



Wynwood BID Board of Directors Meeting

2751 North Miami Ave, Suite 3 Miami, FL 33127

June 12, 2020 from 10:30 a.m. to 1:27 a.m.

Meeting Minutes are not verbatim

Board Members in Attendance:

Albert Garcia, Wynwood BID
Irving Lerner, Wynwood BID
Marlo Courtney, Wynwood BID
Jon Paul Perez, Wynwood BID
Glenn Origin, Wynwood BID
Gabriele Braha Izsak, Wynwood BID
David Charette, Wynwood BID
Sven Vogtland, Wynwood BID

Members Absent:

Others in Attendance:

Daniel D. Diaz, City of Miami City Attorney's Office
David Snow, City of Miami Planning
Commander Daniel Kerr, City of Miami Police
Bruce Fischman, Mana Wynwood; The Fischman Law Firm
David Polinsky, Fortis Design + Build
Philippe Kalifa, El Patio; Wynwood Restaurant & Bar Association
Coco Coig, Le Chick; Wynwood Restaurant & Bar Association
Kelly Penton, Kivvit PR
Taylor Cavazos, Kivvit PR
Manny Gonzalez, Wynwood BID
Aleksander Sanchez, Wynwood BID
Christopher Hoffman, Wynwood BID

- Wynwood Business Improvement District (BID) Chairman, Albert Garcia, called the meeting to order at 10:30am and provided the following statement:

Pursuant to Executive Order No. 20-139, issued by the Office of Governor Ron DeSantis on June 3, 2020, local governmental bodies may conduct meetings without having a quorum of its members present physically or at any specific location, and utilizing communications media technology such as telephonic or video conferencing, as provided by Section 120.54(5)(b)2, Florida Statutes. Procedures for the public comment will be explained by the City Attorney shortly. The members of the Wynwood Business Improvement District Board appearing remotely for this meeting are GABRIELE BRAHA IZSAK, GLENN ORGIN, DOCTOR IRVING LERNER, JON PAUL PEREZ, MARLO COURTNEY AND SVEN VOGTLAND. Also appearing remotely are Manny Gonzalez, BID Executive Director, and Daniel Diaz, City Attorney.

- Daniel D. Diaz, Assistant City Attorney for the City of Miami Office of the City Attorney, stated the procedures to be followed during this meeting. They are as follows:

Any person who is a lobbyist pursuant to Chapter 2 Article VI of the City Code, must register with the city clerk and comply with related city requirements for lobbyists before appearing before the BID. A person may not lobby a city official, board member, or staff member until registering. A copy of the code section about lobbyists is available in the City Clerk's office or online on www.municode.com. • In accordance with Section 2-888 written notice for this virtual meeting was provided to the city clerk at least seven days prior to this virtual meeting. • Since this is a virtual meeting as authorized by the Governor the State of Florida, members of the public wishing to address the body may do so by visiting <https://WynwoodMiami.com/VirtualMeeting> to submit their written comments via the online comment form. Members of the public may also call 786-610-4830 to provide comments via the dedicated Wynwood BID public comment voicemail. All comments submitted will be included as part of the public record for this virtual meeting and will be considered by the BID prior to any action taken. The BID will accommodate any speakers desiring to appear in person, subject to all applicable emergency measures in place to prevent the further spread of COVID-19. Speakers who appear in person will be subject to screening for symptoms of COVID-19. Any persons exhibiting any symptoms of COVID-19 will not be permitted to enter the BID Office. All interested parties are required to abide by all State, County, and local emergency orders and are urged to remain at home and practice social distancing. If the proposition is being continued or rescheduled, the opportunity to be heard may be at such later date, before the BID takes action on such proposition. • When addressing the BID, the member of the public must first state his or her name, his or her address, and what item will be spoken about. • When the BID takes action or votes on any proposition before it, it shall do so by a roll call vote which shall be recorded by the Executive Director and included in the record. • Please silence all cell phones and other noise-making devices. • Any person with a disability requiring assistance, auxiliary aids, and services for this meeting may notify the City Clerk and BID Executive Director. • Please note BID Board Members have generally been briefed by BID staff and/or the city attorney on items on the agenda today. Access and Public Comment Accommodations Access to the Meeting The BID is using Zoom to hold its June 12, 2020 Virtual meeting. Zoom is a cloud platform for video and audio conferencing, collaboration, chat, and webinars across mobile devices,

