

RESOLUTION NO. 11- 874

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN AND THE AMERICAN RED CROSS FOR USE OF CERTAIN TOWN FACILITIES ON A TEMPORARY BASIS AS AN EMERGENCY PUBLIC SHELTER; AUTHORIZING THE TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO FINALIZE THE TERMS OF THE MEMORANDUM OF UNDERSTANDING; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the American Red Cross (the "ARC") provides services to individuals, families and communities when disaster strikes; and

WHEREAS, the Town of Miami Lakes (the "Town") and the ARC have agreed to a Memorandum of Understanding ("MOU") which would allow the ARC to use certain Town facilities on a temporary basis as an emergency public shelter for multi-family Fires, floods, tornadoes, building collapses, transportation or other situations that cause human suffering; and

WHEREAS, the Town facilities would not be utilized by the ARC during hurricanes, which may require the Town's immediate usage of such facilities for emergency operations if Town Hall is unavailable; and

WHEREAS, the Town Council finds that the approval of the MOU is in the best interests of the Town.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

**Section 1. Recitals.** The foregoing recitals are true and correct and incorporated herein by this reference.

**Section 2. Approval of Memorandum of Understanding.** The Memorandum of Understanding between the Town of Miami Lakes and the ARC, a copy of which is attached as Exhibit "A" (the "MOU"), together with such changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney, is approved.

**Section 3. Authorization of Town Officials.** The Town Manager and Town Attorney are authorized to take all steps necessary to finalize and implement the terms and conditions of the MOU.

**Section 4. Execution of the MOU.** The Town Manager is authorized to execute the MOU on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the MOU and to execute any extensions and/or amendments to the MOU, subject to the approval as to form and legality by the Town Attorney.

**Section 5. Authorization Fund Expenditure.** The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the MOU.

**Section 6. Effective Date.** This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 8<sup>th</sup> day of February, 2011.

Motion to adopt by Pizzi, second by Hernandez.

FINAL VOTE AT ADOPTION

Mayor Michael Pizzi Yes

Vice Mayor Nick Perdomo Yes

Councilmember Mary Collins Absent

Councilmember Tim Daubert Yes


Councilmember Nelson Hernandez Yes

Councilmember Ceasar Mestre yes

Councilmember Richard Pulido yes

  
\_\_\_\_\_  
Michael Pizzi  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
TOWN CLERK

APPROVED AS TO LEGAL SUFFICIENCY:  
  
\_\_\_\_\_  
TOWN ATTORNEY  
Weiss, Serota, Helfman, Pastoriza,  
Cole & Boniske, P.L.