9 - New Business and Commission

- R9B Discussion Regarding Miami-Dade County's Request For Contribution Toward
The Operational Cost Of South Shore Library.
(City Manager's Office)

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Condensed Title:

A Resolution of the Chairperson and Members of the Miami Beach Redevelopment Agency adopting and appropriating the operating budgets for the City Center Redevelopment Area, the Anchor Shops and Parking Garage and the Pennsylvania Avenue Shops and Garage for Fiscal Year 2013/14.

Key Intended Outcome Supported:

Improve the City's overall financial health and maintain overall bond rating

Supporting Data (Surveys, Environmental Scan, etc.):

One of the City's Key Intended Outcomes is to ensure well designed and well maintained capital projects and infrastructure. In keeping with this goal, approximately 53 percent or \$19.5 million of the proposed Budget for City Center is being allocated towards capital expenditures including new capital projects, renewal and replacement, and maintenance of existing RDA capital infrastructure.

Item Summary/Recommendation:

The proposed budget for the City Center Redevelopment Area for Fiscal Year 2013/14 has been prepared to coincide with the overall City budget process, and is being presented to assist in providing a comprehensive overview of the district. Additionally, the revenues and expenses associated with the operations of the Anchor Shops and Parking Garage as well as the Pennsylvania Avenue Shops and Garage are presented as separate schedules so as to eliminate any perception that proceeds from the Facility's operations are pooled with TIF and other Trust Fund revenues.

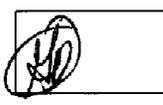
Based on the 2013 Certification of Taxable Value from the Property Appraiser's Office, the preliminary value of property in City Center is projected to increase by 7.3% over 2012. However, as in previous years, the City has received correspondence from the County, advising of the finalization of the tax roll for the prior year, which in the case of FY 2011/12, reflects a slight decrease from the preliminary valuation for the same year and will result in a corresponding adjustment/reduction in TIF revenues totaling \$168,000 for 2013/14 vs \$3.5 million for 2012/13. Additional sources of revenue include an estimated \$5.4 million in Resort Tax contributions; a ½ mill levy in the amount of \$1.8 million, to be set aside for the Children's Trust pursuant to an Interlocal Agreement, dated August 16, 2004 between the RDA, the City of Miami Beach and Miami-Dade County; and an estimated \$25,000 in interest income. The proposed FY 2013/14 City Center Redevelopment Area Budget of \$43,000,000 is \$94,000 less than the proposed budget recommended by the Executive Director on September 11, 2011. This decrease is a result of a reduction in the Citywide millage rate of .0275 by the Mayor and Commission at its workshop held September 23, 2013.

In order to address the existing and future obligations of the Redevelopment Area, it is recommended that the Redevelopment Agency adopt the attached Resolution which establishes the operating budgets for the City Center Redevelopment Area, the Anchor Shops and Parking Garage and the Pennsylvania Avenue Shops and Garage for FY 2013/14.

Advisory Board Recommendation:

N.A.

Financial Information:

Source of Funds:		Amount	Account
	1	\$43,000,000	City Center Redevelopment Area Fund
	2	\$ 3,995,000	Anchor Shops and Parking Garage Operations
	3	\$ 1,511,000	Pennsylvania Avenue Shops and Garage Operations
OBPI	Total	\$48,506,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Max Sklar, Georgette Daniels and John Woodruff

Sign-Offs:

	RDA Coordinator	Budget Director	Assistant Director (RDA)	Executive Director (RDA)
MAS		JW 	KGB 	JLM 

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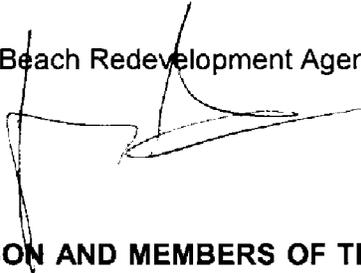


MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

REDEVELOPMENT AGENCY MEMORANDUM

TO: Chairperson and Members of the Miami Beach Redevelopment Agency

FROM: Jimmy L. Morales, Executive Director 

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE CHAIRPERSON AND MEMBERS OF THE MIAMI BEACH REDEVELOPMENT AGENCY, ADOPTING AND APPROPRIATING THE OPERATING BUDGETS FOR THE CITY CENTER REDEVELOPMENT AREA, THE ANCHOR SHOPS AND PARKING GARAGE AND THE PENNSYLVANIA AVENUE SHOPS AND GARAGE FOR FISCAL YEAR 2013/14.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

The proposed budget for the City Center Redevelopment Area (RDA) for Fiscal Year 2013/14 has been prepared to coincide with the overall City budget process, and is being presented today to assist in providing a comprehensive overview of the district. Please refer to Attachment A for the proposed budget details.

Revenues

Based on the 2013 Certification of Taxable Value from the Property Appraiser's Office, the preliminary value of property in City Center is projected to increase by 7.3% over 2012, marking the third year in a row values have increased; values seem to be back on the rise, following two years of decline. However, as in previous years, the City has received correspondence from the County, advising of the finalization of the tax roll for the prior year, which in the case of FY 2011/12, reflects a slight decrease from the preliminary valuation for the same year and will result in a corresponding adjustment/reduction in TIF revenues totaling \$168,000 for 2013/14 versus \$3.5 million for 2012/13.

Additional sources of revenue include an estimated \$5.4 million in Resort Tax contributions; a ½ mill levy in the amount of \$1.8 million, to be set aside for the Children's Trust pursuant to an Interlocal Agreement, dated August 16, 2004 between the RDA, the City of Miami Beach and Miami-Dade County; and an estimated \$25,000 in interest income.

Expenditures

Project-related expenses account for approximately \$28 million, which includes \$4.2 million to be allocated for community policing initiatives in the City Center to continue providing enhanced levels of staffing and services throughout the area, and \$4.9 million for maintenance of RDA capital

projects. On-going and planned capital projects in the City Center are projected to account for \$18.4 million in the FY 2013/14 Budget, and include allocations for construction of the Collins Park Garage, the Bass Museum Interior Expansion and Lincoln Road Master Plan Study. This also includes \$1.556 million as a transfer to cover prior capital fund balance deficits.

An additional \$287,000 is being proposed for capital renewal and replacement projects; including repairs and maintenance to certain City-owned projects and facilities, including the Anchor Garage and Colony Theater. Additionally, \$305,000 in transfers to the Pennsylvania Avenue Shops and Garage are budgeted to offset the RDA's costs associated with the retail and parking operations.

Administrative Expenses total \$2 million, comprising a management fee of \$1,043,000 which is allocated to the General Fund to pay for direct and indirect staff support for the RDA; \$61,000 for actual operating expenses; approximately \$629,000 set aside for on-going planning and consulting work related to the Convention Center expansion master plan; and \$25,000 for capital renewal and replacement projects under \$25,000. It should be noted that the Management Fee allocation is reflective of actual city resources applied to the operation of the RDA, as supported by the RSM McGladrey Cost Allocation Study, dated July 20, 2009. It should further be noted that Administrative and Operating expenses only account for less than four percent (4%) of the total budget, which is well below the 20% threshold level established (and permitted) in the Interlocal Agreement between the City and the County.

The current combined debt service on the 2005 Series Bonds and the Parity Bonds accounts for approximately \$8.5 million annually. City Center also continues assuming debt service payments on the portion of the Gulf Breeze Loan used to pay for the Bass Museum expansion and renovation, and the portion of the Sunshine State Loan Program used for Lincoln Road improvements, which collectively account for approximately \$1.3 million.

Reserve line item expenditures include those items that, pursuant to the existing Bond Covenants, may only be expended once the annual debt service obligations have been met. These include the County's administrative fees, equivalent to 1.5% of its respective TIF payment; and the corresponding contribution to the City's General Fund, equivalent to 1.5% of the City's share of its TIF payment; and the remittance of the ½ mill tax levy back to the Children's Trust.

