

RESOLUTION No. 19-48

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION ENACTING A REVIEW OF HOMEOWNERS' ASSOCIATIONS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 2018, the State of Florida proposed the "Homeowners' Associations," prohibiting associations from hiring attorney who represents management company of association; and

WHEREAS, an estimated two million homes are currently run by some form of Home Owners Association in Florida; and

WHEREAS, the City of Doral has 136 communities which are managed by Home Owners/Condo Associations, representing over 88% of the total communities.

WHEREAS, when HOA's do not function as planned, homeowners pay a heavy toll in court, fines, liens and even foreclosures; and

WHEREAS, more oversight, government regulations, mandatory training for volunteer association boards, background checks and financial accountability need to be put in place to ensure that the HOA's are managed well; and

WHEREAS, the City of Doral supports the passage of legislation that requires greater transparency in governance and the handling of day-to-day business.

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

Section 1. Recitals. The foregoing recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

Section 2. Recommended Position. The Florida Legislature is hereby strongly urged to pass legislation enacting in review of Homeowners' Associations.

Section 3. Transmittal. The City Clerk is hereby directed to transmit this Resolution to the Speaker of the Florida House of Representatives, the President of the Florida Senate, the Governor of the State of Florida, and such individuals of the Florida legislature and staff as deemed appropriate by the Acting City Manager, to ensure that the City's position with this regard is clearly received and understood.

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 Fraga and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Claudia Mariaca	Yes
Councilwoman Digna Cabral	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes

PASSED AND ADOPTED this 13 day of February, 2019.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



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