

RESOLUTION NO. 21-1801

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING AND AUTHORIZING THE MANAGER TO EXECUTE A LICENSE AGREEMENT WITH MIAMI LAKES LAKE MARTHA HOMEOWNERS ASSOCIATION #2, INC, FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF CERTAIN FOUNTAIN EQUIPMENT FOR LAKE MAINTENANCE; PROVIDING AUTHORITY TO TOWN OFFICIALS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Collazo)

WHEREAS, Miami Lakes Lake Martha Homeowners Association 2, Inc. (the “HOA”) manages the maintenance and health of one of our Town’s largest lakes; and

WHEREAS, the Town of Miami Lakes (the “Town”) enjoys a beautiful topography of treelined streets, pocket parks and numerous large and small lakes; and

WHEREAS, the health maintenance of our Town lakes is an important aspect of the Town’s overall strategic plan; and

WHEREAS, the HOA has expressed concern regarding the waning health of Lake Martha and its effect on the Town’s ecosystem; and

WHEREAS, the HOA desires to address the health of Lake Martha by installing a bubbler and fountain system that will be both aesthetically pleasing and add necessary oxygen to the lake; and

WHEREAS, in order to operate the bubbler and fountain system, the HOA has requested limited use of lake adjacent pocket parks for the installation, operation and maintenance of the fountain equipment; and

WHEREAS, the Town Council finds that the installation of the bubbler and fountain system will benefit the health of Lake Martha and therefore serve the public good and advance the Town’s overall strategic plan;

WHEREAS, the Town Council authorizes the Town Manager to enter into a license agreement, in substantially the same form as attached hereto as **Exhibit “A,”** for the limited use of allowing the HOA to install, operate and maintain fountain equipment on lake adjacent, Town owned pocket parks for the limited purpose of operating a fountain and bubbler system on Lake Martha.

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 a License Agreement with Miami Lakes Lake Martha Homeowners Association #2, Inc. The Town Council hereby approves the License Agreement with Miami Lakes Lake Martha Homeowners Association #2, Inc., in substantially the same form as attached hereto as 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 License Agreement, including the execution of the License Agreement in substantially the same form as attached hereto as Exhibit “A.”

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

Passed and adopted this 29th day of November 2021

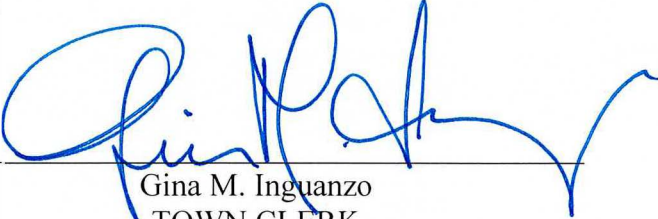
The foregoing resolution was offered by Councilmember Collazo who moved its adoption. The motion was seconded by Councilmember Dieguez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	Absent
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos O. Alvarez	Absent
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Yes
Councilmember Marilyn Ruano	Yes




MANNY CID
MAYOR

Attest:



Gina M. Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Raul Gastesi, Jr.
Gastesi, Lopez and Mestre, PLLC
TOWN ATTORNEY