desktops, telephones, and room systems. In order to ensure that the public has the ability to view the meeting, the BID will broadcast the meeting and the meeting can be viewed live on Miami TV (miamigov.com/tv), through the BID's Facebook page [facebook.com/WynwoodMiami](https://www.facebook.com/WynwoodMiami), and on Comcast channel 77 (City of Miami). The broadcast will also have closed captioning. Additionally, the BID has not selected a virtual platform that requires the public to purchase or download any additional software or equipment to watch this meeting. Aside from the Zoom platform and that the participants will be appearing remotely; the public will have no discernible difference in their ability to watch the meeting. Public Comment the BID has developed several new methods of ensuring public comment for a virtual meeting. It has established two (2) new options. 1. The first new option allows the public to provide public comments via the dedicated BID public comment voicemail by calling 786-610-4830 where the individuals will be able to leave a two (2) minute message that will be played during the virtual BID meeting. 2. The second new option allows the public to submit comments via the BID's online comment form. The comments submitted through the comment form have been distributed to the Board members and BID staff throughout the day so that the BID Board members can consider the comments prior to taking any action. Additionally, the online comment form will remain open during the meeting to accept comments and distribute to the BID Board members up until the Chairman closes public comment. For all of the aforementioned options, all the comments received will be included in the public record of the meeting. For these two (2) new options, the BID also created a simple set of instructions explaining how the public may submit their comments with either option. Those instructions were provided in the notice to the public and published online at <https://WynwoodMiami.com/VirtualMeeting> Additionally, like any other BID meeting, the public may provide public comment at the BID's office. The BID set up a terminal in the event members of the public travel to the BID office to provide public comment. However, due to COVID-19, all speakers desiring to appear in person will be subject to all applicable emergency measures in place to prevent the further spread of COVID-19. Speakers who appear in person will be subject to screening for symptoms of COVID-19. Any persons exhibiting any symptoms of COVID-19 will not be permitted to enter the BID Office but will be able to participate through the remote options described above. These three (3) public comment options established and provided for the Virtual BID meeting comply with Section 286.0114, and Section 120.54, Florida Statutes ("F.S."). The BID has published an agenda, as well as included in the Notice to the Public pursuant to our City Code and the items and topics that will be discussed at the Virtual BID Meeting. Additionally, the public has been given the opportunity to provide public comment during the meeting (the terminal at BID office and the online public comment form) and within reasonable proximity in time before the meeting (and during) via the public comment voicemail, and online public comment form. Moreover, Section 286.0114(4)(c), F.S., specifically authorizes the BID to "[p]rescribe procedures or forms for an individual to use in order to inform the board or commission of a desire to be heard; to indicate his or her support, opposition, or neutrality on a proposition" The BID through its three (3) public comment options has provided three (3) different procedures and forms to indicate, among other things, his or her support, opposition, and neutrality on the items and topics to be discussed at the virtual BID meeting. The BID provided information on how to submit its comments in the Notice to the Public, on a dedicated webpage, and via its social media channels.

- It was noted that BID Chairman, Albert Garcia, agreed to all the notice provisions set forth and these uniform rules of procedures established for this Virtual meeting.

PUBLIC COMMENTS:

- Albert Garcia opened the public comments portion for the BID Board of Director's meeting via live audio.
- Bruce Fischmann, on behalf on Mana Miami, notified the BID that Leslie Sharpe is no longer with Mana Miami and subsequently no longer a member of the BID Board of Directors.
- Bruce Fischmann expressed an interest in having a representative from Mana occupy the BID Board seat vacated by Leslie Sharpe.
- Coco Coig, owner of *Le Chick* and Vice President of the Wynwood Restaurant & Bar Association (WRBA), notified the BID that him and various members of the Bar association performed noise level tests utilizing units from Wynwood 25 and 250 Wynwood and is reporting that that they will be able to meet the noise standards requested by the BID on the proposed City of Miami noise ordinance amendments.
- David Polinsky, Co-founder of Fortis Design + Build and former Zoning Committee Chair for the Wynwood Business Improvement District, expressed support for the City of Miami noise ordinance modifications proposed by the BID.
- Philippe Kalifa, owner of El Patio and president of the WRBA, expressed that noise level test came positive and that WRBA is prepared to support the noise ordinance modifications proposed by the BID.
- Albert Garcia opened the public comments portion for the BID Board of Director's meeting via in person visit to the BID office at 2751 N Miami Ave, Suite 3 Miami, FL 33127.
- As per Manny Gonzalez, it was noted that there were no people present at the BID office who wished to provide public comment.
- Albert Garcia opened the public comments portion for the BID Board of Director's meeting via the dedicated BID public comment voicemail.
- It was noted that there were several public comments were submitted meeting via the dedicated BID public comment voicemail.
- **Pre-recorded comments are on file and available by request.**
- Albert Garcia opened the public comments portion for the BID Board of Director's meeting via the BID's online comment form.

