

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2019-25

A RESOLUTION OF THE CITY COMMISSION RATIFYING AND ACCEPTING RESOLUTIONS PASSED BY MIAMI-DADE COUNTY APPROVING EXECUTION OF INTERLOCAL AGREEMENT AND CALLING FOR A SPECIAL ELECTION NECESSARY FOR THE TRANSFER OF CONTROL FROM MIAMI-DADE COUNTY TO THE CITY OF CORAL GABLES OF BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT LOCATED ENTIRELY WITHIN THE CITY, AND AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION.

WHEREAS, Miami-Dade County (“County”) approved the creation of the Banyan Drive Security Guard Special Taxing District (“Special Taxing District”) in County Ordinance No. 18-110; and

WHEREAS, the Special Taxing District is located entirely within the City of Coral Gables (“City”), and section 18-3.1 of the Code of Miami-Dade County provides that for special taxing districts located entirely within municipal boundaries the County may designate the governing body of the municipality as the governing body of the special taxing district, subject to a majority vote of the qualified electors of the respective districts; and

WHEREAS, the City Commission, by Resolution No. 2018-56 (Exhibit “A”), expressed its desire for the immediate transfer of control from Miami-Dade County to the City of Coral Gables of the Special Taxing District upon its creation; and

WHEREAS, on October 2, 2018, the County by Resolution No. R-964-18, approved the interlocal agreement and the transfer of the Special Taxing District (Exhibit “B”), subject to the City passing this resolution; and

WHEREAS, the County called, by Resolution No. R-965-18, a special election for the Special Taxing District, providing that the special elections shall be held within the boundaries of the Special Taxing District, the ballot question to be presented for approval or disapproval by a mailed ballot, the noticing requirements, registration deadline, and the special elections shall be held on December 11, 2018, and all marked ballots must be received by 7:00 pm on that day (Exhibit “C”); and

WHEREAS, the City Commission finds it to be in the best interests of the City to approve this resolution and hereby ratifies and accepts County Resolution No. R-964-8 approving the interlocal agreement, and County Resolution No. R-965-18 calling for a special election in the Special Taxing District to seek its approval or disapproval for a resolution designating the City as

the governing body of the Special Taxing District pursuant to section 18-3.1 of the Code of Miami-Dade County;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the City Commission of Coral Gables hereby approves this resolution and ratifies and accepts County Resolution No. R-964-18 (approving the transfer and the interlocal agreement), authorizing the City Manager to execute such interlocal agreement, and County Resolution R-965-18, calling for a special election in the Special Taxing District to seek its approval or disapproval for a resolution designating the City as the governing body of the Special Taxing District pursuant to section 18-3.1 of the Code of Miami-Dade County.

SECTION 3. That the City Commission hereby directs the City Clerk to transmit a copy of this Resolution to the Miami-Dade County Clerk of the Board of County Commissioners.

SECTION 4. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWENTY-SECOND DAY OF JANUARY, A.D., 2019.
(Moved: Quesada / Seconded: Lago)
(Unanimous Voice Vote)
(Agenda Item: D-3)

APPROVED:



RAÚL VALDÉS-FAULI
MAYOR

ATTEST:



BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



MIRIAM SOLER RAMOS
CITY ATTORNEY

MEMORANDUM

Agenda Item No. 5(E)(1)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

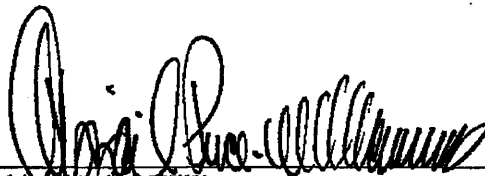
DATE: October 2, 2018

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution relating to the Banyan Drive Security Guard Special Taxing District located entirely within the boundaries of the city of Coral Gables, and bounded on the north by Southwest 88 Street, on the east by Southwest 54 Court, on the south by Southwest 98 Terrace, and on the west by Southwest 56 Court; transferring the Special Taxing District to the City of Coral Gables in accordance with section 18-3.1 of the Code; approving and authorizing the County Mayor to execute an Interlocal Agreement for the transfer; authorizing the County Mayor to take all actions necessary to effectuate same

Resolution No. R-964-18

The accompanying resolution was prepared by the Parks, Recreation and Open Spaces and placed on the agenda at the request of Prime Sponsor Commissioner Xavier L. Suarez.


