

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2010-130

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT FOR SEWER CONNECTION OUTSIDE THE CITY SANITARY SEWER DISTRICTS TO THE CITY'S SEWER SYSTEM, TO SERVE THE OFFICE BUILDING LOCATED AT 4601 PONCE DE LEON BOULEVARD, CORAL GABLES, FLORIDA, SUBJECT TO THE REQUIREMENTS OF THE PUBLIC WORKS DEPARTMENT AS PROVIDED UNDER CHAPTERS 62 AND 78 OF THE CITY CODE (ORDINANCE NO. 2007-29) AND RESOLUTION NO. 2008-07; FURTHER PROVIDING THAT THE EXECUTED AGREEMENT BE MADE PART OF THIS RESOLUTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That authorization is hereby given for an outside sewer connection outside the City's sanitary sewer districts to serve the office building located at 4601 Ponce de Leon Boulevard, Coral Gables, Florida, subject to the requirements of the Public Works Department as set forth in Chapters 62 and 78 of the City Code (Ordinance No. 2007-29) and Resolution No. 2008-07; and provided that the executed agreement be made part of this Resolution.

SECTION 2. That the Owner executes an agreement approved by the City Attorney, agreeing to comply with the terms outlined in Ordinance No. 2007-29 and Resolution 2008-07.

SECTION 3. That the Owner pays a connection fee concurrently upon signing the agreement based on the estimated daily peak flow. The fee has been calculated to be \$17,329.20.

SECTION 4. That the Owner shall provide a Maintenance Bond or other Surety in the amount of five percent (5%) of the construction costs to assure timely repair of the customer's facilities should a failure occur, said Surety to run in perpetuity or until connection is no longer required.

SECTION 5. That the property Owner shall provide Liability Insurance in the amounts required by Resolution No. 2008-07 naming the City as an additional insured, and covering any damages to public or private property due to failure in the customer's facilities. A Certificate of Insurance shall be required at the execution of the Agreement in a form acceptable to the City of Coral Gables.

SECTION 6. That the Owner shall provide to the City with final plans and certifications for approval by the Public Works Department.

SECTION 7. That the property Owner shall secure all required permits to perform this project.

SECTION 8. That the owner must enter into an agreement with Ponce Riviera LLC to comply with condition No. 16 of the agreement between the City of Coral Gables and Ponce Riviera LLC.

SECTION 9. That the executed Agreement shall be made part of this Resolution and be kept in the file in the Office of the City Clerk.

PASSED AND ADOPTED THIS THIRTEENTH DAY OF JULY, A.D., 2010.

(Moved: Cabrera / Seconded: Anderson)

(Yea: Anderson, Cabrera, Kerdyk, Withers, Slesnick)

(Unanimous: 5-0 Vote)

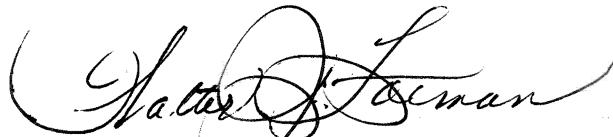
(Agenda Item: C-15)

APPROVED:



DONALD D. SLESNICK II
MAYOR

ATTEST:



WALTER J. FOEMAN

CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ

CITY ATTORNEY