

RESOLUTION NO. 13-1046

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE RENEWAL OF THE LICENSE AND USE AGREEMENT WITH THE OPTIMIST CLUB OF MIAMI LAKES FOR A PERIOD OF FIVE (5) YEARS, FOR USE OF MIAMI LAKES OPTIMIST PARK AND ROYAL OAKS PARK; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in December 2002, the Town of Miami Lakes (the "Town") approved a License and Use Agreement with the Optimist Club of Miami Lakes; and

WHEREAS, the Agreement allowed the Optimist Club to provide year round general recreation programs, including food and drink concession services, for a five (5) year period, with a five (5) year renewal option; and

WHEREAS, the renewal term ended December 16, 2012, and Town staff proposed changes in the new agreement and after discussion, both parties have agreed on the terms of a renewal which addresses the issues raised by the Town; and

WHEREAS, the Town recognizes the positive impact the Optimist Club has on the lives of the youths in the community, and believes it would be in the best interest to renew the contract with the Optimist Club of Miami Lakes for use of Miami Lakes Optimist Park and Royal Oaks Park.

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 the Contract. The Town Council hereby approves the renewal of the License and Use Agreement with the Optimist Club of Miami Lakes, with various amendments agreed upon by the parties, as set forth in the attached Exhibit "A".

Section 3. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Contract with the Optimist Club of Miami Lakes.

Section 4. Authorization of Fund Expenditure. The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Contract.

Section 5. Execution of the Contract. The Town Manager is authorized to execute the Contract with Optimist Club of Miami Lakes, in substantially the form attached hereto as Exhibit "A".

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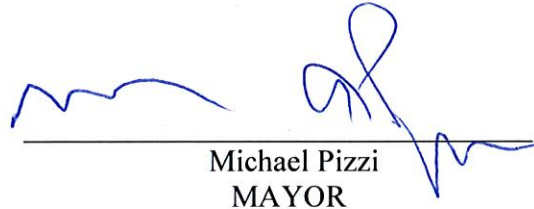
Section 6. Effective Date. This Ordinance shall become effective immediately upon adoption on second reading.

PASSED AND ADOPTED this 22 day of January, 2013.


Motion to adopt by Michael Pizzi, second by Tony Lama.

FINAL VOTE AT ADOPTION

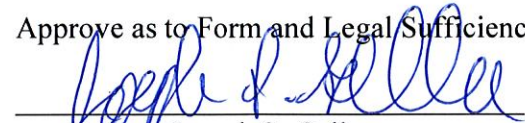
Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Cesar Mestre	<u>yes</u>
Councilmember Manny Cid	<u>yes</u>
Councilmember Tim Daubert	<u>yes</u>
Councilmember Nelson Hernandez	<u>yes</u>
Councilmember Tony Lama	<u>yes</u>
Councilmember Nelson Rodriguez	<u>yes</u>


Michael Pizzi
MAYOR

Attest:


Marjorie Tejada
TOWN CLERK

Approve as to Form and Legal Sufficiency


Joseph S. Geller
Greenspoon Marder PA
TOWN ATTORNEY