- It was noted that one comment was submitted through the comment form by a Danielle Jordan and distributed to the Board members and BID staff. The comment was as follows:

I am a resident of the district in which Wynwood is situated. I am also an educator working with a nonprofit education organization in Miami. I taught high school for three years and am a frequent patron of Wynwood businesses. We are in a critical time as a community and nation to be aware of how we engage our community. The City of Miami is currently looking towards approving a donation from you all for the Miami Police Department.

I know you all have been working on this for over a year and it is in response to the unfortunate loss of life in the area. I am emailing you all and asking that you all reconsider where you all choose to donate that money and instead consider investing in the communities in and around Wynwood which would do a better job of preventing crime in the first place rather than looking to continue policing that can harm the community.

I know you all are representing businesses and find it necessary to continue to think about ways to be conscious businesses that listen to the cry of patrons and residents of our community.

EXECUTIVE DIRECTOR REPORT:

- Manny Gonzalez provided an update on the various initiatives currently in progress by the Wynwood Business Improvement District (BID) as of June 11, 2020.
- It was noted that the BID has been regularly disseminating key updates and important advisories regarding Covid-19 to the Wynwood BID Community as March 12, 2020.
- It was noted that the BID partnered *Domio Wynwood* to promote their initiative of donating room nights at no charge to Miami hospital workers, which was one of the first initiatives initiated once the pandemic arrived to ensure the safety of our front line workers via the utilization of un-used hotel inventory.
- As per discussion with the Miami-Dade County Department of Transportation and Public Works, it was noted that the North Miami Avenue drainage project has been delayed 2 to 3 months and is now projected to be completed on September 2020.
- It was noted that the lease for the Wynwood BID office, 2751 N Miami Ave, expired on May 2020 and the BID is currently procuring a 3-month extension on the lease, to ensure ample time to finalize a new office lease at a location of need within the District.
- It was noted that City of Miami Police Department, with permission from the Wynwood BID, has been utilizing the BID office as a police sub-substation.
- It was noted that the BID, with direction from the City of Miami Legal Department, is working with Bank OZK on transferring funds interest generating account initiative.

- The Wynwood BID Project Coordinator, Aleksander Sanchez, provided a Wynwood BID operations update.
- It was noted that the BID enacted an updated *Wynwood Emergency Hurricane Plan* for 2020 and has been in discussion with City of Miami Public Works to ensure that appropriate efforts are being made mitigate damage from debris and flooding in the event of a massive storm.
- It was noted that Miami Dade County is currently working on the pedestrian features at the intersection of NW 1st Pl and NW 20th St. as they will be replaced and improved as part of an on-going signal replacement at the location. The work order stipulates a construction duration of up to 90 days. MOT is on file.
- As per Aleksander Sanchez, the Wynwood BID has been working with the MPA to introduce a rideshare pilot program to address problems with vehicular traffic flow and life safety concern stemming from Uber & Lyft users.
- It was noted that 5 locations were initially installed and after further discussion with the MPA another 5 have been approved.
- The BID and MPA have also met with Uber and Lyft to ensure that the locations have the highest impact. As such, the designated locations may be subject to change.
- It was noted that in an effort to help Miami restaurants get up and running following the COVID-19 shutdown, the City of Miami has created the Restaurant Recovery Program, which allows restaurants to temporarily add or expand outdoor seating areas while meeting social distancing requirements.
- As per Manny Gonzalez, the BID has been assisting participating Wynwood restaurants to ensure they take advantage of the Restaurant Recovery Program and has enlisted Bob's Barricades to provide water barricades as a public safety measure for outdoor cafés.
- As per Manny Gonzalez, the BID has been coordinating with the Miami Parking Authority (MPA) to ensure proper utilization of right of way so we can begin the installation of augmented seating areas for participating restaurants.
- It was noted that *Zak the Baker* was the first Outdoor Café applicant to be approved within the City of Miami.
- It was noted that release of approved permits has been postponed at the request of the BID due to safety concerns from the ongoing protest demonstrations.

SECURITY UPDATE:

- City of Miami Police Commander Daniel Kerr provided a June 2020 security update to the Wynwood BID Board of Directors.

- As per Commander Kerr, it was noted that overall crime has decreased 60% since the City of Miami today declared a State of Emergency, in light of the Covid-19 Pandemic.
- It was noted that the DJI Wynwood Store, 2349 NW 2 Ave, and Sneaker Buyers, 2603 N Miami Ave, were looted on Saturday, May 30th, during the protests.
- Commander Kerr attributed the Miami Police Department's closed-circuit television (CCTV) system as an integral tool in the apprehension of the perpetrators.
- It was noted that Wynwood NET Police is currently short-staffed due to Covid-19 and the Black Live Matter protests.
- As per Commander Kerr, it was noted there have been an upwards of 2000 participants at any particular protest in Miami and many have involved Wynwood to a capacity.
- It was noted that there were no further incidents in Wynwood aside from the lootings on Saturday that began in downtown Miami and affected two businesses within our District.
- Commander Kerr attributed the successful mitigation and de-escalation of violent protests due to due the rapport the Wynwood NET police developed with the community and a non-aggressive police stance.
- It was noted the *Black Lives Matter* peaceful protests are expected to continue and Commander Kerr anticipates marches in Wynwood in the coming weekend.
- As per Commander Kerr, it was noted that regular activity is slowly increasing in the area.
- Albert Garcia made a statement, on behalf of the Wynwood BID Board of Directors, in support of peaceful demonstrations and protests for Black Lives Matter.

MARKETING & ECONOMIC DEVELOPMENT UPDATE:

- Wynwood BID Marketing Coordinator, Chris Hoffman, provided Marketing Coordinator Report.
- It was noted that the BID continues to send email memos to keep the community apprised of all policy changes related to COVID-19. Each memo was also posted on WynwoodMiami.com.
- As per Chris Hoffman, the BID's marketing focus has been on amplifying reopening efforts, including the forthcoming outdoor dining program.
- It was noted that the BID compiled a list of all F&B operators that remained open for takeout and/or delivery. The list can be found at WynwoodMiami.com/food and has been shared with email subscribers, social media audiences and external partners.

- It was noted that the BID assisted in the promotion of donation efforts from Basico, The Salty and Domio
- It was noted that #WynAtHome was launched in response to closure of businesses. The program featured Instagram Live videos from several local businesses.
- It was noted that as of June 1, all social media will be handled in-house.
- Albert Garcia, notified the BID of the Miami City Ballet’s Facebook series June 12th screening of “Heatscape”.
- “Heatscape” was created by renown choreographer Justin Peck and was inspired by Miami’s Wynwood Walls, features a backdrop by street artist Shepard Fairey.
- Kelly Penton and Taylor Cavazos provided a recap of public relations initiatives that Kivvit has managed for the Wynwood BID for March and April amid the Covid-19 pandemic.
- To secure inclusion of the Wynwood BID in stories related to business closures following County Executive Orders for non-essential businesses in early March, Kivvit helped to set up interviews with the BID and local business owners, such as Adam Gersten and Sven Vogtland, for inclusion in stories focused on the restaurant industry’s brace for closure and impacts due to COVID-19.
- Based on ongoing developments tied to COVID-19, Kivvit developed a tailored pitch to secure Manny and Albert’s inclusion in regional and local news stories focused on 1) what the Wynwood BID is doing to advocate on behalf of the neighborhood 2) how businesses/residents are being affected at this time and what they can do to mitigate negative economic impact and 3) how businesses can eventually recover.
- To support Wynwood businesses throughout the COVID-19 crisis, Kivvit worked with the BID’s internal and social teams throughout March and April to announce the virtual series concept, #WynAtHome.
- It was noted that the resolution that would enable Virgin Trains (Brightline) to construct five commuter rail platforms along the northeast corridor of the Strategic Miami Area Rapid Transit Plan was amended on June 2nd Miami-Dade County Commission meeting.
- It was noted that the County Mayor or designee is to provide a report to the Board of Commissioners within 90 days and is directed that as part of the negotiations with Virgin Trains, the parties negotiate whether there should be an access fee for the use of the railroad corridor and if so, who should bear the cost of the access fee.
- It was noted that government officials are now work towards finalizing an agreement to bring commuter rail to the Edgewater-Midtown-Wynwood area with service commencing in early 2022.

