

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2020-151

A RESOLUTION OF THE CITY COMMISSION, AMENDING RESOLUTION 2017-357 IN ORDER TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING, IN SUBSTANTIALLY THE ATTACHED FORM, WITH MIAMI-DADE COUNTY TO FUND THE UNDERLINE PROJECT AMENDING THE CITY'S CONTRIBUTION TO THE UNDERLINE TO A SUM CERTAIN OF SEVEN MILLION DOLLARS (\$7,000,000), SUCH FUNDS TO COME FROM PARK AND MOBILITY IMPACT FEES COLLECTED BY THE CITY IN CERTAIN AREAS

WHEREAS, on June 28, 2018, the City of Coral Gables (the "City") and Miami-Dade County (the "County") entered into a Memorandum of Understanding (the "Initial MOU") pursuant to which the City agreed to provide up to fifteen million dollars (\$15,000,000) from parks and mobility impact fees to fund portions of the Underline; and

WHEREAS, Resolution 2017-357 authorized the City Manager to enter into that Memorandum of Understanding and set forth the City's commitment to set aside park and mobility impact fees from new development within 1,000 feet of the Underline for eligible expenses for the Underline Project; and

WHEREAS, the City has collected approximately \$2.2. million in park and mobility impact fees in accordance with Resolution 2017-357 to date and expects to collect an additional \$3.3 million from new development subject to the Resolution by September of 2024, as well as in excess of \$2.2. million from the project known as "Gables Station" for park impact fees and contributions in lieu of improvements to the Underline Project previously agreed to by the "Gables Station" project, and the City Manager believes that the City would be able to contribute

the \$7 million sum certain requested by the Underline Project from those funding sources alone, and believes the City can meet the timeline requested by the Underline Project; and

WHEREAS, the City and the County wish to amend and restate the Initial MOU to (1) reduce the contingent sum previously allocated and make it a sum certain, (2) to ensure that prior monies paid by the City will not be impacted, and (3) to allow funds provided by the City to be used generally for the completion of the Underline;

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

SECTION 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

SECTION 2. Resolution 2017-357 is hereby amended to state that the City shall set aside all park and mobility impact fees from new development in accordance with Resolution 2017-357 until the City has collected the sum certain amount of \$7 million, or September 30 of 2024, whichever comes first.

SECTION 3. The City Manager is authorized to enter into an Amended and Restated Memorandum of Understanding, in substantially the attached form as may be amended by the City Attorney and City Manager to accomplish the will of this Commission, with the County, to assist with funding a sum certain of seven million dollars (\$7,000,000), not impacting monies already paid by the City of Coral Gables, for the Underline Project using City's park and mobility impact fees from projects located within 1,000 feet of the Underline Project paid since October 1, 2017.¹

¹ The park and mobility impact fees collected and directed towards the Underline Project pursuant to this Resolution and the Amended and Restated Memorandum of Understanding may include any amounts collected by the City from the project known as "Gables Station" in lieu of improvements to the Underline Project originally committed to in Resolutions 2016-43, 2018-171 and Ordinance 2016-172 above and beyond those park and mobility impact fees collected by the City from the "Gables Station" project. The City shall continue to set aside all park and

Said funds shall be distributed to the County by September 30, 2024 as detailed in the proposed Amended and Restated Memorandum of Understanding. The boundaries of the Underline Project contemplated in Resolution 2017-357 and the existing Memorandum of Understanding will be revised in the Amended and Restated Memorandum of Understanding to reflect that the boundaries of the contemplated Underline project improvements include land running from S.W. 38th Avenue to Red Road (S.W. 57th Avenue).

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

PASSED AND ADOPTED THIS FOURTEENTH DAY OF JULY, A.D., 2020.
(Moved: Lago / Seconded: Mena)
(Yeas: Mena, Fors, Jr., Keon, Lago, Valdes-Fauli)
(Unanimous: 5-0 Vote)
(Agenda Item: G-12)

APPROVED:

A large, stylized handwritten signature in black ink, consisting of a large 'W' shape enclosed in a circle, with a long vertical line extending downwards from the bottom of the circle.

RAUL VALDES-FAULI
MAYOR

ATTEST:

A handwritten signature in blue ink, appearing to be 'B.Y. Urquia', written in a cursive style.

BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

A handwritten signature in blue ink, appearing to be 'M. Soler Ramos', written in a cursive style.

MIRIAM SOLER RAMOS
CITY ATTORNEY

mobility impact fees from new development in accordance with Resolution 2017-357 until the City has collected the sum certain amount of \$7 million, or September 30 of 2024, whichever comes first.