

**RESOLUTION NO. 01-28**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING THE ACCEPTANCE OF CERTAIN REAL PROPERTY COMMONLY KNOWN AS "ROYAL OAKS PARK" FROM MIAMI-DADE COUNTY SUBJECT TO STAFF DETERMINING THAT THE COUNTY CAN CONVEY A MARKETABLE TITLE TO THE PROPERTY; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO TAKE ALL ACTION NECESSARY TO COMPLETE THE ACCEPTANCE OF THE SUCH REAL PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Miami-Dade County is the owner of fee simple title to that certain real property commonly known as "Royal Oaks Park" and as more particularly described in the deed attached hereto as Exhibit "A" (the "Real Property") and incorporated herein by reference; and

**WHEREAS**, the Town desires to accept the Real Property from Miami-Dade County pursuant to the deed.

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

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

**Section 2.**     The Town Council hereby accepts the conveyance from Miami-Dade County to the Town of the Real Property as described on the deed attached as Exhibit "A", subject to staff determining tat the County can convey marketable title to the property.

**Section 3.**     The Town Manager and the Town Attorney are authorized and directed to take all action necessary to complete the acceptance of the Real Property.

**Section 4.**     This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 24<sup>th</sup> day of July, 2001.

Wayne Slaton  
WAYNE SLATON, MAYOR

ATTEST:

Beatris M. Arguelles  
Beatris M. Arguelles  
Town Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Tim Barishe  
Acting Town Attorney

m - Collins / s - Alonso

Council voted	<u>7-0</u>	as follows:
Mayor Wayne Slaton	<u>yes</u>	
Vice Mayor Roberto Alonso	<u>yes</u>	
Councilmember Mary Collins	<u>yes</u>	
Councilmember Robert Meador	<u>yes</u>	
Councilmember Michael Pizzi	<u>yes</u>	
Councilmember Nancy Simon	<u>yes</u>	
Councilmember Peter Thomson	<u>yes</u>	

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This instrument prepared by and return to:  
Laureen A. Varga  
Chief Real Estate Officer  
General Services Administration  
111 NW 1<sup>st</sup> Street Suite 2460  
Miami, Florida 33128-1907

Poljo Nos. 32 2016 002 2640 and  
32 2016 001 0010 to 0200, inclusive  
(Royal Oaks Park)

**COUNTY DEED**

THIS DEED, made this 30<sup>th</sup> day of October, 2001 A.D. by MIAMI-DADE COUNTY, FLORIDA, a Political Subdivision of the State of Florida, party of the first part, whose address is: Stephen P Clark Center, 111 N. W. 1 Street Suite 17-202, Miami, Florida, 33128-1963, and TOWN OF MIAMI LAKES, a Florida municipal corporation, party of the second part, whose address is: 8004 N.W. 154<sup>th</sup> Street, FMB #378, Miami Lakes, Florida 33016.

**WITNESSETH:**

That the said party of the first part, for and in consideration of the promise of the Town of Miami Lakes to maintain and keep open the subject Royal Oaks Park as set forth in this Deed, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has granted, bargained, and sold to the said party of the second part, subject to the reverter set forth in this Deed, the following described land lying and being in Miami-Dade County, Florida:

**SEE EXHIBIT A**

101-23

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TOGETHER with all the covenants, hereditaments and appurtenances belonging or in any way appertaining to the subject property.

TO HAVE AND TO HOLD the same in fee simple forever subject to the following:

The Town of Miami Lakes shall: a) maintain the property in perpetuity as a public park. b) agree to govern itself, in regards to the subject property, in accordance with Article 6 of the County Charter. c) keep the park open to all Miami-Dade County residents. d) allow unincorporated area residents of Miami-Dade County equal access and use of the park and not discriminate in program registration, pricing and other policies. The Town of Miami Lakes agrees that it will make every good faith effort to develop, operate and maintain the Park in a manner that provides appropriate active and passive recreational opportunities to park users consistent with normal and customary park and recreation policies. Upon the failure of the Town to abide by any of the restrictions listed in (a) thru (d), the County shall provide the Town with written notice of the alleged violations including a statement that "The County will exercise its reversionary interest in the property if the violation is not cured." Within 45 days of receipt of the notice, the Town shall cure the violation. If the violation is of a type that cannot be cured within this time period, the Town shall notify the County in writing specifying the reason and the additional time required to cure the violation. However, in no event shall the time to cure exceed 90 days, unless such time period is extended by action of the County Commission. Failure of the Town to cure the violation within the specified time period shall result in the Property automatically reverting to the County.

This grant conveys only the interest of the County and its Board of County Commissioners in the property herein described and shall not be deemed to warrant the title or to represent any state of facts concerning the same.

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EXHIBIT A

Tract A Park Site in "Royal Garden Estates" Subdivision according to the plat thereof recorded in Plat Book 155 Page 4, of the Public Records of Miami-Dade County, Florida, and

Lots 1 to 20 inclusive, Block 1, of "Sevilla Estates" Subdivision according to the plat thereof recorded in Plat Book 153 Page 38, of the Public Records of Miami-Dade County, Florida.

201-28

BY REG. #

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IN WITNESS WHEREOF the said party of the first part has caused these presents to be executed in its name by its Board of County Commissioners acting by the Mayor of said Board, the day and year aforesaid.

(OFFICIAL SEAL)

ATTEST:  
  
HARVEY RUVIN, CLERK

MIAMI-DADE COUNTY FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

BY: *[Signature]*  
Deputy Clerk

BY: *[Signature]*  
Mayor

The foregoing was authorized and approved by Resolution No. R-884-01 of the Board of County Commissioners of Miami-Dade County, Florida, on the 7<sup>th</sup> day of July, 2001.

Approved as to form and legal sufficiency

*[Signature]*  
Assistant County Attorney



STATE OF FLORIDA )  
                                  ) SS:  
COUNTY OF MIAMI-DADE )

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of Nov, 2001, by Alexandra Tavelis and Elizabeth Soto, the Mayor and Deputy Clerk of Miami-Dade County, Florida, respectively, on behalf of said County, who (check one) [ ] are personally known to me or [ ] have produced a Florida drivers license as identification.

*[Signature]*  
NOTARY PUBLIC, State of Florida  
Print Name: KENNETH F. GILDSTRAND

My Commission Expires:



RECORDED IN OFFICIAL RECORD BOOK  
OF MIAMI-DADE COUNTY, FLORIDA  
RECORD VOUCHER  
HARVEY RUVIN  
CLERK CIRCUIT COURT

STATE OF FLORIDA, COUNTY OF DADE  
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office. AD 20 02  
HARVEY RUVIN, CLERK, of Circuit and County Courts  
Deputy Clerk *[Signature]*