

August 14, 2020

Mr. Peter Iglesias 405 Biltmore Way Coral Gables, FL 33134

Mr. City Manager

Enclosed please find the documents required to fulfill the request for a variance. I hope these satisfy your needs and that we may be placed on the City Commission agenda on the earliest date possible. This early request is due to the unusual situation that we are all experiencing. With your help we can continue with this yearly holiday endevour.

Enclosures:

- 1) Lot lease from lot owner.
- 2) Insurance coverage equal to or exceeding (\$2,000,000.) Two million dollars liability with the City of Coral Gables as additional insured.
- 3) Lot sketch.
- 4) Refundable deposit check in the amount of \$400.00 covering a clean up fee for the lot.
- 5) A list of the philanthropic involvement by the Benevolent Association in the community during the 2019-2020 tax year.

Please notify me if any additions will be required. As lot manager for the Firefighters Benevolent Christmas tree lot, I respectfully request that any notices concerning this issue be forwarded to my office. This will ensure a prompt response to your communications.

Sincerely,

Captain Paul W. Boutin (Ret.)

(305) 757-7777



August 14, 2020

City Manager 405 Biltmore Way Coral Gables, FL 33134

Mr. Peter Iglesias

The members of the Coral Gables Firefighters Benevolent Association respectfully request permission to sell Christmas trees in the City of Coral Gables. The proposed location is 5501 Granada Blvd. The Coral Gables Baptist Church property.

We have had our annual Christmas tree sale in the Gables since 1957, and as in past years, all rules and regulations will be adhered to. We have demonstrated our dedication for public safety in all of our previous years, and we will continue with the high standards. Keeping safety in mind we are asking permission to erect a temporary chain link fence around the lot perimeter. In the spirit of the season we would also like permission to use an inflatable Santa Claus as a display. No advertising would be affixed to the Santa.

Sales will begin on or about November 21, and will end Christmas Eve. We are looking forward to this yearly event and assure you it will go as smoothly, and maintain the standards of year's past.

Thank you for your consideration concerning this matter.

Sincerely.

Paul W. Boutin

Firefighters Christmas Trees

Ctiy Manager 2020

Lease Agreement

THIS LEASE AGREEMENT, made this <u>fo</u> day of March, 2017 by and between Coral Gables Baptist Church, hereafter known as LANDLORD, whose address is 5501 Granada Blvd., Coral Gables, Fl and Firefighters Christmas Trees, hereafter known as TENANT, whose address is:

8267 S.W. 128 St. Suite 214 Pinecrest, Fl 33156

hereafter called TENANT.

In consideration of the agreements and stipulations hereinafter mentioned to be kept and performed by the TENANT, Landlord hereby leases to TENANT and TENANT hereby leases from LANDLORD, for retail Christmas tree sales only, that certain parcel described as 5501 Granada Blvd. Coral Gables, Dade, Florida.

To have and to hold from the 7th day of November to the 29th day of December, 2018-2019-2020.

The rental paid under said Lease by TENANT and accepted by LANDLORD as rental under the terms of this Lease is the sum \$ 5,000.00 five thousand dollars per lease period. An additional \$ 1,000.00 one thousand dollars will be due upon acceptance.

TENANT agrees:

- To make no unlawful, improper, or offensive use of the premises and permit LANDLORD to enter upon said land to inspect, and for any and all lawful purposes arising from LANDLORDS rights, so long as it does not interfere with the rights of the TENANT, as provided in this Lease.
- 2) To permit the premises to be used for retail Christmas tree sales only.
- 3) To keep LANDLORD from any liability and claim for damages by reason of any injury to TENANT and TENANTS agents, servants, employees, or any and all persons or for damage to any for any cause whatsoever while in or about the premises or in any way, directly or indirectly connected with or arising out of this agreement, and agrees to take out and keep in force during the term of this Lease, public liability insurance to be not less than One Million Dollars (\$1,000,000.) for any one person injured, or One Million Dollars (\$1,000,000.) for any one accident and a copy of said insurance to be delivered to the LANLORD.
- 4) To abide by all laws of Florida, and ordinances and rules of Coral Gables and Dade County, Florida.
- 5) To take care of said premises, and maintain in a careful and prodent manner and return the property in as good condition at the end of said term in as good condition as said premises are now, ordinary wear and tear the only exception.
- 6.) To not assign this Lease, re-lease, or further sub-let this property, or any part thereof, without the written consent of LANDLORD.

