

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: April 23, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA APPROVING A SETTLEMENT AGREEMENT BETWEEN, ON THE ONE HAND, THE CITY OF MIAMI BEACH, AND ON THE OTHER HAND, THE DEAUVILLE PARTIES, CONSISTING OF TMG 67 COMMUNITIES, LLC, A DELAWARE LIMITED LIABILITY COMPANY, DEAUVILLE ASSOCIATES, LLC, A FLORIDA LIMITED LIABILITY COMPANY, DEAUVILLE HOTEL PROPERTY, LLC, A FLORIDA LIMITED LIABILITY COMPANY, AND DEAUVILLE HOTEL HOLDINGS, LLC, A FLORIDA LIMITED LIABILITY COMPANY, PURSUANT TO WHICH (1) THE DEAUVILLE PARTIES SHALL PAY TO THE CITY ALL AMOUNTS CURRENTLY DUE IN RESPECT OF CERTAIN VIOLATIONS AGAINST THE PROPERTIES LOCATED AT 6701 COLLINS AVENUE AND 6625 INDIAN CREEK DRIVE AS SPECIFIED IN THE SETTLEMENT AGREEMENT, (2) THE PARTIES SHALL AGREE TO DISMISS THEIR RESPECTIVE CLAIMS IN THE LAWSUIT STYLED CITY OF MIAMI BEACH VS. DEAUVILLE ASSOCIATES, LLC ET AL., CASE NO. 2019-003653, AND (3) THE DEAUVILLE PARTIES SHALL FILE A NOTICE OF VOLUNTARY DISMISSAL OF THE APPEAL STYLED DEAUVILLE ASSOCIATES, LLC VS. THE CITY OF MIAMI BEACH, CASE NO. 2024-66-AP-01; AND FURTHER, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE THE SETTLEMENT AGREEMENT IN THE FORM ATTACHED TO THIS RESOLUTION TOGETHER WITH ANY DOCUMENTS ANCILLARY THERETO INCLUDING, WITHOUT LIMITATION, AN ESCROW AGREEMENT, IN SUCH FORM AS IS APPROVED BY THE CITY ATTORNEY.

RECOMMENDATION

BACKGROUND/HISTORY

ANALYSIS

The Resolution and Settlement Agreement to be submitted via Supplemental Agenda.

FISCAL IMPACT STATEMENT

N/A

Does this Ordinance require a Business Impact Estimate? (FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:

See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notices/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-17?

No

Is this item related to a G.O. Bond Project?

No

Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying? No

If so, specify the name of lobbyist(s) and principal(s):

Department

City Attorney

Sponsor(s)

Commissioner Tanya K. Bhatt

Co-sponsor(s)

Condensed Title

Approve Deauville Fines and Lawsuit Settlement. (Bhatt) CA

Previous Action (For City Clerk Use Only)