The revenues and expenses associated with operations of the newly opened Pennsylvania Avenue Shops and Garage and the Anchor Shops and Parking Garage are presented as separate schedules in order to eliminate any perception that proceeds from the facilities' operations are pooled with TIF and other Trust Fund revenues:

Anchor Shops and Parking Garage

Garage revenues at the Anchor Garage are projected at approximately \$3.1 million, with operating expenses, (including depreciation, contractual revenue-sharing obligations with Loews and general fund administrative fees), of approximately \$2.6 million and reserves of \$72,000. The Anchor retail operations is expected to generate \$857,000 in revenues, including interest, with operating expenses associated with the retail management contract, related reimbursable expenditures, and depreciation totaling \$116,000, as well as projected reserves of \$741,000.

Pennsylvania Avenue Shops and Garage

In consideration of the fact that the Pennsylvania Avenue Shops and Garage was built by the RDA on City-owned property, the operation of the facility has been structured in the form of a ground lease between the City and the RDA, providing terms for both the Garage and Retail operations.

The garage operations include base rent and an administrative fee, consistent with that of the Anchor Garage, Parking's operational fee, and revenue sharing between the City and the RDA. The Retail operations also include base rent and an administrative fee, as well as a retail lease rate based on 2010 retail market cap rates. The retail operations also include revenue sharing between the City and the RDA.

Based on estimates of the garage's current-year operating results, and taking into consideration the successful execution of a lease agreement with Penn 17, LLC., for the entire retail space, the facility is anticipated to generate \$1,500,000 in revenues in FY 2013/14, comprising \$656,000 in parking revenues and \$550,000 in retail income. However, since the facility is still anticipated to operate at a loss during FY 2013/14, the RDA plans to subsidize its operations through a transfer of \$305,000 to the parking operations. Expenses for the facility are budgeted at \$1.5 Million, comprising \$900,000 in direct operating costs for the garage and \$611,000 in lease term-related obligations.

CONCLUSION

The proposed FY 2013/14 City Center Redevelopment Area Budget of \$43,000,000 is \$94,000 less than the proposed budget recommended by the Executive Director on September 11, 2011. This decrease is a result of a reduction in the citywide millage rate of .0275 by the Mayor and Commission at its workshop held September 23, 2013. This millage reduction decreases the TIF revenues paid to the City Center Redevelopment Area by the City of Miami Beach. This reduction in revenues was offset by a reduction in the expenditure line "Reserve for Future Capital Projects."

In order to address the existing and future obligations in the Redevelopment Area, it is recommended that the Redevelopment Agency adopt the attached Resolution, which establishes the operating budgets for the City Center Redevelopment Area, the Anchor Shops and Parking Garage, and the Pennsylvania Avenue Shops and Garage for FY 2013/14.

JLM/KGB/MS

Attachment

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**Miami Beach Redevelopment Agency
City Center Redevelopment Area
Proposed FY 2013/14 Operating Budget**