Abigail Price-Williams
County Attorney

APW/cp

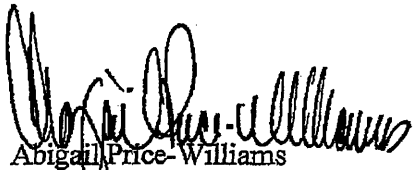


MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: October 2, 2018

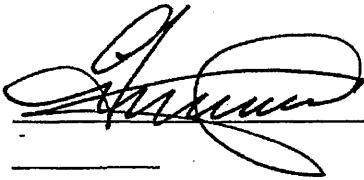
FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 5(E)(1)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's _____, 3/5's _____, unanimous _____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____



Mayor

Agenda Item No. 5(E)(1)

10-2-18

Veto _____

Override _____

RESOLUTION NO. R-964-18

RESOLUTION RELATING TO THE BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT LOCATED ENTIRELY WITHIN THE BOUNDARIES OF THE CITY OF CORAL GABLES, AND BOUNDED ON THE NORTH BY SOUTHWEST 88 STREET, ON THE EAST BY SOUTHWEST 54 COURT, ON THE SOUTH BY SOUTHWEST 98 TERRACE, AND ON THE WEST BY SOUTHWEST 56 COURT; TRANSFERRING THE SPECIAL TAXING DISTRICT TO THE CITY OF CORAL GABLES IN ACCORDANCE WITH SECTION 18-3.1 OF THE CODE OF MIAMI-DADE COUNTY; APPROVING AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN INTERLOCAL AGREEMENT FOR THE TRANSFER; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE SAME

WHEREAS, the Board of County Commissioners ("Board") desires to transfer the Banyan Drive Security Guard Special Taxing District pursuant to section 18-3.1 of the Code of Miami-Dade County, Florida ("Code"),

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board incorporates the matters set forth in the foregoing recitals as part of this Resolution.

Section 2. Pursuant to section 18-3.1 of the Code, this Board designates the governing body of the City of Coral Gables as the governing body of the Banyan Drive Security Guard Special Taxing District.

Section 3. The City of Coral Gables shall be responsible for all pre-existing and future liabilities, for the protection of any creditors, whether known or unknown.

Section 4. This Board hereby approves the Interlocal Agreement in substantially the form attached hereto, between Miami-Dade County and the City of Coral Gables, and authorizes the County Mayor or County Mayor's designee to execute said agreement.

Section 5. The City of Coral Gables will take full control of the Banyan Drive Security Guard Special Taxing District as provided in the Interlocal Agreement.

Section 6. The provisions of this Resolution shall take effect when approved by a majority vote of the qualified electors residing in the Special Taxing District at an election to be called by this Board and noticed and conducted as this Board shall determine by Resolution.

The foregoing resolution was offered by Commissioner **Xavier L. Suarez** who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

Esteban L. Bovo, Jr., Chairman	aye		
Audrey M. Edmonson, Vice Chairwoman	aye		
Daniella Levine Cava	aye	Jose "Pepe" Diaz	aye
Sally A. Heyman	nay	Eileen Higgins	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Jean Monestime	absent	Dennis C. Moss	aye
Rebeca Sosa	absent	Sen. Javier D. Souto	nay
Xavier L. Suarez	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of October, 2018. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Christopher Agrippa

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Ryan Carlin
Jorge Martinez-Esteve

TRANSFER OF THE BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT FROM MIAMI-DADE COUNTY TO THE CITY OF CORAL GABLES

THIS AGREEMENT FOR TRANSFER OF THE BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT TO BE CREATED BY MIAMI-DADE COUNTY (AGREEMENT), made and entered into this ____ day of _____, 2018, by and between the CITY OF CORAL GABLES, FLORIDA, a municipal corporation of the STATE OF FLORIDA (hereinafter referred to as the "City") and MIAMI-DADE COUNTY, a political subdivision of the STATE OF FLORIDA (hereinafter referred as the "County").

