

RESOLUTION No. 22-15

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ENACT LEGISLATION TO FURTHER REGULATE HOMEOWNERS' ASSOCIATIONS AND TO SUPPORT SB274, SB394, SB642, HB329, HB547 AND HB 811; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

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

WHEREAS, currently, the following bills have been introduced in the State legislature:

SB 274 (Rodriguez) "Condominium Fraud Investigation Pilot Program"

SB 394 (Rodriguez) "Residential Associations"

SB 642 (Rodriguez) "Community Associations"

HB 329 (Duran) "Community Association Databases"

HB 547 (Borrero) "Residential Association Board of Directors"

HB 811 (Fabricio) "Condominium Association Complaints and Investigations;

and

WHEREAS, the City of Doral has over 150 communities which are managed by Homeowners/Condo Associations; and

WHEREAS, when HOA's do not function as planned, homeowners pay a heavy price in court and are subject to fines, liens and foreclosures; and

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

WHEREAS, the City of Doral supports the passage of legislation that requires greater transparency, efficiency and accountability of Homeowners' Associations in governance and the handling of day-to-day business for the benefit of the City of Doral residents; and

WHEREAS, the City of Doral wishes to provide support for the abovementioned bills, and any legislation that further regulates Homeowner Associations.

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 to further regulate 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 Florida legislature and staff as deemed appropriate by the 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 Mariaca who moved its adoption.

The motion was seconded by Vice Mayor Cabral and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Digna Cabral	Yes
Councilman Pete Cabrera	Yes
Councilwoman Claudia Mariaca	Yes
Councilman Oscar Puig-Corve	Yes

PASSED AND ADOPTED this 9 day of February, 2022.



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