	FY 10/11	FY11/12	FY 2012/13	FY 13/14 Proposed	Budgeted Variance
	Actual	Actual	Adopted	Budget	From FY 12/13
Revenues and Other Sources of Income					
Tax Increment - City	\$ 18,377,818	\$ 18,337,893	\$ 19,188,000	\$ 19,934,000	\$ 746,000
Proj Adjustment to City Increment	(1,475,726)	(1,756,457)	(1,871,000)	(94,000)	1,777,000
Tax Increment - County	16,047,879	14,291,236	14,818,000	15,992,000	1,174,000
Proj Adjustment to County Increment	(1,262,384)	(1,367,157)	(1,836,000)	(74,000)	1,562,000
50% Contribution from Resort Tax	4,492,075	4,925,168	4,684,000	5,386,000	702,000
1/2 Mill Children's Trust Contribution	1,474,830	1,481,004	1,575,000	1,831,000	256,000
Interest Income	9,291	8,278	13,000	25,000	12,000
Fund Balance Reallocation: (Non-TIF)	-	-	-	-	-
Fund Balance Renewal and Replacement	-	-	-	-	-
Other Income/Adjustments:	-	5,196	-	-	-
TOTAL REVENUES	\$ 37,663,781	\$ 35,924,961	\$ 36,771,000	\$ 43,000,000	\$ 6,229,000
Admin/Operating Expenses					
Management fee (salaries & benefits)	\$ 941,524	\$ 952,889	\$ 976,000	\$ 1,043,000	\$ 67,000
Salaries and Benefits	-	\$59,601	\$65,000	155,000	90,000
Advertising & promotion	-	-	-	50,000	50,000
Postage, printing & mailing	81	-	3,000	3,000	-
Office supplies & equipment	2,548	2,269	4,000	4,000	-
Other Operating	-	-	-	1,000	1,000
Meetings & conferences	12	-	1,000	1,000	-
Dues & subscriptions	788	795	2,000	2,000	-
Licences & Taxes	-	-	-	-	-
Audit fees	20,260	20,260	9,000	21,000	12,000
Professional & related fees	56,031	175,373	241,000	629,000	388,000
Repairs and Maintenance	-	31,489	98,000	25,000	(73,000)
Miscellaneous expenses	5,000	33,938	47,000	27,000	(20,000)
Total Admin/Operating Expenses	\$ 1,026,244	\$ 1,276,614	\$ 1,446,000	\$ 1,961,000	\$ 515,000
Project Expenses					
Community Policing 168-1124	\$ 2,754,374	\$ 3,411,726	\$ 3,741,000	\$ 4,195,000	\$ 454,000
Capital Projects Maintenance:					\$ -
Property Mgmt: 168-9964	990,358	1,013,473	\$1,143,000	1,176,000	33,000
Sanitation: 168-9965	2,092,146	2,560,468	\$2,593,000	3,020,000	427,000
Greenspace: 168-9966	-	506,242	\$763,000	832,000	69,000
NWS Project/Lincoln Park Complex Contingency	-	-	-	-	-
NWS Project - Grant-in-Aid	15,000,000	-	-	-	-
Transfer to Penn Garage Parking	75,622	48,801	405,000	305,000	(100,000)
Transfer to Penn Garage Retail	26,448	347,112	-	-	-
Transfer to Renewal and Replacement	-	-	705,000	\$67,000	(638,000)
Transfer to Capital Projects	136,758	13,541,301	14,238,000	18,443,000	4,205,000
Total Project Expenses	\$ 21,075,706	\$ 21,429,123	\$ 23,588,000	\$ 28,038,000	\$ 4,450,000
Reserve and Debt Service Obligations					
Debt Service Cost - 2005 + Parity Bonds	\$ 8,393,254	\$ 8,548,105	\$ 8,415,000	\$ 8,550,000	\$ 135,000
Current Debt Service - Lincoln Rd Project	1,094,176	1,103,366	\$785,000	825,000	40,000
Current Debt Service - Bass Museum	505,859	502,746	503,000	547,000	44,000
Reserve for County Admin Fee	221,782	193,881	198,000	239,000	41,000
Reserve for CMB Contribution	253,531	248,719	261,000	283,000	22,000
Reserve for Children's Trust Contribution	1,474,830	1,481,004	1,575,000	1,831,000	256,000
Reserve for Collins Park Parking Garage	-	1,451,823	-	-	-
Repayment-Prior Yr Fund Balance	2,946,246	-	-	342,000	342,000
Reserve for Future Projects	-	-	-	384,000	384,000
Total Reserve and Debt Service	\$ 14,889,679	\$ 13,529,624	\$ 11,737,000	\$ 13,001,000	\$ 1,264,000
TOTAL EXPENSES AND OBLIGATIONS	\$ 36,991,628	\$ 36,235,361	\$ 36,771,000	\$ 43,000,000	\$ 6,229,000
REVENUES - EXPENSES	\$ 672,153	\$ (310,400)	\$ -	\$ -	\$ -

Proposed FY 2013/14 Anchor Shops and Parking Garage Operating Budget

	FY 10/11 Actual	FY11/12 Actual	FY 2012/13 Adopted	FY 13/14 Proposed Budget	Variance
Revenues:					
Parking Operations	\$ 2,368,000	\$ 3,079,821	\$ 3,049,000	\$ 3,130,000	\$ 81,000
Retail Leasing	714,150	615,016	\$708,000	847,000	139,000
Interest Pooled Cash	39,216	13,897	\$26,000	18,000	(8,000)
TOTAL REVENUES	\$ 3,121,366	\$ 3,708,734	\$ 3,783,000	\$ 3,995,000	\$ 212,000
Operating Expenses:					
Parking Operations	\$ 1,652,841	\$ 1,264,875	\$ 2,025,000	\$ 2,078,000	\$ 53,000
Garage Use Fee (To Loews)	471,918	440,241	463,000	507,000	44,000
Garage Repairs and Maintenance	-	-	-	37,000	37,000
Retail Leasing Property Management Fee	76,917	62,619	52,000	-	(52,000)
Retail Leasing Repair & Maintenance	-	-	-	32,000	32,000
Retail Internal Service Charges	96,274	66,109	35,000	19,000	(16,000)
Retail Operations Depreciation	55,396	55,396	55,000	55,000	-
Management Fee to General Fund	189,074	196,740	223,000	224,000	1,000
Parking Operations Management Fee	189,074	196,740	223,000	224,000	1,000
Retail Leasing Management Fee to GF	-	-	14,000	10,000	(4,000)
Transfer to Renewal and Replacement	-	-	182,000	220,000	38,000
Transfer to Capital Projects	-	-	-	-	-
Reserve for Future Capital - Parking Operations	-	223,962	358,000	72,000	(286,000)
Reserve for Future Capital - Retail Operations	-	-	376,000	741,000	365,000
TOTAL EXPENSES	\$ 2,542,420	\$ 2,309,942	\$ 3,783,000	\$ 3,995,000	\$ 212,000
REVENUES - EXPENSES	\$ 578,946	\$ 1,398,792	\$ -	\$ -	\$ -

Proposed FY 2013/14 Pennsylvania Ave Shops and Garage Operating Budget

	FY 10/11 Actual	FY11/12 Actual	FY 2012/13 Adopted	FY 13/14 Proposed Budget	Variance
Revenues:					
Parking Operations	\$ 478,583	\$ 618,961	\$ 520,000	\$ 656,000	\$ 136,000
Retail Leasing	-	147,123	574,000	550,000	(24,000)
Retail Transfer from RDA Operations	-	347,112	-	-	-
Parking Transfer from RDA Operations	102,070	346,000	405,000	305,000	(100,000)
Interest Pooled Cash	-	492	-	-	-
TOTAL REVENUES	\$ 580,653	\$ 1,459,688	\$ 1,499,000	\$ 1,511,000	\$ 12,000
Operating Expenses:					
Parking Operations Expenditures	\$ 300,727	\$ 723,029	\$ 802,000	\$ 822,000	\$ 20,000
Parking Admin/Base Fee	73,768	45,368	53,000	55,000	2,000
Garage Ground Lease	23,552	23,552	23,000	23,000	-
Parking Base Rent	23,552	23,552	\$23,000	23,000	-
Add'l/Percentage Rent	-	-	\$0	-	-
Garage Management Fee	-	\$47,604	\$47,000	61,000	14,000
Retail Additional Base Rent	-	\$15,592	\$278,000	229,000	(49,000)
Retail base Rent	-	\$276,448	51,000	136,000	85,000
Retail Admin Fee	-	11,137	-	-	-
Depreciation	-	\$11,851	-	-	-
Leasing Commissions	-	303,400	-	-	-
Admin Fee (GF)	-	3,864	\$53,000	51,000	(2,000)
Contingency	-	-	\$192,000	134,000	(58,000)
TOTAL EXPENSES	\$ 398,047	\$ 1,461,845	\$ 1,499,000	\$ 1,511,000	\$ 12,000
REVENUES - EXPENSES	\$ 182,606	\$ (2,157)	\$ -	\$ -	\$ -

