

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2021-

A RESOLUTION OF THE CITY COMMISSION AUTHORIZING THE APPROVAL OF THE LICENSE AGREEMENT BETWEEN THE CITY OF CORAL GABLES AND CENTRAL BUSINESS PLAZA-A, LLC, FOR A PORTION OF THE PROPERTY LOCATED ON THE SOUTHEAST CORNER OF SW 71ST AVE AND 29TH ROAD, MIAMI, FL (FOLIO NO. 30-4014-035-0010) TO BE USED AS A TEMPORARY DEBRIS MANAGEMENT SITE AS NEEDED DURING THE 2021 HURRICANE SEASON (JUNE 1, 2021- NOVEMBER 30, 2021).

WHEREAS, in 2017, in the aftermath of Hurricane Irma, the City of Coral Gables (the “Licensee”) entered into an agreement with Central Business Plaza-A, LLC (the “Licensor”) for the use of a portion of the property located on the southeast corner of SW 71st Ave and 29th Road, Miami, FL (Folio No. 30-4014-035-0010) (the “License Area”) as a temporary debris management site where the City temporarily housed and shredded vegetation debris that resulted from the storm; and

WHEREAS, for both the 2019 and 2020 Hurricane Seasons, the Licensee also entered into a License Agreement with the Licensor for the License Area to be used as a temporary debris management site as needed; and

WHEREAS, the licensee is requesting authorization to enter into the License Agreement with the Licensor for the 2021 Hurricane Season (June 1, 2021- November 30, 2021); and

WHEREAS, the Licensee shall have the right to use the License Area solely for the purpose of temporarily housing and shredding the vegetation debris dropped off by the City of Coral Gables resulting from storm related events; and

WHEREAS, the Licensor, any of its agents, including Florida Department of Environmental Protection (FDEP), Florida Department of Emergency Management (FDEM) and Federal Emergency Management Agency (FEMA) shall have the right to enter the Licensed Area for inspection prior to any disaster; and

WHEREAS, the Licensee will pay Licensor \$1,500.00 per month for use of the License Area, unless the License Area is activated by Licensee as a temporary hurricane debris management site, in which case, the monthly payment by Licensee shall be \$15,000.00 per month until such time as Licensee ceases using the License Area as a debris management site; and

WHEREAS, the Licensee intends to seek reimbursement from FEMA for certain expenses incurred through the License Agreement should the site need to be activated due to a Hurricane; and

WHEREAS, the Licensee will therefore adhere to the federal provisions attached and incorporated in the License Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That the foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon the adoption hereof.

SECTION 2. That the License Agreement is hereby approved in substantially the form attached hereto as Exhibit “A,” with further negotiations authorized to finalize non-business terms prior to execution of the Agreement.

SECTION 3. That the City Commission does hereby authorize the City Manager to negotiate and execute the License Agreement in substantial form attached hereto as Exhibit “A” as may be approved by the City Manager and City Attorney that are necessary to implement the intent of this resolution.

SECTION 4. That this resolution shall become effective immediately upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWENTY_FIFTH DAY OF MAY, A.D., 2021.

(Moved: / Seconded:)

(Yeas: / Nays:)

(Vote:)

(Agenda Item:)

APPROVED:

VINCE LAGO
MAYOR

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BILLY Y. URQUIA
CITY CLERK

MIRIAM SOLER RAMOS
CITY ATTORNEY