

CITY OF CORAL GABLES, FLORIDA

RESOLUTION 2024-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA AUTHORIZING A THIRD AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF CORAL GABLES AND BONJOUR, LLC GRANTING A THIRTY (30) DAY EXTENSION OF THE LICENSE AGREEMENT FOR THE OPERATION OF THE CAFE SPACE AT THE CORAL GABLES GOLF AND COUNTRY CLUB.

WHEREAS, on October 11, 2023, pursuant to Resolution 2023-292, the City Commission waived the competitive process and authorized the City Manager and the City Attorney to negotiate a 90-day License Agreement to engage a Licensee for the operation of the Café Space at the Coral Gables Golf and Country Club (the “Country Club”); and

WHEREAS, on November 21, 2023, pursuant to Resolution 2023-292, the City of Coral Gables (the “Licensor”) entered into that certain License Agreement (the “Agreement”) with Bonjour, LLC (the “Licensee”), attached as Exhibit A, to allow the Licensee to exclusively use, for purposes of managing the food and beverage service, of that portion of the Country Club that includes the Café Area and Shared Space, for ninety (90) days (11/27/23-2/27/24); and

WHEREAS, pursuant to the authority granted in Resolution No. 2023-292, the Licensor and Licensee entered into a First Amendment to the Agreement and extended the Term of the License for an additional ninety (90) days through midnight on May 27, 2024, under the same terms and conditions of the Agreement; and

WHEREAS, pursuant to Resolution No. 2024-103, the City and Licensee entered into a Second Amendment to the Agreement and extended the term of the Agreement for an additional ninety (90) days through June 27, 2024, under the same terms and conditions of the Agreement; and

WHEREAS, while City staff and Bonjour, LLC’s representatives have met to discuss potential terms for a new License Agreement, additional time is needed to continue negotiations and finalize the terms and conditions of a new License Agreement; and

WHEREAS, the City Commission finds that it is in the best interests of the City to waive the competitive process of the Procurement Code pursuant to Section 2-501(d) and extend the Agreement for an additional thirty (30)-day period, upon the same terms and conditions of the Agreement, so that negotiations can continue for a new License Agreement upon terms and conditions to be agreed upon that will be subject to City Commission approval.

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 adoption hereof.

SECTION 2. That the City Commission waives the competitive process of the Procurement Code with respect to operation of the café space located at the Country Club and authorizes a thirty-day extension of the Agreement with Bonjour, LLC, through July 27, 2024, and provides for an additional thirty (30)-day extension of the Agreement, upon the same terms and conditions of the Agreement, to allow additional time for negotiations to continue for a new License Agreement between the Licensor and the Licensee upon terms and conditions to be agreed upon which will be subject to City Commission approval.

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

PASSED AND ADOPTED THIS ___ DAY OF JUNE, A.D., 2024.

(Moved: ____/ Seconded: ____)

(Yeas:)

(Unanimous:)

(Non-Agenda Item)

APPROVED:

VINCE LAGO

MAYOR

ATTEST:

BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

CRISTINA M. SUÁREZ
CITY ATTORNEY