

**RESOLUTION NO. 07-497**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE LICENSE AND USE AGREEMENT WITH THE YMCA OF GREATER MIAMI, INC. TO PROVIDE YOUNG TEEN RECREATION PROGRAMMING SERVICES; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; THE TOWN MANAGER TO EXECUTE ANY AGREEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Town of Miami Lakes (the "Town") is the operator of Miami Lakes Picnic Park East and Community Center located in the Town of Miami Lakes, Florida (the "Park"); and

WHEREAS, The Town has agreed to allow the YMCA OF GREATER MIAMI, INC. (the "Licensee") to utilize a portion of the Park to provide young teen recreation programming services, including organized recreation programs, activities and/or events for the use and benefit of both residents and non-residents of the Town; and

WHEREAS, The Town desires to enter into this License Agreement.

**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 are incorporated herein by this reference.

**Section 2. Approval of Agreement.** The License and Use Agreement between The YMCA of Greater Miami, Inc. and the Town of Miami Lakes to allow YMCA to utilize a portion of the Park to provide young teen recreation programming services, (the "Agreement"), a

copy of which is attached as Exhibit "A," together with such non-material 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 implement the terms and conditions of the Agreement.

**Section 4. Authorization of Fund Expenditure.** Notwithstanding the limitations imposed upon the Town Manager pursuant to the Town's Purchasing Procedures Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement.

**Section 5. Execution of Agreement.** The Town Manager is authorized to execute the Agreement and to execute any extensions and/or amendments to the Agreement, subject to the approval as to form and legality by the Town Attorney.

**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 13th day of February, 2007.

Motion to adopt by Councilman Roberto Alonso, second by Vice Mayor Mary Collins.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton yes  
Vice Mayor Mary Collins yes  
Councilmember Roberto Alonso yes  
Councilmember Robert Meador yes  
Councilmember Michael Pizzi yes  
Councilmember Richard Pulido yes  
Councilmember Nancy Simon yes

PASSED AND ADOPTED this 13<sup>th</sup> day of February, 2007.

ATTEST:

Debra Eastman  
Debra Eastman, MMC  
TOWN CLERK

Wayne Slaton  
Wayne Slaton  
MAYOR

Approved as to form and legal sufficiency  
for use only by the Town of Miami Lakes:

Weiss Serota Helfman Pastoriza  
Weiss Serota Helfman Pastoriza  
Cole & Boniske, P.L.  
TOWN ATTORNEY

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