



City of Miami

Legislation

Resolution: R-18-0383

City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com

File Number: 4724

Final Action Date: 9/13/2018

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), OFFICIALLY ACKNOWLEDGING THE CITY CLERK'S CERTIFICATION OF THE CANVASS AND DECLARATION OF THE RESULTS OF THE CITY OF MIAMI SPECIAL ELECTION HELD ON AUGUST 28, 2018.

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

Section 1. The City Commission hereby officially acknowledges the City Clerk's Certification of the Canvass and Declaration of Results of the City of Miami Special Election held on August 28, 2018.¹

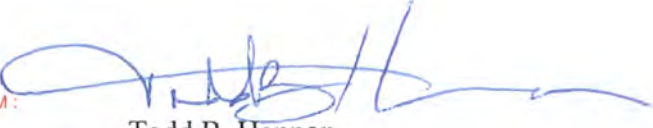
APPROVED AS TO FORM AND CORRECTNESS:


Victoria Méndez, City Attorney 9/17/2018

¹ Acknowledgement of election results are administrative acts which do not require the Mayor's signature.

CITY OF MIAMI, FLORIDA

INTER-OFFICE MEMORANDUM

TO:	Honorable Mayor and Members of the City Commission	DATE:	September 7, 2018	FILE:	
FROM:	 Todd B. Hannon City Clerk	SUBJECT:	Substitution of Exhibit for Agenda Item RE.11	REFERENCES:	
		ENCLOSURES:	(1)		

The Certification and Declaration of Results (herein referred to as “Exhibit”) for agenda item RE.11 scheduled to be heard at the September 13, 2018 City Commission Meeting is being substituted. Agenda item RE.11 is a resolution of the Miami City Commission officially acknowledging the City Clerk’s Certification of the Canvass and Declaration of the Results for the City of Miami’s special election held on August 28, 2018.

At the time the agenda went to print, the Office of the City Clerk had not yet received all of the information from the Miami-Dade Elections Department necessary to complete the Exhibit for item RE.11. With this in mind, a placeholder Exhibit was included with the resolution that went to print with the agenda. Enclosed with this memo is the finalized Exhibit pertaining to item RE.11.

This document will be submitted into the record as a substitution during the discussion for item RE.11.

- C: Emilio T. Gonzalez, Ph.D., City Manager
- Victoria Méndez, City Attorney
- Barnaby Min, Deputy City Attorney
- George Wysong, Assistant City Attorney
- Miriam Arcia, Agenda Coordinator

4724-Exhibit SUB

**CERTIFICATION AND DECLARATION OF RESULTS
FOR THE SPECIAL ELECTION
HELD ON AUGUST 28, 2018**

STATE OF FLORIDA)

MIAMI-DADE COUNTY)

CITY OF MIAMI)

THIS DOCUMENT IS A SUBSTITUTION TO ORIGINAL. BACKUP ORIGINAL CAN BE SEEN AT THE END OF THIS DOCUMENT.

I. Todd B. Hannon, City Clerk of the City of Miami, Florida, do hereby certify that all necessary legal steps were taken in connection with the conduct of the City of Miami Special Election held on August 28, 2018 including, though not limited to, the following:

I. On Wednesday, August 8, 2018:

- A. Commencing at approximately 10:00 a.m., the Miami-Dade County Supervisor of Elections (hereinafter referred to as "Supervisor of Elections") conducted a logic and accuracy test of the touch screen and optical scan voting systems to be used for vote-by-mail, early voting and precinct ballots for the August 28, 2018 City of Miami Special Election.

- B. The Supervisor of Elections compared the test results with the predetermined totals for the tabulating devices selected for the logic and accuracy test and pursuant to the requirements established in Section 101.5612, Florida Statutes, observed the performance and results of all required tests and verified the correctness of the programs and equipment.

II. On Monday, August 13, 2018 through Tuesday, August 28, 2018:

- A. Commencing at approximately 10:00 a.m. on Monday, August 13, 2018, the Supervisor of Elections conducted the pre-count logic and accuracy test of the optical scan voting system used for vote-by-mail, provisional and overseas ballots, and verified the correctness of the programs and equipment. Additionally, the Miami-Dade Elections Department began the process of opening vote-by-mail ballots in addition to the duplication of damaged vote-by-mail ballots. This task was carried out on an as-needed basis until Tuesday, August 28, 2018.

- B. Commencing at approximately 10:00 a.m. on Monday, August 13, 2018, Miami-Dade County's Canvassing Board (hereinafter referred to as "Canvassing Board") met to canvass presumed invalid vote-by-mail ballots. This task was carried out on an as-needed basis until Tuesday, August 28, 2018.

