

RESOLUTION NO. 19-1600

A RESOLUTION 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; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING AUTHORITY TO THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE AGREEMENT; AND 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 (the “Optimist”), which was subsequently renewed in January 23, 2013 via Resolution 2013-1046; and

WHEREAS, the 2002 and 2013 Agreements allowed the Optimist Club to provide year round general recreation programs, which included food and drink concession services, for a five (5) year period, with five (5) year renewal options; and

WHEREAS, during the December 2018 Town Council meeting, the Town Council provided staff with direction regarding the Optimist’s annual fee requirement, CPR requirements, and third party requirements; and

WHEREAS, staff has addressed these issues and have negotiated an agreement with Optimist for the administration of park programs, which is attached hereto as Exhibit “A”; and

WHEREAS, the Town Manager believes that this agreement is in the Town’s best interest; and

WHEREAS, the Town Council agrees that this agreement is in the Town’s best interest.

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 Agreement with Optimist Club of Miami Lakes. The February 20, 2019 Agreement, in substantially the same form as attached hereto as Exhibit “A,” is approved.

Section 3. **Authorization of Town Manager and Town Attorney.** The Town Manager and/or his designee and the Town Attorney or/his designee are authorized to take all action necessary to implement the terms of the agreement with Optimist Club of Miami Lakes in substantially the same form as attached hereto as Exhibit “A.”

Section 4. **Authorization of Town Manager to Execute Agreement.** The Town Manager and/or his designee are authorized to take all action necessary to execute the agreement with Optimist Club of Miami Lakes in substantially the same form as attached hereto as Exhibit “A.”

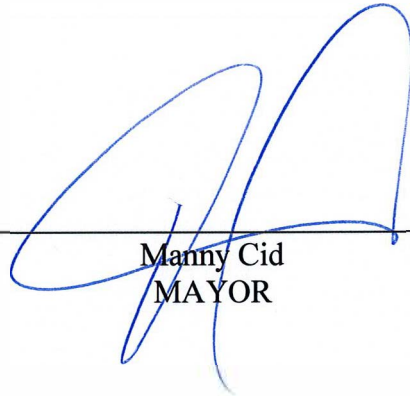
Section 5. **Effective Date.** This Resolution shall be effective immediately upon adoption.

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Passed and adopted this 12th day of March 2019

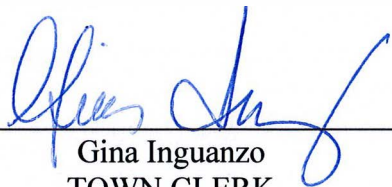
The foregoing resolution was offered by Councilmember Alvarez who moved its adoption. The motion was seconded by Councilmember Rodriguez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	<u>recused</u>
Vice Mayor Nelson Rodriguez	<u>YES</u>
Councilmember Carlos O. Alvarez	<u>YES</u>
Councilmember Luis Collazo	<u>YES</u>
Councilmember Josh Dieguez	<u>YES</u>
Councilmember Jeffrey Rodriguez	<u>YES</u>
Councilmember Marilyn Ruano	<u>NO</u>



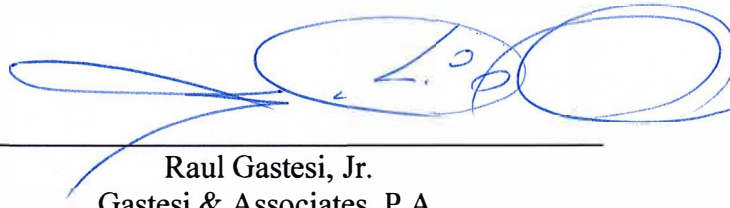
Manny Cid
MAYOR

Attest:



Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Raul Gastesi, Jr.
Gastesi & Associates, P.A.
TOWN ATTORNEY