WITNESSETH

WHEREAS, the City has requested the creation and immediate transfer of control of the Banyan Drive Security Guard Special Taxing District ("**Special Taxing District**") from the County to the City such that the City Commission will become the governing body responsible for the Special Taxing District; and

WHEREAS, the City and the County are mutually desirous of transferring the Special Taxing District to the City; and

WHEREAS, the County is immediately transferring the Special Taxing District to the City upon creation, and therefore the County will not establish or provide any services or assets to the Special Taxing District; and

WHEREAS, the City shall take full responsibility for the operation and maintenance of the Special Taxing District as determined herein, including exclusive responsibility for all pre-existing and future liabilities, whether known or unknown,

NOW, THEREFORE, in consideration of the covenants herein provided, the City of Coral Gables and Miami-Dade County agree as follows:

1. The foregoing recitals are incorporated herein.
2. This Agreement shall become effective if passed pursuant to a joint resolution of the City and County transferring the Special Taxing District, and a favorable election of the residents for the transfer ("**Effective Date**").
3. Twelve (12) days after the Effective Date, unless a contest of the election is filed pursuant to section 102.168 of the Florida Statutes, the Board of County Commissioners will no longer be the governing body of the Special Taxing District and the City Commission shall be the governing board of the Special Taxing District ("**Transfer Date**"). If a contest is filed, the transfer will occur upon a successful resolution of such contest upholding the election, which is no longer challengeable by any appeal.
4. Prior to the Transfer Date, the County's involvement with the Special Taxing District shall be exclusively administrative to effectuate the creation and immediate transfer of the Special Taxing District to the City.

5. On Transfer Date, the County will cease all involvement, and the City will be exclusively responsible for the Special Taxing District.
6. Beginning on the Effective Date, the City shall be responsible for all pre-existing and future liabilities of the Special Taxing District, whether known or unknown.
7. The City shall be responsible for establishing assessment rates and collecting assessments for the Special Taxing District. If the City intends on using the uniform method for the levy, collection, and enforcement of non-ad valorem assessments, the City shall comply with the requirements of section 197.3632 of the Florida Statutes and shall make such arrangements with the Miami-Dade County Office of the Property Appraiser and Miami-Dade County Tax Collector.
8. The City shall be responsible for arranging for the Special Taxing District's utility accounts, and procuring contracts with vendors to provide all necessary services to the Special Taxing District, including, but not limited to, the construction of any guardhouses or other improvements.
9. The City shall be responsible for establishing its own protocols and policies for accessing the Special Taxing District, including, but not limited to, the issuance and use of access devices, if any.
10. The City shall be responsible for the continuous operation, maintenance, repair, and replacement, when necessary, of the Special Taxing District's improvements.
11. The City shall be responsible for payment of all of the Special Taxing District's expenses. It is provided, however, that such payment of the Special Taxing District's expenses incurred by the City are properly chargeable to the Special Taxing District.
12. Within sixty (60) days of the Transfer Date, the County shall provide to the City a final financial reconciliation of all known liabilities for the Special Taxing District. Any omission from the final reconciliation shall not constitute a waiver by either the County or the City for payment to or from the Special Taxing District's account.
13. The County shall issue an invoice to the City for any deficit in the Special Taxing District's account, including, but not limited to, the costs to establish the Special Taxing District. The City shall pay the invoice within sixty (60) days of receipt. It is provided, however, that such expenses incurred by the City are properly chargeable to the Special Taxing District.
14. Pursuant to section 2-8.9 of the Code of Miami-Dade County, the City is encouraged to pay the Living Wage.
15. To the extent allowed by, and subject to the limitations of, section 768.28 of the Florida Statutes, the City does hereby agree to indemnify and hold the County, its officials, employees and instrumentalities, harmless from any and all liability for any damage, injury,

or claim that may arise by virtue of the Special Taxing District, or the exercise of any rights, obligations or actions under this Agreement, including, but not limited to, the City's operation of the Special Taxing District or the City's failure to provide services or maintain, repair, replace, or operate the improvements.