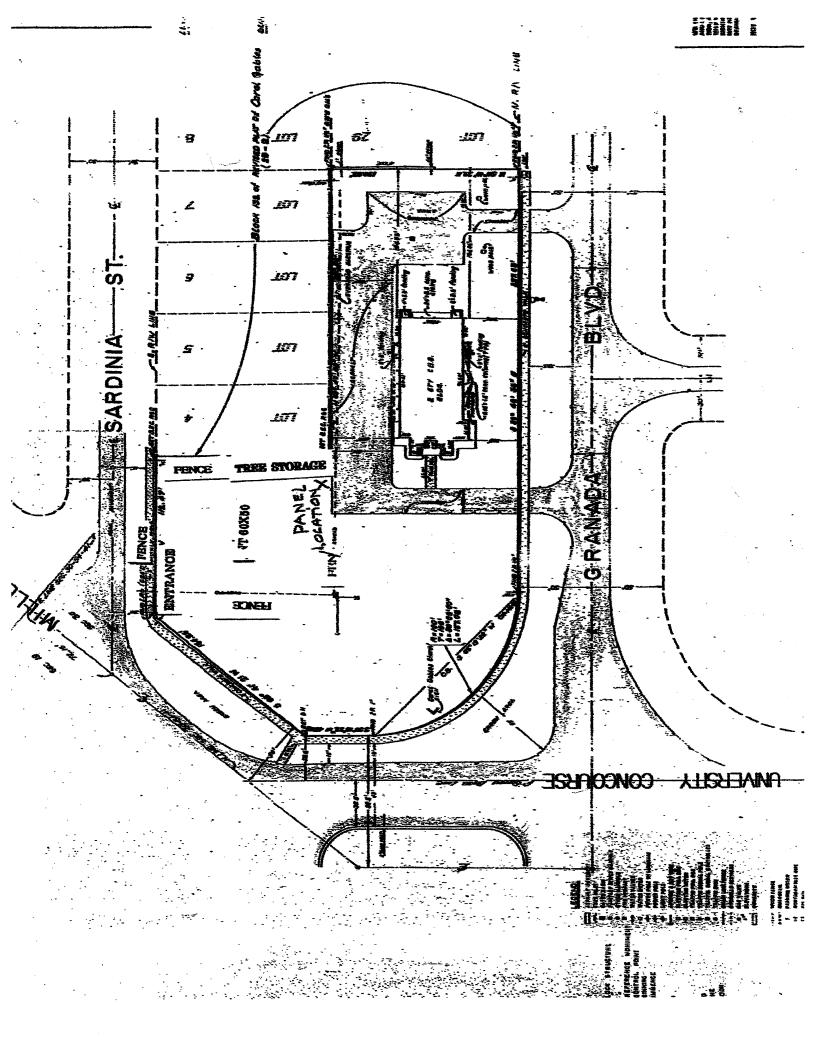
TENANT covenants that should any of the agreements of this Lease be violated then TENANT shall become Tenant at Sufference, hereby waiving all rights of notice, and LANDLORD shall be entitled immediately to re-enter and re-take possession of the demised premises.

Witness our hands this 2/ day of March 21, 2017

Coral Gables Baptist Church

Paul W Boutin

Firefighters Christmas Trees Inc.





