

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2016-96**

A RESOLUTION SETTING FORTH CONDITIONS FOR ENCROACHMENTS INTO THE PUBLIC RIGHT-OF-WAY CONSISTING OF POLES, FOUNDATIONS, CLOSED CIRCUIT TV (CCTV) AND AUTOMATIC LICENSE PLATE RECOGNITION (ALPR) EQUIPMENT, AND ALL RELATED APPURTENANCES AT ELEVEN (11) LOCATIONS THROUGHOUT THE CITY OF CORAL GABLES, FLORIDA.

**WHEREAS**, the City is in the process to enter into an agreement with a Company specialized in installing Closed Circuit TV (CCTV) and Automatic License Plate Recognition (ALPR) equipment within the City's right-of-way; and

**WHEREAS**, upon execution of this agreement, the City will proceed with the installation of poles, foundations, (CCTV) and Automatic License Plate Recognition (ALPR) equipment, and all related appurtenances at eleven (11) locations within the City's right-of-way and/or private parcels;

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

**SECTION 1.** 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 adoption.

**SECTION 2.** That the conditions for encroachments into the public right-of-way consisting of installation of poles, foundations, (CCTV) and Automatic License Plate Recognition (ALPR) equipment, and all related appurtenances at eleven (11) locations within the City's right-of-way and/or private parcels be approved, subject to the following requirements;

- a) That Safeware be listed as the contact agency with Sunshine One for proper underground locations in the area of the encroachments;
- b) That the use of the encroachment areas shall be private and the Safeware will not provide access or occupancy to any customer or third party without prior written approval from the City;
- c) That the City of Coral Gables reserves the right to remove, add, maintain, or have Safeware remove any of the encroachments within the right-of-way, at the Safeware's sole expense;
- d) That Safeware maintains the proposed encroachments in good condition at all times, and at the Safeware's expense;
- e) That Safeware shall replace, at its sole expense, any portion of the encroachments affected, in the event the City of Coral Gables issues a permit for a utility company to excavate or construct in the proposed areas of encroachment;
- f) That the proposed encroachments be constructed in accordance with all applicable Codes;

- g) That the right of way be restored to the original condition in the case the encroachments are removed;
- h) That Safeware secure easements at locations where poles and equipment and all related appurtenances will be located within private property including City owned properties;
- i) That approval from the Historical Resources & Cultural Arts Department be obtained if any proposed location is at or adjacent to a historic designated property; and
- j) That approvals and permit be obtained from Florida Department of Transportation, Miami-Dade County and any other jurisdiction affected by the location of poles and equipment.

**SECTION 3.** This Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWELFTH DAY OF APRIL, A. D., 2016.

(Moved: Lago / Seconded: Keon)  
(Yeas: Lago, Slesnick, Keon, Cason)  
(Majority: (4-0) Vote)  
(Absent: Quesada)  
(Agenda Item: H-4)

ATTEST:




WALTER J. FOEMAN  
CITY CLERK

APPROVED:



JIM CASON  
MAYOR

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:



CRAIG E. LEEN  
CITY ATTORNEY