III. On Tuesday, August 28, 2018 through Friday, August 31, 2018:

A. Commencing at approximately 3:00 p.m. on Tuesday, August 28, 2018, the Canvassing Board met to canvass presumed invalid vote-by-mail ballots. Per Section 101.048(1), Florida Statutes, persons casting provisional ballots have the right to present written evidence supporting their eligibility to vote to the Supervisor of Elections no later than 5:00 p.m. on the second day following the election. The deadline to provide said evidence was Thursday, August 30, 2018. On Friday, August 31, 2018, provisional ballots were canvassed by the Canvassing Board. After the completion of this task, the tabulation of preliminary election results was finalized and the Supervisor of Elections presented me with the UNOFFICIAL election results for the August 28, 2018 City of Miami Special Election.

IV. On Tuesday, September 4, 2018:

A. On Tuesday, September 4, 2018 the Canvassing Board met at approximately 10:00 a.m. to finalize the election results. After the completion of this task, the Supervisor of Elections presented me with the certified OFFICIAL election results for the August 28, 2018 City of Miami Special Election.

V. I further certify and declare that the results of the City of Miami Special Election held on August 28, 2018 are as follows:

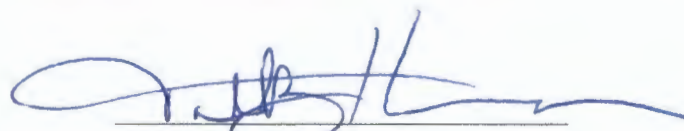
CITY OF MIAMI SPECIAL ELECTION – AUGUST 28, 2018								
	TOTAL VOTES	%	ELECTION DAY		VOTE-BY-MAIL	EARLY VOTING		PROVI-SIONAL
			OPTICAL SCAN	IVO		OPTICAL SCAN	IVO	
PRECINCTS COUNTED	146	100.00						
REGISTERED VOTERS - TOTAL	195,709							
BALLOTS CAST - TOTAL	42,669		16,257	1	18,954	7,444	1	12
VOTER TURNOUT - TOTAL		21.80						

CITY OF MIAMI SPECIAL ELECTION – AUGUST 28, 2018
<p>Proposed Jungle Island hotel and lease extension on City-owned Watson Island</p> <p>Shall Miami's Charter be amended extending Jungle Island's Lease for an additional 39-years, plus 15-year option, waiving competitive bidding, allowing at developer's expense and option, construction of hotel and attractions with maximum 300 rooms and 130-foot height, in exchange for:</p> <ul style="list-style-type: none"> • Additional annual rent for the hotel of \$250,000.00 increasing to \$1,220,000.00 or 5.0% of hotel gross sales, whichever greater; • Contribution of \$700,000.00 to the adjacent City park and \$750,000.00 for affordable housing?

	TOTAL VOTES	%	ELECTION DAY		VOTE-BY-MAIL	EARLY VOTING		PROVI-SIONAL
			OPTICAL SCAN	IVO		OPTICAL SCAN	IVO	
YES	22,024	58.99	7,935	1	10,460	3,621	0	7
NO	15,309	41.01	6,070	0	6,196	3,039	1	3
Total	37,333		14,005	1	16,656	6,660	1	10
Over Votes	40		5	0	32	3	0	0
Under Votes	5,296		2,247	0	2,266	781	0	2

VI. I further certify and declare that the charter amendment voted upon at the August 28, 2018 City of Miami Special Election was approved by the electorate.

WITNESS my hand and the official seal of the City of Miami, Florida, this 5th day of September 2018.


 Todd B. Hannon
 City Clerk

Sworn to and subscribed before me this 5th day of September 2018, by Todd B. Hannon, who is personally known to me and did take an oath.