Coral Gables

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/21/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER. IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). CONTACT NAME: PRODUCER Christmas Tree Dept Keelson Partners PHONE (503) 226-1422 FAX (A/C, No): (503) 226-2488 (A/C, No. Ext): E-MAIL 707 SW Washington, Suite 625 service@keelson.com ADDRESS: INSURER(S) AFFORDING COVERAGE NAIC # Portland OR 97205-3536 Great Northern Insurance Co INSURER A: INSURED INSURER B Fire Fighters Christmas Trees, Inc. INSURER C 303 Sugar Top Drive Unit 2121 INSURER D : INSURER E Sugar Mountain -NC 28604 INSURER F : 2020 GL **COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:** THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADDL SUBR POLICY EFF (MM/DD/YYYY) POLICY EX TYPE OF INSURANCE **POLICY NUMBER** (MIM/DD/YYYY) COMMERCIAL GENERAL LIABILITY 2,000,000 EACH OCCURRENCE DAMAGE TO RENTED 250 000 CLAIMS-MADE PREMISES (Ea occurrence) Excluded MED EXP (Any one person) 35766060 09/01/2020 09/01/2021 2,000,000 PERSONAL & ADV INJURY 4,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: GENERAL AGGREGATE 4,000,000 POLICY PRODUCTS - COMP/OP AGG s OTHER: COMBINED SINGLE LIMIT (Ea accident) **AUTOMOBILE LIABILITY** ŝ ANY AUTO BODILY INJURY (Per person) OWNED SCHEDULED AUTOS ONLY HIRED **BODILY INJURY (Per accident)** \$ autos Non-Owned PROPERTY DAMAGE (Per accident) s ALITOS ONLY ALITOS ONLY \$ UMBRELLA LIAB OCCUR EACH OCCURRENCE EXCESS LIAB CLAIMS-MADE AGGREGATE DED RETENTION \$ WORKERS COMPENSATION STATUTE AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE EL FACHACCIDENT NIA OFFICER/MEMBER EXCLUDED? (Mandatory in NH) E.L. DISEASE - EA EMPLOYEE if yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Certificate holder has been added as additional insured for operations of the named insured subject to policy terms, conditions, and exclusions with regard to location at: 5501 Granda Blvd., Coral Gables, FL 33146 CERTIFICATE HOLDER CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. City of Coral Gables 405 Biltmore Way AUTHORIZED REPRESENTATIVE

FL 33134

Thomas Wilkins



2020-2021 Christmas Tree Season

Dear Purchasing Group Member:

Enclosed please find the Insurance Confirmation for your Christmas tree operations issued by Great Northern Insurance Company, a member of the Chubb Group of Insurance Companies. This insurance has an expiration date of September 1, 2021.

We have issued the insurance from your application with your requested each occurrence and aggregate limits of liability. This insurance carries a \$500.00 deductible per occurrence.

We are issuing this Confirmation of Insurance to signify your coverage. If you would like a copy of the issued Insurance Policy, please provide a valid email address and it will be electronically transmitted to you.

If a Certificate of Insurance has been ordered, we have sent it to the interested party; your copy is enclosed or has been emailed to you. We have identified on those certificates the Additional Insureds as requested.

If a claim or the possibility of a claim occurs during the policy period, please contact our office <u>immediately</u>. During the Christmas Tree sales season, we recommend a daily walkthrough of the premises to identify and correct potential hazards to customers.

You may add additional locations or Additional Insureds at any time. We do require all modifications in writing and the premium amount before the changes are effective.

Thank you for selecting our insurance program and we hope you have a very successful selling season. Should you have any questions or concerns with any of these matters, please feel free to give us a call.

Sincerely,

Thomas Wilkins

Thomas Wilkins Christmas Tree Department

TW/s

Enclosures

CONFIRMATION OF INSURANCE

Expires: 12:01am 9/1/2021 Effective: 12:01am 9/1/2020

Policy Number: 35766060

Sugar Mountain, NC 28604

Address	Dur	Mame	RLOKEL

203.226.2488 800.469.7844 Ext 108 Phone: 503.226.1422 Ext 108 Portland, OR 97205-3536 **201 String To Washington Suite** 623 Кеегоом Рактиевы

303 Sugar Top Drive Unit 2121 Purchasing Group a Member of the Christmas Tree Liability Fire Fighters Christmas Trees, Inc. Name of Insured and Address

Fire Legal Liability (Lessors of Premises) Limit

Coverage (Per Policy Form)

LIABILITY

Policy Premium

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		<u>Limits</u>	Commercial General Liability

Except with respect to the Combined Total Group Aggregate Limit of Insurance, limits apply separately to each Member. \$ 720,000

Aggregate Limit of Insurance, thereby reducing the limits of insurance available for any other Members. Insurance in the Amount of \$7,000,000. Payments made in connection with any Member will reduce the amount of Combined Total Group Except with respect to Members located in New York and Illinois, the liability insurance is subject to a Combined Total Group Aggregate Limit of

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Coral Gables, FL 33146 1) 5501 Granada Blvd **(ς** ,