RESOLUTION TO BE SUBMITTED

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Condensed Title:

A resolution of the Chairperson and Members of the Miami Beach Redevelopment Agency, adopting and appropriating the Miami Beach Redevelopment Agency Capital Budget for Fiscal Year (FY) 2013/14 and adopting the Capital Improvement Plan for FY 2013/14 – 2017/18

Key Intended Outcome Supported:

Ensure well designed quality capital projects -- Increase Community Satisfaction with City Services

Supporting Data (Surveys, Environmental Scan, etc.): Based on the 2012 community survey, recently completed capital projects were highly rated by both residents and businesses. In the 2012 survey, arts and culture were identified as services the city should strive not to reduce; and availability of public parking, was one of the factors identified as key drivers of overall satisfaction levels.

Item Summary/Recommendation:

The CIP was created as a plan for projects that require significant capital investment and is intended to serve as an official statement of public policy regarding long-range physical development in the City of Miami Beach and the Miami Beach RDA, establishing priorities for the upcoming five year period, FY 2013/14 – 2017/18. The first year of the CIP is recommended for approval as the FY 2013/14 Capital Budget.

The Proposed City Center RDA Capital Budget for FY 2013/14 therefore totals \$16.954 million and the Proposed FY 2013/14 Capital Budget for the RDA Anchor Garage totals \$485,000. The FY 2013/14 proposed Capital Budget includes appropriations for the construction of the Collins Park Garage; the Bass Museum Interior Expansion; improvements to Euclid Avenue, City Center 9B and Lincoln Road Master Plan Study.

Advisory Board Recommendation:

On July 10, 2013, the Proposed Capital Budget and updated Capital Improvement Plan were discussed at meetings of the Finance and Citywide Projects Committee and the proposed Capital Budget and CIP reflects the funding recommendations from that meeting.

Financial Information:

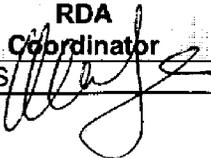
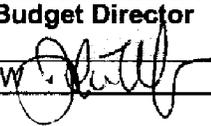
Source of Funds:		Amount	Account
 OBPI	1	\$16,954,000	City Center RDA
	2	\$ 485,000	RDA Anchor Garage
	Total	\$17,439,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Max Sklar, Georgette Daniels and John Woodruff

Sign-Offs:

RDA Coordinator	Budget Director	Assistant Director	Executive Director
MAS 	JW 	KGB 	JLM 

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Chairperson Matti Herrera Bower and Members of the Miami Beach
Redevelopment Agency

FROM: Jimmy L. Morales, Executive Director

DATE: September 30, 2013

SUBJECT: **A RESOLUTION OF THE CHAIRPERSON AND MEMBERS OF THE MIAMI
BEACH REDEVELOPMENT AGENCY, ADOPTING AND APPROPRIATING THE
MIAMI BEACH REDEVELOPMENT AGENCY CAPITAL BUDGET FOR FISCAL
YEAR (FY) 2013/14 AND ADOPTING THE CAPITAL IMPROVEMENT PLAN FOR
FY 2013/14 – 2017/18**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

BACKGROUND

Planning for capital improvements is an ongoing process; as needs change within the City's Redevelopment District ("RDA"), capital programs and priorities must be adjusted. The Capital Improvement Plan ("CIP") serves as the primary planning tool for systematically identifying, prioritizing and assigning funds to critical City and RDA capital development, improvements and associated needs.

The RDA capital improvement plan process began in the spring when all departments are asked to prepare capital improvement updates and requests on the department's ongoing and proposed capital projects. Individual departments prepare submittals identifying potential funding sources and requesting commitment of funds for their respective projects. The proposed document is reviewed by the City Manager, and upon approval, is submitted to the Finance and Citywide Projects Committee and the City Commission/Redevelopment Agency Board for final approval and adoption.

The CIP was created as a plan for projects that require significant capital investment and is intended to serve as an official statement of public policy regarding long-range physical development in the City of Miami Beach. The CIP specifies and describes the City's capital project plan and establishes priorities for the upcoming five year period.

