

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2015-205

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA, RELATING TO THE PROVISION OF THE MIRACLE MILE IMPROVEMENT PROJECT AND GIRALDA AVENUE IMPROVEMENT PROJECT; AMENDING RESOLUTION NOS. 2014-169 AND 2014-171 RELATING TO THE COLLECTION OF THE ASSESSMENTS IMPOSED IN THE MIRACLE MILE ASSESSMENT AREA AND GIRALDA AVENUE ASSESSMENT AREA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission adopted Ordinance No. 2014-07, the Capital Project and Related Services Assessment Ordinance (the "Code") to provide for the imposition of special assessments to fund the construction of Capital Projects and the provision of Related Services to benefit property within Assessment Areas; and

WHEREAS, on June 10, 2014, the City Commission adopted Resolution Nos. 2014-114 and 2014-115, the Initial Assessment Resolutions for Miracle Mile Improvement Project and Giralda Avenue Improvement Project, respectively, (collectively the "Initial Assessment Resolutions"), describing the method of assessing the cost of the design, acquisition, construction, and installation of the Miracle Mile Improvement Project and Giralda Avenue Improvement Project against the real property that will be specially benefited thereby, and directing the preparation of the preliminary Assessment Rolls and provision of the notices required by the Code; and

WHEREAS, a public hearing was held on August 26, 2014, where comments and objections of all interested persons were heard and considered as required by the terms of the Ordinance, and the City Commission adopted Resolution No.s 2014-169 and 2014-171, the Final Assessment Resolutions for the Miracle Mile Improvement Project and Giralda Avenue Improvement Project (collectively the “Final Assessment Resolutions”), which confirmed the Initial Assessment Resolutions and imposed the Assessments within the Miracle Mile Assessment Area and Giralda Avenue Assessment Area with collection to begin in November 2016; and

WHEREAS, the City Commission established November 2016 as the date for collection of the Assessments to commence because the City pledged to cover the first two years of interest only payments during project construction to ease the financial impact on the property owners and the City further pledged to not begin collecting the assessments until after the construction was completed; and

WHEREAS, the City Commission subsequently determined a need to amend the date for initiation of the collection of the Assessments until the tax bill to be mailed in November 2017 because the City’s financing and construction schedule was delayed and currently construction is not expected to be completed until late 2016 or early 2017;

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

SECTION 1. RECITALS. The above findings are true and correct and are hereby incorporated herein by reference.

SECTION 2. DEFINITIONS All capitalized terms in this resolution shall have the meanings defined in the Code, the Initial Assessment Resolutions and the Final Assessment Resolutions unless the context clearly indicates an alternative meaning.

SECTION 3. AMENDMENT OF FINAL ASSESSMENT RESOLUTIONS.

(A) Section 6(C) in each of the Final Assessment Resolutions is hereby amended to read as follows:

(C) Annual Assessments computed in the manner described in the Initial Assessment Resolution are hereby levied and imposed on all Tax Parcels described in the Assessment Roll at the maximum annual assessment rates set forth therein. Collection of the Assessments will commence with the ad valorem tax bill to be mailed in November 2017 and will be collected for a period not to exceed 20 years.

(B) Section 7 in each of the Final Assessment Resolutions is hereby amended to read as follows:

SECTION 4. COLLECTION OF ASSESSMENTS.

(A) The Assessments shall be collected pursuant to the Uniform Assessment Collection Act commencing with the tax bill to be mailed in November 2017.

(B) Prior to September 15, 2017, the Finance Director shall update the Assessment Roll to account for any Tax Parcels that have prepaid as allowed herein and shall then cause the certification and delivery of the Assessment Roll to the Tax Collector in the manner prescribed by the Uniform Assessment Collection Act.

SECTION 5. FULL FORCE AND EFFECT. All other provisions of the Initial Assessment Resolutions and Final Assessment Resolutions shall remain in full force and effect.

SECTION 6.. EFFECTIVE DATE. This resolution shall take effect immediately upon its passage and adoption herein.

PASSED AND ADOPTED THIS TWENTY-SEVENTH DAY OF AUGUST, A.D., 2015.
(Moved: Lago / Seconded: Keon)
(Yeas: Keon, Lago, Slesnick, Cason)
(Majority: (4-0) Vote)
(Absent: Quesada)
(Agenda Item: A-2)

APPROVED:



JIM CASON
MAYOR

ATTEST:



WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



CRAIG E. LEEN
CITY ATTORNEY