

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2010-XXX**

A RESOLUTION APPROVING AN ADDENDUM TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CORAL GABLES AND FAIRCHILD TROPICAL BOTANICAL GARDENS FOR FAIRCHILD TROPICAL BOTANICAL GARDENS TO JOIN THE CITY'S FIBER INSTITUTIONAL NETWORK OPERATIONS.

**WHEREAS**, By Ordinance No. 3278, passed in October 1997, and by Ordinance 2004-50, passed in December 2004, the City has established a cable television franchise agreement whereby all governmental authorities, schools, or persons designated by the City are interconnected by an Institutional Network (I-Net); and

**WHEREAS**, by Resolution No. 2009-345, passed and adopted December 15, 2009 the City approved a Memorandum of Understanding (MOU) for Fairchild Tropical Botanical Gardens (FTBG) to join the City's fiber I-Net; and

**WHEREAS**, the City of Coral Gables and Fairchild Tropical Botanical Gardens (FTBG) have entered into a Memorandum of Understanding (MOU) for the City to provide FTBG with a connection to the City's Institutional Network; and

**WHEREAS**, both parties now desire to amend and modify the MOU agreement dated January 20th, 2010 though an addendum to the MOU; and

**WHEREAS**, the addendum provides that Article III is amended wherein Section 3.02 is redacted as per Amendment 1 of the Addendum; and, Section 3.04 is added to Article III as per Amendment 2 of the Addendum; and, all other terms and conditions are to remain the same;

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

**SECTION 1.** The forgoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption herein.

**SECTION 2.** That the City Commission does hereby authorize the City Manager to adopt the attached Addendum to Memorandum of Understanding and that the MOU between the City and FTBG is so amended.

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

PASSED AND ADOPTED

(Moved:                      Seconded:                      )  
(Yea:                      Nays:                      )  
(                    Vote)                      )  
(Agenda Item:                      )

APPROVED:

DONALD D. SLESNICK II  
MAYOR

ATTEST:

APPROVED AS TO FORM AND  
AND LEGAL SUFFICIENCY:

WALTER J FOEMAN  
CITY CLERK

ELIZABETH M. HERNANDEZ  
CITY ATTORNEY