

RESOLUTION No. 15-107

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE CITY MANAGER TO APPROVE THE REIMBURSEMENT FOR THE SHARED COSTS OF THE CLEARING, DE-MUCKING, FILLING, AND EXCAVATION OF DORAL NORTH PARK, INCLUDING REQUIRED WETLANDS MITIGATION PAYMENTS OR CONTRIBUTION IN AN AMOUNT NOT TO EXCEED \$863,430.31; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, During the October 30, 2012 Council Meeting, Council unanimously approved Resolution No. 12-130, approving the drainage easement and mining agreement between the City of Doral and Terra Doral Commons, LLC to facilitate development of various parcels in the City; authorizing the City Manager to execute an agreement; and

WHEREAS, On November 12, 2012, the Drainage Easement and Mining Agreement entered into with Terra Doral Commons, LLC calls for the developer to excavate the lake and for both parties to split the costs of clearing, de-mucking, and clearing of Doral North Park, including any required wetlands mitigation payments or contributions; and

WHEREAS, Staff has recommended that the City Council authorize the City Manager to approve the reimbursement to Terra Doral Commons LLC, as stated in the Drainage Easement and Mining Agreement, in an amount not to exceed \$863,430.31.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

Section 2. Approval of Services. The City Council hereby authorizes the City Manager to allow reimbursement to Terra Doral Commons LLC, as stated in the Drainage Easement and Mining Agreement, in an amount not to exceed \$863,430.31.

Section 3. Authorization to Services. The City Manager is hereby authorized pay for the shared costs for the clearing, de-mucking, and clearing of Doral North Park, including any required wetlands mitigation payments or contributions on such terms and condition as may be appropriate to protect and further the interests of the City for this matter.

Section 4. Implementation. The City Manager and the City Attorney are hereby authorized to take such action as may be necessary to implement the provisions of this Resolution.

Section 5. Effective Date. This resolution shall take effect immediately upon adoption.

The foregoing resolution was offered by Councilmember Rodriguez who moved its adoption. The motion was seconded by Vice Mayor Ruiz and upon being put to a vote, the vote was as follows:

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| Mayor Luigi Boria | Yes |
| Vice Mayor Sandra Ruiz | Yes |
| Councilman Pete Cabrera | Yes |
| Councilwoman Christi Fraga | Yes |
| Councilwoman Ana Maria Rodriguez | Yes |

PASSED and ADOPTED this 20th day of May, 2015.



LUIGI BORIA, MAYOR

ATTEST:



CONNIE DIAZ, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE SOLE USE
OF THE CITY OF DORAL



WEISS, SEROTA, HELFMAN, COLE, & BIERMAN, PL
CITY ATTORNEY