16. The undersigned further agrees that these conditions shall be deemed a continuing obligation between the City and the County and shall remain in full force and effect and be binding on the City, and any permitted successors or assigns.
17. In the event that the City requests any third party to assume any of the responsibilities hereunder, the City acknowledges that such assumption shall not relieve the City from any obligations or responsibilities hereunder. Any failure by any third party shall not subject the County to any liability for any damage, injury, or claim that may arise.
18. Nothing in this Agreement, expressed or implied, is intended to: (a) confer upon any entity or person other than the parties and any permitted successors or assigns, any rights or remedies under or by reason of the Agreement as a third party beneficiary or otherwise except as specifically provided in this Agreement; or (b) authorize anyone not a party to this Agreement to maintain an action pursuant to or based upon this Agreement. Additionally, nothing herein shall be deemed to constitute a waiver of any rights under section 768.28 of the Florida Statutes, or as a waiver of the County's sovereign rights.
19. The language agreed to herein expresses the mutual intent and agreement of the County and the City, and shall not, as a matter of judicial construction, be construed more severely against one of the parties from the other.

City: City of Coral Gables
405 Biltmore Drive
Coral Gables, Florida 33134

County: Miami-Dade County
Stephen P. Clark Center
111 Northwest First Street
Miami, Florida 33128

IN WITNESS WHEREOF, the City of Coral Gables has caused this instrument to be executed by its respective officials thereunto duly authorized, this the day and year above written.

ATTEST: **CITY OF CORAL GABLES, a municipal corporation**

By: _____
City Clerk

By: _____
City Manager

APPROVED AS TO LEGAL FORM
AND CORRECTNESS:

City Attorney

MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS, FLORIDA

ATTEST:

By: _____
Mayor or Mayor's
Designee

_____ Date

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

_____ Date

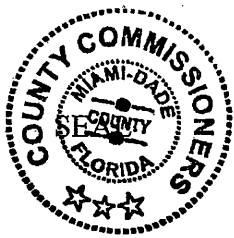
STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE) SS:

I, **HARVEY RUVIN**, Clerk of the Circuit and County Court in and for Miami-Dade County, Florida and Ex-Officio Clerk of the Board of County Commissioners of said County, **Do Hereby Certify** that the above and foregoing is a true and correct copy of Resolution No. R-964-18 adopted by said board of County Commissioners at its meeting held on October 2, 2018, as appears of record.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 3rd day of October, A.D. 2018.

HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By 
Deputy Clerk



Board of County Commissioners
Miami-Dade County, Florida

MEMORANDUM

Substitute
Agenda Item No. 5(E)(2)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: October 2, 2018

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution calling special election in the Banyan Drive Security Guard Special Taxing District located entirely within the boundaries of the City of Coral Gables, and bounded on the north by SW 88 Street, on the east by SW 54 Court, on the south by SW 98 Terrace and on the west by SW 56 Court, for the purpose of submitting to qualified electors residing in the Special Taxing District, for their approval or disapproval, an ordinance creating and establishing the Special Taxing District pursuant to section 18-3(f) of the Code, and a resolution designating the City of Coral Gables as the governing body of the Special Taxing District pursuant to section 18-3.1 of the Code

Resolution No. R-965-18

The substitute differs from the original in that the ballot question in Section 7 of this Resolution was rewritten to comply with state law.

