

RESOLUTION NO. 2022- 2859

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA; RESPECTFULLY URGING THE COURT TO CONSIDER DISBURSING A PORTION OF FUNDS ALREADY COLLECTED TO LIVING FORMER RESIDENTS OF THE CHAMPLAIN TOWERS SOUTH AND TO CONSIDER DISBURSING NEW FUNDS TO VICTIMS AS THEY ARE COLLECTED; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO TRANSMIT THIS RESOLUTION TO THE COURT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Champlain Towers South (the “CTS”) condominium building collapsed on June 24, 2021, resulting in the deaths of 98 people and injuries to many others; and

WHEREAS, the CTS was located in the Town of Surfside, a majority of the victims were residents of the Town, and the Town and its residents were deeply affected by the collapse; and

WHEREAS, in addition to the psychological and emotional toll that the CTS collapse has taken on surviving victims, the financial burdens of losing their home and starting their life over has greatly impacted the victims that have survived; and

WHEREAS, the court in the case of In Re: Champlain Towers South Collapse Litigation, Case No. 2021-015089-CA-01, has already collected certain funds through insurance settlements and other avenues, and is looking to augment those funds in the future through the sale of the CTS property, litigation, and/or settlements in order to distribute shares of those funds to victims of different classes (such as those incurring losses to real and personal property, victims of wrongful death, and injury victims); and

WHEREAS, the sale of the property, litigation, and any settlements may take weeks to years to finally be completed; and

WHEREAS, the victims have current financial needs and could benefit from some financial assistance immediately.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, THAT:

SECTION 1. RECITALS. All recitals set forth above are incorporated into the body of this Resolution as if same were fully set forth herein.

SECTION 2. RESPECTFULLY URGING THE COURT TO CONSIDER DISBURSING A PORTION OF FUNDS ALREADY COLLECTED IMMEDIATELY TO VICTIMS AND TO CONSIDER DISBURSING NEW FUNDS TO VICTIMS AS THEY ARE COLLECTED TO EASE PAIN AND SUFFERING. The Town Commission respectfully urges the court in the case of In Re: Champlain Towers South Collapse Litigation, Case No. 2021-015089-CA-01, to determine an equitable apportionment of funds already collected, subject to adjustment based on future sums collected via the litigation and sale of the CTS property, and to distribute a portion of the funds already collected to surviving victims of the CTS collapse to ease pain and suffering. The Commission further urges the court to consider disbursement of funds collected in the future to surviving victims as soon after they are collected as possible.

SECTION 3. TRANSMITTAL TO THE COURT. The Town Manager and Town Attorney are authorized to transmit a copy of this Resolution to the court, and to explain the rationale supporting this Resolution to the court.

SECTION 4. IMPLEMENTATION. The Town Manager and Town Officials are authorized to take any and all action to implement this Resolution and seek the court’s disbursement of funds already collected.

SECTION 5. EFFECTIVE DATE. This Resolution shall become effective upon adoption.

PASSED AND ADOPTED this 8th day of March, 2022.

Motion by: Vice Mayor Paul

Second by: Commissioner Kesl

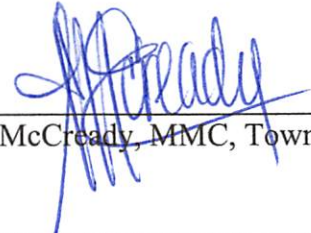
FINAL VOTE ON ADOPTION

Commissioner Charles Kesl	<u>Yes</u>
Commissioner Eliana Salzhauer	<u>Yes</u>
Commissioner Nelly Velazquez	<u>Yes</u>
Vice Mayor Tina Paul	<u>Yes</u>
Mayor Charles W. Burkett	<u>Yes</u>



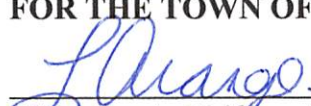
Charles W. Burkett, Mayor

ATTEST:



Sandra N. McCready, MMC, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE TOWN OF SURFSIDE ONLY:**



Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney