

RESOLUTION No. 24-30

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL 1072 (SB 1072), HOUSE BILL 1081 (HB 1081), OR SIMILAR LEGISLATION, THAT WOULD REVISE THE METHOD BY WHICH COUNTIES DISTRIBUTE COLLECTED TOURIST DEVELOPMENT TAXES (TDT) AND CONVENTION DEVELOPMENT TAXES (CDT), APPORTIONING 50% OF THE REVENUES TO THE GOVERNING AUTHORITIES OF THE MUNICIPALITIES WITHIN THE COUNTY IN PROPORTION TO THE AMOUNT COLLECTED WITHIN THE MUNICIPALITY, AS A SHARE OF THE TOTAL AMOUNT COLLECTED FROM ALL MUNICIPALITIES IN THE COUNTY, AND REVISING WHICH EXPENSES AND PROJECTS MAY BE COVERED BY SAID TDT/CDT FUNDS; URGING THE FLORIDA LEGISLATURE AND GOVERNOR RON DESANTIS TO SUPPORT AND APPROVE THE LEGISLATION; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 1977 and 1983, the Florida Legislature passed the Local Option Tourist Development Act and the Convention Development Tax Act, respectively, which authorized counties to levy taxes on the rental or lease of any accommodation, such as a hotel, motel, or apartment, for a term of six (6) months or less (“Transient Rental Transactions”), subject to certain exemptions; and

WHEREAS, the two local option taxes authorized by the above referenced Acts are the Tourist Development Tax (“TDT”) as set forth in Section 125.0104, F.S., and the Convention Development Tax (“CDT”) as set forth in Section 212.0305, F.S.; and

WHEREAS, TDTs and CDTs continue to be levied by counties, including Miami-Dade County; and

WHEREAS, limitations on the types of expenses and projects for which TDT and CDT funds may be used are set forth in Chapters 125 and 212, Florida Statutes; and

WHEREAS, today, the TDT is a two percent (2%) tax, collected throughout Miami-Dade County (with the exception of the cities of Surfside, Bal Harbour and Miami

Beach), with sixty percent (60%) of the TDT distributed to the Greater Miami Convention and Visitors Bureau, twenty percent (20%) to the Miami-Dade County Department of Cultural Affairs, and twenty percent (20%) to the City of Miami, with no funds being distributed to the City of Doral; and

WHEREAS, moreover, the CDT is an additional three percent (3%) tax, collected throughout Miami-Dade County (with the exception of the cities of Surfside and Bal Harbour), which is distributed between the City of Miami, the City of Miami Beach and Miami-Dade County, with no funds being distributed to the City of Doral; and

WHEREAS, many municipalities in Miami-Dade County have experienced tremendous growth in the number of hotels and hotel guests in their communities, including the City of Doral; and

WHEREAS, such growth has increased demand for a variety of municipal services, including, but not limited to, police services, for which the TDT and CDT funds have not been equitably distributed to assist in the recovery of those increased costs borne by the City of Doral; and

WHEREAS, based upon data published by the Miami-Dade County tax collector for Fiscal Year 2021-2022, approximately \$9 million in TDT and CDT revenues were collected by Miami-Dade County from Transient Rental Transactions that occurred within the City of Doral, however, the City of Doral does not receive any funds from said tax revenues; and

WHEREAS, as a result of the above, the City of Doral supports any legislation that would amend Chapter 125 and 212, Florida Statutes, so as to provide municipalities with a fair share of a county's TDT and CDT revenues, which are being generated in and by their respective communities; and

WHEREAS, on January 9, 2024, Senator Bryan Avila introduced Senate Bill (SB 1072), and Representative Juan Carlos Porras introduced House Bill 1081 (HB 1081), during the 2024 session of the Florida Legislature; and

WHEREAS, SB 1072 and HB 1081, amend Chapters 125 and 212, Florida Statutes, to revise the method by which counties distribute collected TDT and CDT revenues, apportioning 50% of the revenues to be distributed monthly by the county to the governing authorities of the municipalities within the county, which distributions must be in proportion to the amount collected in the prior month within the municipality as a share of the total amount collected from all municipalities in the county; and

WHEREAS, the bills further revises which expenses and projects may be covered by TDT and CDT funds; and

WHEREAS, the effect of the bills, if adopted, would be to provide municipalities in the applicable counties to obtain their fair share of TDT and CDT funds, which are being generated in their communities and not being fairly returned to said municipalities; and

WHEREAS, the City Council of the City of Doral believes it is in the best interests of residents and visitors of the City of Doral, for the Florida legislature to enact Senate Bill 1072, House Bill 1081, or similar legislation, and urge Governor Ron DeSantis to approve said bill.

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

Section 1. Recitals. The above recitals are true and correct and incorporated herein.

Section 2. Support of SB 1072 and HB 1081. The City Council for the City of Doral hereby expresses its support of, and urges the Florida Legislature to enact, Senate

Bill 1072, House Bill 1081, or similar legislation, and further urges Governor Ron DeSantis to support and approve said bill.

Section 3. **Transmittal.** The City Clerk for the City of Doral is hereby directed to transmit certified copies of this resolution to the Governor, Senate President, House Speaker, Senator Bryan Avila, Representative Juan Carlos Porras, and the Chair and remaining Members of the Miami-Dade County State Legislative Delegation.

Section 4. **Effective Date.** This Resolution shall take effect immediately upon adoption.

The Prime Sponsor of the foregoing resolution is Mayor Christi Fraga.

The foregoing Resolution was offered by Councilmember Porras who moved its adoption. The motion was seconded by Vice Mayor Puig-Corve and upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	Yes
Vice Mayor Oscar Puig-Corve	Yes
Councilwoman Digna Cabral	Yes
Councilman Rafael Pineyro	Yes
Councilwoman Maureen Porras	Yes

PASSED AND ADOPTED this 14 day of February, 2024.



CHRISTI FRAGA, 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:



VALERIE VICENTE, ESQ. for
NABORS, GIBLIN & NICKERSON, P.A.
CITY ATTORNEY