Individual projects within neighborhood areas have been combined to create "packages" of projects that address the neighborhood needs for infrastructure upgrades, traffic flow, enhancements, etc. This comprehensive approach minimizes disruptions and generates costs savings. The projects address many needs in different areas of the City including: neighborhood enhancements such as landscaping, sidewalk restoration, traffic calming, lighting, parking, water and sewer system improvements, drainage improvements and roadway resurfacing/reconstruction; park renovation and upgrades; and construction or renovation of public facilities.

The Administration is presenting the proposed FY 2013/14 Capital Budget and the updated CIP for FY 2013/14 – 2017/18, following a comprehensive review of the CIP to insure that the Plan accurately reflects all project budgets, funding sources and commitments, for adoption by the City Commission.

ANALYSIS

Capital Improvement Plan

The FY 2013/14 – 2017/18 CIP for the City of Miami Beach and the RDA is a five year plan for public improvements and capital expenditures by the City and the RDA. This document is an official statement of public policy regarding long-range physical development in the City of Miami Beach and the RDA. The approved Capital Improvement Plan has been updated to include projects that will be active during FY 2013/14 – 2017/18.

The Plan has been updated to include additional funding sources that have become available, changes in project timing, and other adjustments to ongoing projects as they have become better defined. Certain adjustments have been made to reflect projects that have been reconfigured, re-titled, combined with or separated from other projects and/or project groupings and are the result of a comprehensive review of the program to insure that our plan accurately reflects all project budgets, funding sources and commitments.

Available Capital Funding

Based on the 2013 Certified Taxable Value of the City Center Redevelopment Area (RDA), property values have risen 7.3% for FY 2013/14. Net of operating costs, the RDA will generate \$16.954 million in available funding for capital projects in the City Center RDA.

Proposed RDA Capital Budget

The City Center RDA FY 2013/14 renewal and replacement projects total \$67,000. In addition, the City Center RDA FY 2013/14 proposed Capital Budget of \$16.887 million includes \$12.2 million in funding for the construction of the Collins Park Garage, \$3.75 million for the Bass Museum Interior Expansion, \$69,000 for the Euclid Avenue Improvements, \$326,000 for the City Center 9B project, and \$500,000 for the Lincoln Road Master Plan Study. The Anchor Shops and Parking Garage Fund, which is separate because it is not part of the Tax increment funding of the RDA, has proposed capital projects of \$240,000 for Phase II of the upgrade to the gated parking revenue control system and \$25,000 for a garage structural engineering study. It also has FY 2013/14 renewal and replacement needs totaling \$220,000 and \$265,000 for capital projects in the Anchor Garage.

CONCLUSION:

The Administration recommends adoption of the attached Resolution, which establishes the Capital Budget for the RDA for FY 2013/14 and the Capital Improvement Program for FY 2013/14 – 2017/18.

JLM/KGB/MAS

**CITY OF MIAMI BEACH
REDEVELOPMENT AGENCY
2014 CAPITAL BUDGET - FUNDING SUMMARY**

Attachment A

365

City Center RDA Capital Fund

	Capital Projects	
pgmculcamp	Collins Park Parking Garage	12,242,000
pkcbassph2	Bass Museum Interior Space Expansion	3,750,000
pwseucimpr	Reserve - Euclid Ave Imp at Lincoln Rd	69,000
rwschvb9b	City Center-Commercial Dist BP9B	326,000
rwslnrcmp	Lincoln Road Master Plan Study	500,000
	Total	16,887,000
	Renewal & Replacement	
rrscolrcc	Colony Theater Condenser Coils Replace	40,000
rrscolomr	Colony Theater Roof Maintanace	27,000
	Total	67,000
	Grand Total City Center RDA Capital	16,954,000

463

RDA - Anchor Garage Fund

	Capital Projects	
eqcrevcep2	Revenue Control Eqp Phase II	240,000
pgnanchsen	Anchor Garage Structural Eng Study	25,000
	Total	265,000
	Renewal & Replacement	
rsanchrep	Anchor Garage Repair and Upkept	220,000
	Total	220,000
	Grand Total	485,000