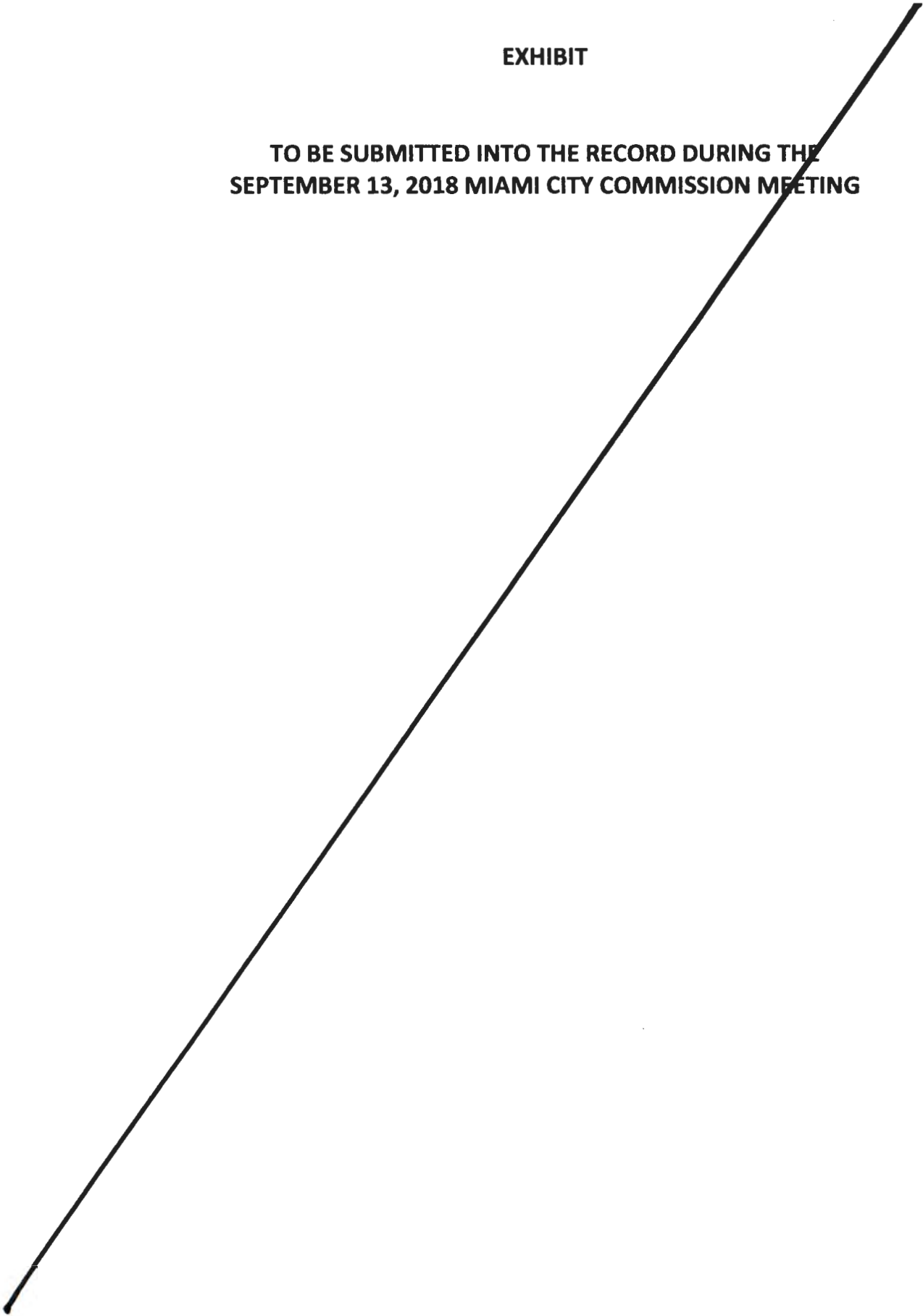

 Sandra Forges, Notary Public



SUBSTITUTED

EXHIBIT

**TO BE SUBMITTED INTO THE RECORD DURING THE
SEPTEMBER 13, 2018 MIAMI CITY COMMISSION MEETING**





City of Miami

Master Report

City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com

Enactment Number: R-18-0383

File Number: 4724

File Type: Resolution

Status: **ADOPTED WITH
MODIFICATION(S)**

Revision: A

Controlling Body: City Commission

File Name: Officially Acknowledge Election Results - August 28,
2018

Introduced: 8/22/2018

Requesting Dept: Office of the City Clerk

Final Action Date: 9/13/2018

Title: A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), OFFICIALLY ACKNOWLEDGING THE CITY CLERK'S CERTIFICATION OF THE CANVASS AND DECLARATION OF THE RESULTS OF THE CITY OF MIAMI SPECIAL ELECTION HELD ON AUGUST 28, 2018.

Sponsors:

Notes:

Links:

Attachments: 4724-Exhibit SUB(PDF)

4724-Submittal-City Clerk-Memo_to_HM_Commissioners_re_OfficialElectionResults_Aug28_2018 (PDF)

4724-Submittal-City Clerk-OfficialResults_SpecialElection_Aug28_2018_MDC_CertificationEL45A(PDF)

4724-Submittal-City Clerk-OfficialResults_SpecialElection_Aug28_2018_Report_EL45A_Mia_PR (PDF)

4724-Submittal-City Clerk-OfficialResults_SpecialElection_Aug28_2018_Report_EL30A_Mia_PR (PDF)

History of Legislative File:

Revision:	Acting Body:	Date:	Action:	Result:
	Victoria Méndez	9/4/2018	Approved Form and Correctness	Completed
	City Commission	9/13/2018	Meeting	Completed
	City Commission	9/13/2018	ADOPTED WITH MODIFICATION(S)	Passed
A	Victoria Méndez	9/17/2018	Approved Form and Correctness with Modification(s)	Completed
A	City Clerk's Office	9/18/2018	Rendered	Completed