The accompanying resolution was prepared by the Parks, Recreation and Open Spaces Department and placed on the agenda at the request of Prime Sponsor Commissioner Xavier L. Suarez.


Abigail Price-Williams
County Attorney

APW/cp

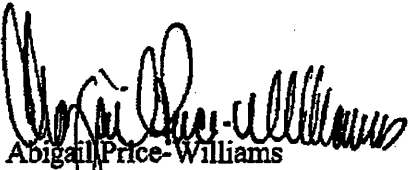


MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners


DATE: October 2, 2018

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Substitute
Agenda Item No. 5(E)(2)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved  Mayor
Veto _____
Override _____

Substitute
Agenda Item No. 5(E)(2)
10-2-18

RESOLUTION NO. R-965-18

RESOLUTION CALLING SPECIAL ELECTION IN THE BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT LOCATED ENTIRELY WITHIN THE BOUNDARIES OF THE CITY OF CORAL GABLES, AND BOUNDED ON THE NORTH BY SW 88 STREET, ON THE EAST BY SW 54 COURT, ON THE SOUTH BY SW 98 TERRACE AND ON THE WEST BY SW 56 COURT, FOR THE PURPOSE OF SUBMITTING TO QUALIFIED ELECTORS RESIDING IN THE SPECIAL TAXING DISTRICT, FOR THEIR APPROVAL OR DISAPPROVAL, AN ORDINANCE CREATING AND ESTABLISHING THE SPECIAL TAXING DISTRICT PURSUANT TO SECTION 18-3(F) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, AND A RESOLUTION DESIGNATING THE CITY OF CORAL GABLES AS THE GOVERNING BODY OF THE SPECIAL TAXING DISTRICT PURSUANT TO SECTION 18-3.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA

WHEREAS, on October 2, 2018, this Board passed Ordinance No. 18-110 creating and establishing the Banyan Drive Security Guard Special Taxing District ("Special Taxing District"), and Resolution R-964-18 approving its transfer to the City of Coral Gables; and

WHEREAS, Section 18-3(f) of the Code of Miami-Dade County, Florida ("Code") presently provides that an ordinance creating and establishing such a special taxing district shall take effect when approved by a majority vote of the qualified electors residing in the Special Taxing District voting at an election called by the Board and noticed and conducted in such manner as this Board shall determine by resolution; and

WHEREAS, Section 1.01 of the Home Rule Charter provides that the governing body of a municipality may be the governing body of a special taxing district located entirely within the municipality if the municipality assumes any and all liabilities of the special taxing district; and

WHEREAS, Section 18-3.1 of the Code, Florida, as amended, presently provides that a resolution approving the transfer of such a special taxing district shall take effect when approved by a majority vote of the qualified electors residing in the district voting at an election to be called by the Board and noticed and conducted in such manner as the Board shall by resolution determine,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. In accordance with the provisions of Section 18-3(f) and Section 18-3.1 of the Code, a special election is hereby called and shall be held within the boundaries of the Banyan Drive Security Guard Special Taxing District, for the purpose of submitting to the qualified electors residing in the Special Taxing District, for their approval or disapproval, Ordinance No. 18-110 and Resolution R-964-18 entitled:

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, LOCATED WITHIN THE BOUNDARIES OF THE BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT LOCATED IN THE CITY OF CORAL GABLES, GENERALLY BOUNDED BY ON THE NORTH BY SW 88 STREET, ON THE EAST BY SW 54 COURT, ON THE SOUTH BY SW 98 TERRACE, AND ON THE WEST BY SW 56 COURT; PROVIDING FOR AN ELECTION; AND PROVIDING FOR EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE

