

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2023-

A RESOLUTION OF THE CITY COMMISSION PROVIDING FOR THE DISASSOCIATION WITH THE BUSINESS IMPROVEMENT DISTRICT OF CORAL GABLES, INC.; PROVIDING FOR INTENT TO RESERVE ALL RIGHTS, CLAIMS, AND DEFENSES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, there formerly existed the Business Improvement District of Coral Gables (the “BID”), a district created by the City pursuant to Chapter 170, *Florida Statutes*; and

WHEREAS, on October 11, 2022, pursuant to Resolution No. 2022-234, the City Commission dissolved the BID effective upon the earlier of December 31, 2022, or the date upon which all assets of the BID have been exhausted or transferred to the City; and

WHEREAS, the BID was authorized to continue in existence until such dissolution date “for the sole purpose of winding down the affairs of the BID, performing under any existing contracts, and executing [the BID Events listed in Section 5 of Resolution No. 2022-234];” and

WHEREAS, on November 9, 2022, the City Commission adopted Resolution 2022-291, which provided that unless earlier notified by the BID that the BID would perform certain actions related to those certain events, the BID would dissolve effective November 18, 2022; and

WHEREAS, the BID did not provide such notice; and

WHEREAS, the BID dissolved effective November 18, 2022; and

WHEREAS, on January 10, 2023, pursuant to Ordinance _____, the City Commission further confirmed the dissolution of the BID to the extent it existed as a special district; and

WHEREAS, as of the date of this Resolution, the BID has been dissolved; and

WHEREAS, there exists a Business Improvement District of Coral Gables, Inc. (“Corporate BID”), the continued existence of which is not impacted by the City’s decision to dissolve the BID; and

WHEREAS, the Corporate BID is not authorized to enter into agreements as a governmental entity or otherwise bind the City or any political subdivision thereof; and

WHEREAS, the Corporate BID cannot impose assessments or use City funds; and

WHEREAS, the City Commission wishes to clarify, for the benefit of the public, vendors, and other interested parties, that the Corporate BID is not a political subdivision of or otherwise associated with the City;

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 the adoption hereof.

SECTION 2. That the City (including all subdivisions thereof) is no longer associated with Corporate BID;

SECTION 3. That the City does not, and nothing in this Resolution shall be construed as an intent to, waive any of its rights, claims, or defenses which are expressly reserved.

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