- Irving Lerner expressed that the commuter rail station will not be economically sound unless federal funds are granted.

CAPITAL & REGULATORY UPDATE:

- David Snow, Chief of Urban Design for the City of Miami Planning Department, provided an update on the Wynwood Streetscape & Street Tree Masterplan and NW 3rd Avenue Woonerf.
- As per David Snow, the City of Miami Office of Capital Improvements is currently working on the implementation of the Wynwood Streetscape & Street Tree Masterplan and a final draft will be submitted to the BID later today.
- It was noted that David Snow will present the finalized masterplan to BID board of directors on the following board meeting.
- It was noted that the NW 29th Street segment is still under debate due to consideration to possible interstate-95 connection
- As per David Snow, Local Office Landscape & Urban Design (LOLA) will submit a finalized schematic design of the NW 3rd Avenue Woonerf by the end of next week.
- The NW 3rd Avenue Woonerf schematic design will be reviewed by the Wynwood BID Capital & Regulatory Committee and subsequently by the BID board of Directors.
- It was noted that further funds will need to be allocated to devise implementation of the Woonerf.
- Albert Garcia provided a recap of the Wynwood BID noise ordinance amendment draft.
- It was noted that the proposed amendment will solely apply to Neighborhood Revitalization District (NRD-1) boundaries and are as follows:
 - Music may not be played between the hours of 3am and 7am
 - Current ordinance is 11pm to 7am
 - Max 85 dBA at a distance of 5 feet from property line
 - Max 68 dBC when measured from within a closed structure
 - Max 42 dBA when measured from within a closed structure
 - City of Miami Commission can amend regulations for special occasions via resolution
- It was noted that the WRBA is largely in agreement with the proposed amendment draft, with the exception of the following:
 - Max 85 dBA at a distance of 15 feet from property line
 - Max 62 dBA when measured from within a closed structure

NEW BUSINESS:

- Albert Garcia opened discussion on the allocation of funds for the expansion of the Wynwood CCTV security network.
- As per Albert Garcia, it was noted that funds for the expansion of the Wynwood CCTV were allocated when the BID board of director unanimously approved the BID 2019-2020 fiscal year budget during the July 17, 2019 BID Board Retreat.
- It was noted that due to recent criticism from the public, City of Miami Commission approval was deferred to allow for further deliberation from the BID.
- Irving Lerner noted that the funds for the expansion are derived from the Wynwood BID Parking Trust Fund.
- Albert Garcia provided further clarification in that the BID budget is determined by a yearly special assessment tax paid by participating property owners in Wynwood.
- Manny Gonzalez stated that the Wynwood BID also has about \$3,000,000 in restricted funds via the Wynwood BID Public Benefit Trust Fund that will be allocated for the development of low-income housing within the NRD.
- As per Manny Gonzalez the network does not actively monitor the public but used retroactively in the case a crime was committed, in addition to the contrary message the cameras do not target muralist within the District.
- As per Commander Kerr, crime in Wynwood has dropped 40% since the initial installation of the CCTV network.
- It was noted that further discussion was tabled for a later time out of respect to the public comments heard today.
- Irving Lerner expressed concern over the recent growth of the homeless population in Wynwood.
- **Meeting adjourned at 1:27pm**

MEETING MOTIONS SUMMARY:

MOTION #1: March 11, 2020 Board of Director's Meeting Minutes:

- Upon a properly made and seconded motion, it was unanimously resolved to approve the March 11, 2020 Wynwood BID Board of Directors meeting minutes.

Marlo Courtney provided first motion; Irving Lerner seconded
Motion Passed Unanimously