326

pwslnclan	Lincoln Rd Landscaping-Lenox to Wash.	150,000	0	0	0	0	0	0	150,000
rrsilncmfp	Lincoln Rd. Mall Fountain Pump, Landscap	62,315	0	0	0	0	0	0	62,315
pkslinrdft	Lincoln Road Landscaping FY 13	150,000	0	0	0	0	0	0	150,000
pkslinrdls	Lincoln Road Mall ADA Pedestrian pathway	87,500	0	0	0	0	0	0	87,500
rwslnrcmp	Lincoln Road Master Plan Study	0	500,000	0	0	0	0	0	500,000
rwslnwash	Lincoln Road Washington Av to Lenox Ave	0	0	10,000,000	10,000,000	0	0	0	20,000,000
pkmcolpuar	Maze Project 21 St & Collins Avenue	135,000	0	0	0	0	0	0	135,000
rrmmcbemlr	Miami City Ballet Emer Light Repl -R&R	52,863	0	0	0	0	0	0	52,863
rrmmcbexcr	Miami City Ballet ext Cncrte Rest -R&R	50,875	0	0	0	0	0	0	50,875
rrmmcbfasr	Miami City Ballet Fire Alarm Sys -R&R	295,260	0	0	0	0	0	0	295,260
rrmmcbwdre	Miami City Ballet Window Replacement-R&R	86,491	0	0	0	0	0	0	86,491
rwpedscosi	Pedestrian Countdown Signals Ph I	56,000	0	0	0	0	0	0	56,000
pkmnwsgara	Pennsylvania (New World Symphony) Garage	17,085,135	0	0	0	0	0	0	17,085,135
pgcprefgar	Preferred Lot Parking Garage	0	0	0	0	0	0	70,000,000	70,000,000
pwseuclmpr	Reserve - Euclid Ave Imp at Lincoln Rd	416,820	69,000	0	0	0	0	0	485,820
enmbotancc	Seawall-Botanical Gard/Collins Canal Cor	1,208,662	0	0	0	0	0	0	1,208,662
enctrashrp	Trash Receptacles	25,000	0	0	0	0	0	0	25,000
rwswestrow	West Avenue/Bay Road Improvements	750,000	0	0	0	0	0	0	750,000
Sum:		78,925,050	15,073,000	13,750,000	10,000,000	0	0	96,950,000	214,698,050

463 RDA - Anchor Garage Fund

rrsancacrp	Anchor Garage A/C Replacement -R&R	86,020	0	0	0	0	0	0	86,020
rrsanchelr	Anchor Garage Elevator Replcmnt -R&R	357,995	0	0	0	0	0	0	357,995
rrsanchrep	Anchor Garage Repair and Upkept	0	220,000	0	0	0	0	0	220,000
rrsancsrfr	Anchor Garage Roof Replcmnt -R&R	95,645	0	0	0	0	0	0	95,645
ignanchsen	Anchor Garage Structural Eng Study	0	25,000	0	0	0	0	0	25,000
rsanchors	Anchor Shops Fire System Replacement	75,845	0	0	0	0	0	0	75,845
pgccctvgar	Closed Circuit Television System	172,900	0	0	0	0	0	0	172,900
pgcpayfoot	Pay on Foot (POF) Machines	250,000	0	0	0	0	0	0	250,000
eqcrevcep2	Revenue Control Eqp Phase II	0	240,000	0	0	0	0	0	240,000
Sum:		1,038,405	485,000	0	0	0	0	0	1,523,405

467 Fund 467 Penn Garage

pgccctvgar	Closed Circuit Television System	20,000	0	0	0	0	0	0	20,000
eqcrevcep1	Revenue Control Eqp Phase I	69,000	0	0	0	0	0	0	69,000
Sum:		89,000	0	0	0	0	0	0	89,000

328

RESOLUTION TO BE SUBMITTED

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