

RESOLUTION No. 20-147

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, OPPOSING MIAMI-DADE COUNTY REPORT ENTITLED, "CORONAVIRUS RELIEF FUND (CRF) FINANCIAL UPDATE AND STRATEGY" PRESENTED TO THE MIAMI-DADE BOARD OF COUNTY COMMISSIONERS ON JULY 27, 2020 AND FURTHER DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO MAYOR CARLOS GIMENEZ AND THE MIAMI-DADE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Coronavirus Aid, Relief, and Economic Security ("CARES") Act was signed into law on March 27, 2020 and appropriated \$150 billion of direct federal funding for state and local governments to address unforeseen financial needs and risks created by the Novel Coronavirus ("COVID-19") public health emergency; and

WHEREAS, states and units of local government with more than 500,000 residents received direct federal funding through the Coronavirus Relief Fund; and

WHEREAS, twelve (12) localities in the State of Florida ("State") received direct federal funds and No city in Florida (except the combined city/county government of Jacksonville /Duval County) received direct funding; and

WHEREAS, the CARES Act appropriated nearly half a billion dollars (\$474,085,078.50) to Miami-Dade County ("County"), making this the highest amount in direct federal funding to any eligible local government in the State; and

WHEREAS, on June 10, 2020, Governor DeSantis announced the State of Florida's plan to disburse up to \$1.275 billion in CARES Act funds to counties with a population below 500,000 through the Florida Division of Emergency Management, and stated that all counties, including counties that already received direct payment from the U.S. Department of the Treasury, should provide funds to municipalities located within

their jurisdiction on a reimbursement basis for expenditures eligible under the CARES Act and related guidance; and

WHEREAS, the City has taken necessary and costly steps to mitigate and respond to the impact of the COVID-19 public health emergency on our community; and

WHEREAS, these activities, though necessary, caused the City to incur expenditures that were not accounted for in the most recently approved budget; and

WHEREAS, the expenditures incurred by the City were procured following the City's Procurement Code and federal guidelines as applicable and are eligible expenditures as outlined in the Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments April 22, 2020; and

WHEREAS, the City is now seeking financial assistance in the form of reimbursements and grants to address the unbudgeted expenditures and financial risks created by the COVID-19 public health emergency; and

WHEREAS, the municipalities within Miami-Dade County negotiated with representatives from Mayor Gimenez's Office, and the Mayor himself, in good faith through the Miami-Dade County League of Cities, the Miami-Dade County City and County Managers Association, and through personal meetings where all mayors were present; and

WHEREAS, during the aforementioned negotiations, County staff repeatedly represented a total set aside amount for cities in the range of \$111 million to \$135 million in CARES Act funds to reimburse eligible expenditures by municipalities within the County; and

WHEREAS, at the July 8, 2020 Board of County Commissioners Meeting, Mayor Gimenez presented a report entitled “Coronavirus Relief Fund (CRF) Financial Update and Strategies” that stated approximately \$135 million would be earmarked for municipalities within Miami-Dade County; and

WHEREAS, the cities, individuals, and organizations who were negotiating in good faith with Mayor Gimenez regarding the municipal share of CARES Act funding were provided no notice whatsoever regarding the radical change in the Mayor’s recommendation, despite repeated attempts to receive information regarding the substance of the Mayor’s July 27th report prior to the Board of County Commissioners Meeting; and

WHEREAS, the Mayor and City Council of Doral is opposed to the July 27th report, that reduces the total amount set aside for cities from \$135 million to \$30 million dollars and fails to consider population as a determining factor for entitlement, and the proposed criteria for reimbursement which appears to be stricter than federal guidance provided under the CARES Act and by the U.S. Department of Treasury; and

WHEREAS, the Mayor and City Council of Doral believes that all units of government have an obligation to act in good faith and in a fair and transparent manner, especially during times of emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

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 Mayor and City Council opposes the report entitled, “Corona Virus Relief Fund (CRF) Financial Update and Strategy” presented to the Board of County Commissioners of Miami-Dade County on July 27, 2020.

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to Miami-Dade County Mayor Carlos A. Gimenez and the Board of County Commissioners.

Section 4. Effective Date. This Resolution shall become effective immediately upon its adoption

The foregoing Resolution was offered by Councilmember Cabrera who moved its adoption. The motion was seconded by Councilmember Mariaca and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Christi Fraga	Yes
Councilwoman Digna Cabral	Absent / Excused
Councilman Pete Cabrera	Yes
Councilwoman Claudias Mariaca	Yes

PASSED AND ADOPTED this 31 day of July, 2020.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



FOR: CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY