

RESOLUTION No. 2009-77-1022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY, THAT CERTAIN AGREEMENT WITH MIAMI-DADE COUNTY AND MIAMI GARDENS FOR WATER AND SEWER FACILITIES ALONG WITH ACCOMPANYING DOCUMENTS IN SUBSTANTIAL FORM AS THOSE DOCUMENTS ATTACHED HERETO AS COMPOSITE EXHIBIT A, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City is in the process of making improvements to the Miami Carol City Park site, and

WHEREAS, it is necessary for the City to have a water and sewer connection in order to operate the facility, and

WHEREAS, it is necessary for the City to enter into an Agreement for Water and Sewer facilities with Miami-Dade County for this purpose,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, as follows:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. AUTHORITY: The Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, that certain Agreement for Water and Sewer facilities with Miami-Dade County as well as accompanying documents in substantial form as those documents attached hereto as composite **Exhibit A**.

Section 3. INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby authorized to obtain three (3) fully executed copies of the subject Agreement, with one to be maintained by the City; with one to be delivered to Miami-Dade County, and with one to be directed to the Office of City Attorney.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON APRIL 8, 2009.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.
City Attorney

SPONSORED BY: DANNY CREW, CITY MANAGER

MOVED BY: Councilman Williams
SECONDED BY: Councilman Bratton

VOTE: 7-0

Mayor Shirley Gibson	<u> x </u> (Yes)	<u> </u> (No)
Vice Mayor Barbara Watson	<u> x </u> (Yes)	<u> </u> (No)
Councilman Melvin L. Bratton	<u> x </u> (Yes)	<u> </u> (No)
Councilman Aaron Campbell	<u> x </u> (Yes)	<u> </u> (No)
Councilman Oliver Gilbert, III	<u> x </u> (Yes)	<u> </u> (No)
Councilwoman Sharon Pritchett	<u> x </u> (Yes)	<u> </u> (No)
Councilman André Williams	<u> x </u> (Yes)	<u> </u> (No)

SKD/teh



**City of Miami Gardens
 Agenda Cover Memo**

Council Meeting Date:	April 8, 2009		Item Type:	Resolution	Ordinance	Other
			(Enter X in box)	X		
Fiscal Impact: (Enter X in box)	Yes	No	Ordinance Reading: (Enter X in box)	1st Reading		2nd Reading
		X		(Enter X in box)	N/A	N/A
			Public Hearing: (Enter X in box)	Yes	No	Yes
					X	
Funding Source:	Capital Improvement Fund - Quality Neighborhood Improvement Bond		Advertising Requirement: (Enter X in box)	Yes		No
						X
Contract/P.O. Required: (Enter X in box)	Yes	No	RFP/RFQ/Bid #:	N/A		
	X					
Sponsor Name	Dr. Danny O. Crew, City Manager		Department:	Capital Projects		

Short Title:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY, THAT CERTAIN AGREEMENT WITH MIAMI-DADE COUNTY AND MIAMI GARDENS FOR WATER AND SEWER FACILITIES ALONG WITH ACCOMPANYING DOCUMENTS IN SUBSTANTIAL FORM AS THOSE DOCUMENTS ATTACHED HERETO AS COMPOSITE EXHIBIT A, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

Staff Summary:

On September 24, 2008 City Council authorized the contract for construction with Portland Construction Company for the new Recreational Center for the Miami Carol City Park via Resolution No. 2008-181-868. The new one-story Recreational Center will be approximately 6,000 sq. ft. and include a snack bar, covered terrace and breezeway, restroom facilities and storage area.

The attached legislation authorizes the City Manager to enter into a unity of title, covenant and service agreement with Miami-Dade County Water and Sewer Department to render water and sewer service to

**ITEM J-8) CONCEN AGENDA
 RESOLUTION
 Agreement w/ Miami Dade County
 for Water & Sewer Facilities**

the City's property (County ID # 18158a) know as Miami Carol City Park. This agreement is in anticipation of the construction of the new Recreation Center for the Park.

Proposed Action:

It is recommended that the City Council approve the attached agreement in substantial form to establish and service water and sewer connections for the site described by the legal description attached as Exhibit A to the Agreement between the City of Miami Gardens and Miami-Dade County Water and Sewer Department.

Attachment:

Attachment A – Water and Sewer Agreement and Unity of Title for the Miami City Park Recreation Center.