

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2023-05

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 No. 2023-05, 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.

PASSED AND ADOPTED THIS TENTH DAY OF JANUARY, A.D., 2023.


(Moved: Anderson / Seconded: Menendez)

(Yeas: Anderson, Cason, Mena, Menendez, Lago)

(Unanimous: 5-0 Vote)


(Agenda Item: F-8)

APPROVED:

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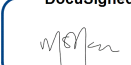
VINCE LAGO
MAYOR

ATTEST:

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BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

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MIRIAM SOLER RAMOS
CITY ATTORNEY