

CITY OF CORAL GABLES, FLORIDA
RESOLUTION NO. 2018-94

A RESOLUTION OF THE CITY OF CORAL GABLES, FLORIDA ("CITY") EXPRESSING ITS DESIRE FOR IMMEDIATE TRANSFER OF CONTROL FROM MIAMI-DADE COUNTY TO THE CITY UPON THE CREATION OF THE GABLES BY THE SEA-CORAL GABLES SECURITY GUARD SPECIAL TAXING DISTRICT, SUBJECT TO THE CREATION OF GABLES BY THE SEA-PINECREST SECURITY GUARD SPECIAL TAXING DISTRICT TO BE TRANSFERRED TO THE VILLAGE OF PINECREST, THE DISSOLUTION OF THE GABLES BY THE SEA SECURITY GUARD SPECIAL TAXING DISTRICT, AND THE TRANSFER OF ASSETS OF THE GABLES BY THE SEA SECURITY GUARD DISTRICT TO THE NEWLY CREATED SPECIAL TAXING DISTRICTS, PURSUANT TO SECTION 18-3.1 OF THE MIAMI-DADE COUNTY CODE.

WHEREAS, the existing Gables by the Sea Security Guard Special Taxing District currently encompasses areas in both the City of Coral Gables ("City") and the Village of Pinecrest ("Pinecrest"); and

WHEREAS, recently, Miami-Dade County ("County") adopted Section 18-3.1, Miami-Dade County Code, which allows the County and a municipality, by joint resolutions, to designate the governing body of such municipality as the governing body of a new special taxing district created wholly within the boundaries of such municipality, subject to a majority vote of the qualified electors of the special taxing district; and

WHEREAS, the City has been advised by the County in accordance with Section 18-3.1, Miami Dade County Code, that the existing Gables by the Sea Security Guard Special Taxing District as presently constituted cannot be transferred because it encompasses more than one municipality, and can only be transferred by dissolving it and creating two new special taxing districts, one for the City and one for the Village of Pinecrest, with the transfer of the assets of the existing special taxing district to the two newly created special taxing districts as shall be determined by interlocal agreement between the City, the Village of Pinecrest, and the County, which would be operated as one district by interlocal agreement between the City and Pinecrest; and

WHEREAS, dissolution of the existing Gables by the Sea Security Guard Special Taxing District should be conditioned upon the establishment and transfer of the Gables by the Sea-Coral Gables Security Guard Special Taxing District and upon the establishment and transfer of the Gables by the Sea-Pinecrest Security Guard Security Special Taxing District and the existence of an interlocal between the City and Pinecrest for the operation of these new districts as one district; and

WHEREAS, the City has been requested to submit a resolution to the County expressing its desire to create a new security guard special taxing district wholly within the City, which the City believes should be known as Gables by the Sea-Coral Gables Security Guard Special Taxing District; and

WHEREAS, the City intends to enter into an interlocal agreement with Pinecrest so that the newly created Gables by the Sea-Coral Gables Security Guard Special Taxing District and the Gables by the Sea-Pinecrest Security Guard Special Taxing District, upon transfer to the City and Pinecrest, respectively, shall operate as one security guard special taxing district; and

WHEREAS, the City hereby expresses its support of the establishment and transfer of the Gables by the Sea-Coral Gables Security Guard Special Taxing District, subject to the establishment and transfer of the Gables by the Sea-Pinecrest Security Guard District, and subject further to the transfer of the assets and liabilities of the existing Gables by the Sea Security Guard Special Taxing District, and accordingly requests immediate transfer of control and operation of the Gables by the Sea-Coral Gables Security Guard Special Taxing District upon creation by the County subject to the aforementioned conditions, and subject to the approval of the residents of these districts; and

WHEREAS, the City hereby agrees that any costs to establish the Gables by the Sea-Coral Gables Security Guard Special Taxing District shall be paid to the County by the City from the first year's special assessments collected from the residents of the Gables by the Sea-Coral Gables Security Guard Special Taxing District; and

WHEREAS, the next steps in the process are, among other steps as outlined above, for the Board of County Commissioners to abolish the existing Gables by the Sea Security Guard Special Taxing District, to establish the Gables by the Sea-Coral Gables Security Guard Special Taxing District and the Gables by the Sea-Pinecrest Security Guard Special Taxing District, adopt a resolution authorizing the transfer of these districts to the City and Pinecrest, respectively, subject to approval by the qualified electors living in the district, and the execution of an interlocal agreement between the City, Pinecrest, and the County relating to the transfer of the districts and assets;

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. The City Commission of the City of Coral Gables hereby expresses its desire for Miami-Dade County to create and immediately transfer control of the Gables by the Sea-Coral Gables Security Guard Special Taxing District to the City of Coral Gables in accordance with Section 18-3.1 of the Miami-Dade County Code, and to dissolve the Gables by the Sea Security Guard Special Taxing District, which dissolution shall be subject to the creation and transfer of the Gables by the Sea-Coral Gables Security Guard District and the Gables by the Sea-Pinecrest Security Guard Special Taxing District, and further subject to the transfer of assets and liabilities of the Gables by the Sea Security Guard District, and an interlocal agreement providing for the operation of the newly created districts as one district.

SECTION 3. The City Clerk is hereby directed to send a certified copy of this Resolution to the Miami-Dade County Board of County Commissioners.

SECTION 4. This resolution shall become effective upon its passage and adoption herein.

PASSED AND ADOPTED TWENTIETH DAY OF MARCH, A.D, 2018.

(Moved: Quesada / Seconded: Lago)

(Yeas: Keon, Lago, Mena, Quesada, Valdes-Fauli)

(Unanimous: 5-0 Vote)

(Agenda Item: K-1)

APPROVED:

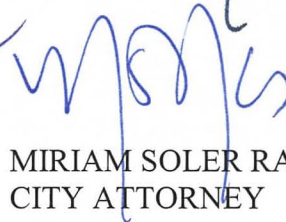
RAUL VALDES-FAULI
MAYOR

ATTEST:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



WALTER J. FOEMAN
CITY CLERK



MIRIAM SOLER RAMOS
CITY ATTORNEY