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INFORMATION

Phone: 503.226.1422 Ext 108 Please Contact: KEELSON PARTNERS

Paul Morrissette Great Morthern Insurance Company Signature of Authorized Representative

Purchasing Group upon request via email. listed herein is incorporated by reference as if fully set out within this document and is available to a member of the Christmas Tree Liability pertain, the insurance afforded by the policy described herein is subject to all of the terms and conditions of such policies. The policy of insurance Notwithstanding any requirement, term or conditions of any contract or document with respect to which this confirmation may be issued or may insurance to be effective, members of the Christmas Tree Liability Purchasing Group must be valid members of the risk purchasing group. Christmas Tree Liability Purchasing Group on behalf of its members for the policy period indicated. In order for insurance under the policy of does not amend, extend or after the terms and conditions of the policies referenced. The policy of insurance listed herein has been issued to the This Confirmation of Insurance is issued as a matter of information only and confers no rights upon the Confirmation Holders. This confirmation

August 21, 2020



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/21/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

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5501 Granda Blvd.				AUTHORIZED REPRESENTATIVE								

FL 33146

Coral Gables

Thomas Wilkins



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	2815 Salzedo Street											
		AUTHORIZED REPRESENTATIVE										

FL 33134

Coral Gables

Thomas Wilkins



August 14, 2020 To Whom it May Concern:

The following is a list of some of the many philanthropic activities that the Coral Gables Firefighters Benevolent members have proudly participated in 2019-2020 We have made monetary donations to:

2019 Christmas tree donations of \$25,600.00

Charlee Homes for Children

Charlee House/ Gladestone Center

Children's Home Society

City of Coral Gables Merrick House

City of Coral Gables Police Department

City of Coral Gables Motor Pool Division

City of South Miami Children's Community Group

City of Miami Community Affairs

City of Miami Police Department Children's Holiday Celebration

Coral Gables Senior High School

Dade County School Chamber of Commerce Club

Dade County Joseph Caleb Center

Dade County School "Christmas Around the World"

George Washington Carver Middle School

Habitat for Humanity of Greater Miami

J.R.E. Lee Opportunity School

Lee Park Cooperative

Martin Luther King Economic Group

Merrick Educational Center

Miami Behavioral Health Center

Miami Springs Senior High

Neighbors for Neighbors Program

Ponce de Leon Middle School

Princor Service Corp.

South Florida Food Recovery Program

Sunrise Opportunity Residential Program

The Learning Experience School Barry University Inter Cultural Center

United Way Families

Universal Life Church

Whole World Christian Academy

Benev2020

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2019-292

A RESOLUTION OF THE CITY COMMISSION GRANTING PERMISSION TO THE CORAL GABLES FIREFIGHTER'S BENEVOLENT ASSOCIATION TO SELL CHRISTMAS TREES, INSTALL A TEMPORARY CHAIN LINK FENCE AND DISPLAY AN INFLATABLE SANTA CLAUS ON THE CORAL GABLES BAPTIST CHURCH PROPERTY, LOCATED AT 5501 GRANADA BOULEVARD, CORAL GABLES, FLORIDA, STARTING ON OR ABOUT NOVEMBER 17, 2019 THROUGH DECEMBER 24, 2019.

WHEREAS, the Coral Gables Firefighter's Benevolent Association's annual Christmas tree sale has been a tradition since 1957; and

WHEREAS, the operation has been managed successfully and professionally in years past;

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

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 hereof.

SECTION 2. That the City Commission does hereby grant permission to the Coral Gables Firefighter's Benevolent Association to sell Christmas trees, install a temporary chain link fence and display an inflatable Santa Claus on the Coral Gables Baptist Church property, located at 5501 Granada Boulevard, Coral Gables, Florida starting on or about November 17, 2019 through December 24, 2019.

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

PASSED AND ADOPTED THIS EIGHTH DAY OF OCTOBER, A.D., 2019.

(Moved: Lago / Seconded: Mena)

(Yeas: Keon, Lago, Mena, Fors, Jr., Valdes-Fauli)

(Unanimous: 5-0) (Agenda Item: D-5)

BILLY Y. URQUIA CNY CLERK

ATTEST:

APPROVED;

RAUL VALDES-FAUL

MAYOR

APPROVED AS TO FORM AND

LEGAL SUFFICIENCY:

MIRIAM SOLER RAMOS

CITY ATTORNEY