

RESOLUTION NO. 2013-28409

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, CALLING FOR A RUN-OFF ELECTION TO BE HELD ON NOVEMBER 19, 2013 IN THE CITY OF MIAMI BEACH FOR THE PURPOSE OF ELECTING CITY COMMISSIONERS IN GROUPS I, II, AND III; PROVIDING FOR CONDUCT OF THE RUN-OFF ELECTION BY THE MIAMI-DADE COUNTY ELECTIONS DEPARTMENT; PROVIDING THAT VOTING PRECINCTS SHALL BE THOSE AS ESTABLISHED BY MIAMI-DADE COUNTY; PROVIDING FOR NOTICE OF ELECTIONS; PROVIDING FOR THE FORM OF BALLOT; PROVIDING FOR ABSENTEE BALLOTING AND REGISTRATION OF VOTERS IN ACCORDANCE WITH STATE LAW; PROVIDING FOR PAYMENT FOR CONDUCTING ELECTION TO MIAMI-DADE COUNTY.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1

In accordance with provisions of the Charter of the City of Miami Beach, Florida, a Run-Off Election is hereby called and directed to be held in the City of Miami Beach, Florida, from 7:00 a.m. to 7:00 p.m. on November 19, 2013 for the purpose of electing City Commissioners in Groups I, II and III, who shall hold office for their respective terms as provided by law.

SECTION 2

That the appropriate and proper Miami-Dade County Election Officials shall conduct the Run-Off Election hereby called, except for acceptance of the certification of the results of said Run-Off Election, which duty shall be performed by the City Commission. The official returns for each precinct shall be furnished to the City Clerk of the City of Miami Beach as soon as the ballots from all precincts have been tabulated.

SECTION 3

That the said voting precincts in the City of said Run-Off Election shall be established by the proper and appropriate Miami-Dade County Election Officials. All electors shall vote at the polling places and the voting precincts as determined by the Miami-Dade County Election Officials. Registration of persons desiring to vote in said Run-Off Election shall be in accordance with the general law of the State governing voter registration.

SECTION 4

Notice of said Run-Off Election shall be given by publication in the Miami Herald, a newspaper of general circulation in Miami Beach, Miami-Dade County, Florida.

SECTION 5

The notice of election shall be substantially in the following form:

THE CITY OF MIAMI BEACH, FLORIDA

NOTICE OF RUN-OFF ELECTION

NOTICE IS HEREBY GIVEN that a Run-Off Election has been called by the City Commission of the City of Miami Beach, Florida, and will be held in said City from 7:00 a.m. until 7:00 p.m. on the 19th day of November, 2013, for the purpose of electing City Commissioners in Groups I, II, and III who shall hold office for the term as provided by law.

Said Notice shall further set forth the several polling places in the election precincts as referenced in Section 3 above, and shall further set forth pertinent information regarding eligibility of electors to participate in said election.

SECTION 6

That the official ballot to be used in the Run-Off Election to be held on November 19, 2013, hereby called, shall be in substantially the following form, to wit:

"OFFICIAL BALLOT"
RUN-OFF ELECTION
FOR
ELECTING COMMISSIONERS IN GROUPS I, II, and III
OF THE
CITY OF MIAMI BEACH, FLORIDA
ON NOVEMBER 19, 2013

FOR CITY COMMISSIONER GROUP I

Micky Steinberg

Elsa Urquiza

FOR CITY COMMISSIONER GROUP II

Jorge Exposito

Michael Grieco

FOR CITY COMMISSIONER GROUP III

Matti Herrera Bower

Joy Malakoff

The City Clerk shall prepare the ballot so that the names of Run-off candidates will appear on said ballot in alphabetical order according to surname; provided, however, that said ballot and its preparation shall be such as to permit compliance with the Laws of the State of Florida with respect to the use of an electronic voting system.

SECTION 7

That the absentee voters participating in said Run-Off Election shall be entitled to cast their ballots in accordance with the provisions of the Laws of the State of Florida with respect the absentee voting.