RESOLUTION RELATING TO THE BANYAN DRIVE SECURITY GUARD SPECIAL TAXING DISTRICT LOCATED ENTIRELY WITHIN THE BOUNDARIES OF THE CITY OF CORAL GABLES, AND BOUNDED ON THE NORTH BY SOUTHWEST 88 STREET, ON THE EAST BY SOUTHWEST 54 COURT, ON THE SOUTH BY SOUTHWEST 98 TERRACE, AND ON THE WEST BY SOUTHWEST 56 COURT; TRANSFERRING THE SPECIAL TAXING DISTRICT TO THE CITY OF CORAL GABLES IN ACCORDANCE WITH SECTION 18-3.1 OF THE CODE OF MIAMI-DADE COUNTY; APPROVING AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN INTERLOCAL AGREEMENT FOR THE TRANSFER; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE SAME

Section 2. Notice of such special election shall be published in accordance with Section 100.342, Florida Statutes.

Section 3. The results of such special election shall be determined by a majority of the qualified electors residing in the Special Taxing District voting at such special election. All qualified electors residing in the Special Taxing District shall be entitled to vote at said special election.

Section 4. The County registration books shall remain open at the Office of the Miami-Dade County Supervisor of Elections until November 12, 2018, at which date the registration books shall close in accordance with the provisions of the general election laws.

Section 5. Mailed ballots, as prescribed by the Code, shall be used in this special election. The Supervisor of Elections shall cause such ballots to be sent by mail to all qualified electors residing in said Special Taxing District, at least ten calendar days prior to the date of said special election.

Section 6. The special election shall be held on December 11, 2018. All marked ballots must be received by 7:00 p.m. on the day of said election.

Section 7. The question which shall appear on the ballot shall be in substantially the following form:

**CREATION AND TRANSFER OF THE BANYAN DRIVE
SECURITY GUARD SPECIAL TAXING DISTRICT**

Shall a special taxing district known and designated as ~~[[the]]~~¹ Banyan Drive Security Guard Special Taxing District be created and established, ~~[[as]]~~ provided for in County Ordinance No. 18-110
And Shall the City of Coral Gables become the governing body of ~~[[the]]~~ Banyan Drive Security Guard Special Taxing District so that the City, instead of Miami-Dade County, exercises ownership and control of the District as set forth in County Resolution No. R-964-18 and City Resolution No. 2018-56

YES

NO

Section 8. This special election shall be held and conducted in accordance with the Code and other applicable provisions of the general laws relating to special elections. The County Mayor or County Mayor's designee, the Finance Director, the Supervisor of Elections, and the Clerk of the County Commission are hereby authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this Resolution.

¹ The differences between the substitute and the original item are indicated as follows: Words stricken through and/or ~~[[double bracketed]]~~ shall be deleted, words underscored and/or >>double arrowed<< are added.

Section 9. The special election shall be canvassed by the County Canvassing Board as provided under the election laws of this State, in accordance with the provisions of Section 2.07 of the Home Rule Charter.

The foregoing Resolution was offered by Commissioner **Xavier L. Suarez**, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

Esteban L. Bovo, Jr., Chairman	aye		
Audrey M. Edmonson, Vice Chairwoman	aye		
Daniella Levine Cava	aye	Jose "Pepe" Diaz	aye
Sally A. Heyman	nay	Eileen Higgins	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Jean Monestime	absent	Dennis C. Moss	aye
Rebeca Sosa	absent	Sen. Javier D. Souto	nay
Xavier L. Suarez	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 2nd day of October, 2018. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



Approved by County Attorney as
to form and legal sufficiency.

Jorge Martinez-Esteve
Ryan Carlin

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: Christopher Agrippa

Deputy Clerk

STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE) SS:

I, **HARVEY RUVIN**, Clerk of the Circuit and County Court in and for Miami-Dade County, Florida and Ex-Officio Clerk of the Board of County Commissioners of said County, **Do Hereby Certify** that the above and foregoing is a true and correct copy of Resolution No. R-965-18 adopted by said board of County Commissioners at its meeting held on October 2, 2018, as appears of record.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 3rd day of October, A.D. 2018.

HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By 
Deputy Clerk



Board of County Commissioners
Miami-Dade County, Florida