

CITY OF CORAL GABLES, FLORIDA

RESOLUTON NO. 2018-207

A RESOLUTION OF THE CITY COMMISSION, AUTHORIZING FOUR OPTED-OUT MEMBERS OF THE COLA LAWSUIT, MURRHEE V. CITY OF CORAL GABLES, TO RE-RESPOND TO THE NOTICE AND BE INCLUDED.

WHEREAS, the COLA lawsuit is a class action known as Murrhee v. City of Coral Gables; and

WHEREAS, out of the universe of individuals who were provided with notice of the lawsuit, four (4) members opted-out of the class action via response of notice; and

WHEREAS, non-response to the notice would have resulted in the noticed person being automatically entered into the action as a party; and

WHEREAS, a member who previously opted-out of Murrhee v. City of Coral Gables did so unintentionally as she was unaware of the consequences of her actions; and

WHEREAS, including the four (4) previously opted-out members into the class action, Murrhee v. City of Coral Gables, would raise the City's unfunded liability by seventy-nine thousand dollars (\$79,000.00);

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

SECTION 1. 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 does hereby authorize the City Attorney's office to reissue notice to the four (4) opted out individuals via a letter, with an allotted period of time for response, to be included in the action.

SECTION 3. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TENTH DAY OF JULY, A.D., 2018.
(Moved: Lago / Seconded: Keon)
(Yeas: Keon, Lago, Mena, Quesada, Valdes-Fauli)
(Unanimous: (5-0) Vote)
(Agenda Item: H-3)

APPROVED:



RAUL VALDES-FAULI
MAYOR

ATTEST:



For WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



MIRIAM SOLER RAMOS
CITY ATTORNEY