SECTION 8

That the City of Miami Beach shall pay all expenses for conducting this Run-Off Election and will pay to Miami-Dade County or directly to all persons or firms, upon receipt of invoice or statement approved by the Supervisor of Elections of Miami-Dade County, Florida.

SECTION 9

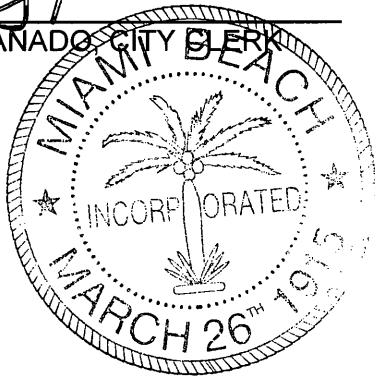
This Resolution shall be effective immediately upon passage.

PASSED and ADOPTED this 12th day of November, 2013.

ATTEST:




RAFAEL E. GRANADO, CITY CLERK





MAYOR MATTI HERRERA BOWER

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

11/7/13

Date



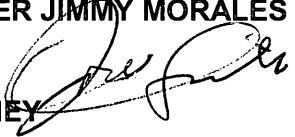
MIAMI BEACH

OFFICE OF THE CITY ATTORNEY

JOSE SMITH, CITY ATTORNEY

COMMISSION MEMORANDUM

**TO: MAYOR MATTI HERRERA BOWER
MEMBERS OF THE CITY COMMISSION
CITY MANAGER JIMMY MORALES**

FROM: JOSE SMITH 
CITY ATTORNEY

DATE: NOVEMBER 12, 2013

**SUBJECT: CANVASSING BOARD FOR CITY OF MIAMI BEACH'S NOVEMBER 19, 2013
RUN-OFF ELECTION (NO COMMISSION ACTION REQUIRED).**

Pursuant to Administrative Orders 13-38 and 13-38A1, Chief Judge Bertila Soto of the Eleventh Judicial Circuit Court for Miami-Dade County, Florida, designated County Court Judge Rodolfo Ruiz and City Elector Jimmy McMillion to serve along with City Clerk Rafael E. Granado as the Miami Beach Canvassing Board for the City's November 19, 2013 Run-Off Election. The Canvassing Board will canvass absentee ballots, and provisional ballots as needed, as well as oversee the conduct of the Run-Off Election.

The adoption of the certification of the Run-Off Election results, as well as the swearing in of all newly-elected City officials, will take place at the November 25, 2013 City Commission meeting.

JS/DT/sc

MIAMIBEACH

CITY OF MIAMI BEACH NOTICE OF CITY COMMISSION MEETING

NOTICE IS HEREBY given that the City Commission of the City of Miami Beach, Florida, will hold a City Commission Meeting on **Tuesday, November 12, 2013, at 12:00 noon**, in the Commission Chambers, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, for the purpose of canvassing the returns of the November 5, 2013 General and Special Elections and ascertaining the results thereof. Should no Run-Off Election be necessary, new officers shall be declared elected subsequent to canvass of the final General Election returns, at which time the new officers shall be installed and shall enter upon the discharge of their duties. If a Run-Off Election is necessary, all new officers shall be declared elected subsequent to canvass of final Run-Off Election returns on the first business day immediately following the County Elections Supervisor's issuance of such final election results, at which time the new officers shall be installed and shall enter upon the discharge of their duties.

If a Run-Off Election is necessary, the Commission Meeting of November 12, 2013 shall occur for the limited purpose of canvassing the returns of the November 5, 2013 General and Special Elections, and/or to address any emergency matter(s), pursuant to Florida Statute §952.38 (as amended from time to time) and City Charter §2.05.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Inquiries concerning this item should be directed to the City Clerk's Office at 305.673.7411. This meeting may be continued, and under such circumstances, additional legal notice will not be provided.

Rafael E. Granado, Esq.,
City of Miami Beach City Clerk

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities and/or any accommodation to review any document or participate in any City-sponsored proceeding, please contact us five days in advance at 305.673.7411 (voice) or TTY users may also call the Florida Relay Service at 711.

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