

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2022-236

A RESOLUTION OF THE CITY COMMISSION AUTHORIZING THE CITY ATTORNEY TO TAKE LEGAL ACTION, INCLUDING THE FILING OF A LAWSUIT, IF IT BECOMES NECESSARY, AGAINST THE BUSINESS IMPROVEMENT DISTRICT OF CORAL GABLES AND/OR THE BUSINESS IMPROVEMENT DISTRICT OF CORAL GABLES, INC.

WHEREAS, the 2022 petition process to ascertain support for the continued existence of the Business Improvement District of Coral Gables (the “CG BID”) failed to pass, resulting in a dissolution of the BID; and

WHEREAS, based on records reviewed by the City and representations made by representatives of the CG BID, the City believes that the CG BID and/or Business Improvement District of Coral Gables, Inc. (the 501(c)(6)) (the “Corporate BID”) has funds in its account(s) from assessments that occurred prior to 2022; and

WHEREAS, because those funds were collected by the City as a special assessment, under Chapter 170, F.S., the City has a responsibility to ensure that the funds are used for their authorized purpose or returned to the property owners; and

WHEREAS, since the September 13, 2022 City Commission meeting, where the petition results were ratified, the CG BID/Corporate BID has been unresponsive to the City’s requests for information and wholly uncooperative; and

WHEREAS, should this course of conduct continue, it may become necessary for the City to take legal action against the CG BID/Corporate BID to ensure that the funds are used for their authorized purpose or returned to the property owners;

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

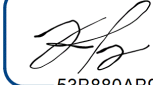
SECTION 1. That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon the adoption hereof.

SECTION 2. That the City Commission hereby authorizes the City Attorney to take legal action, including the filing of a lawsuit, if necessary, against the CG BID and/or Corporate BID.


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

PASSED AND ADOPTED THIS ELEVENTH DAY OF OCTOBER, A.D., 2022.
(Moved: Anderson / Seconded: Mena)
(Yeas: Mena, Anderson, Lago)
(Nays: Fors, Jr., Menendez)
(Majority: (3-2) Vote)
(Agenda Item: J-2)


APPROVED:

DocuSigned by:

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VINCE LAGO
MAYOR

ATTEST:

DocuSigned by:

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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