

RESOLUTION No. 2005-168-345

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, EXERCISING AN OPTION TO PURCHASE THAT CERTAIN REAL PROPERTY DESCRIBED IN THE OPTION AGREEMENT AND PURCHASE AND SALE AGREEMENT, ATTACHED HERETO AS EXHIBIT "A"; AUTHORIZING THE USE OF PROCEEDS FROM THE 2005 \$7.5 MILLION PUBLIC FACILITIES BOND ISSUE FOR THE PURCHASE; AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO TAKE ALL STEPS NECESSARY TO EFFECTUATE THE PURCHASE OF THE PROPERTY; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, at the City Council meeting held on October 25, 2005, the City Council authorized the City Manager to execute an Option Agreement to secure property for park purposes, and

WHEREAS, on November 2, 2005, the City Manager executed an Option Agreement, prepared by the City Attorney, related to certain real property, more particularly described on Exhibit "A" attached hereto ("Property"), and

WHEREAS, pursuant to the Option Agreement, the City Council must exercise the option to purchase the Property if the City Council would like to purchase the Property ("Option"), and

WHEREAS, once the City Council exercises the Option, the terms of the Purchase and Sale Agreement that is attached to the Option Agreement become effective, and

WHEREAS, pursuant to §166 045, Florida Statutes, the City is required to obtain two appraisal reports, and if the purchase price exceeds the average of the two appraisals the City Council must approve the purchase of the Property by an extraordinary vote of (5 members), and

WHEREAS, the City Council would like to exercise the Option and would like to authorize the City Manager and City Attorney to take all necessary steps to effectuate the

purchase of the Property, and

WHEREAS, the City Council would like to utilize proceeds from the 2005 \$7.5 Million Public Facilities Bond Issue for this purchase,

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.

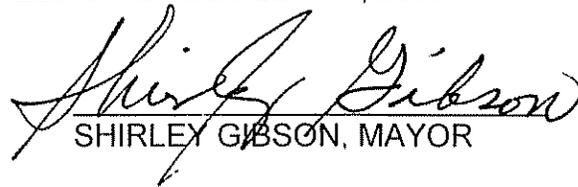
Section 2. EXERCISE OF OPTION: The City Council for the City of Miami Gardens, Florida, hereby exercises the Option to purchase the real property described in the Option Agreement and Purchase & Sale Agreement attached hereto as Exhibit "A" (the "Property").

Section 3. AUTHORIZATION: The City Manager and City Attorney to take any and all steps necessary to effectuate the purchase of the Property and to fulfill the intent of this Resolution.

Section 4. AUTHORIZATION: The City Council hereby authorizes the City Manager to utilize the proceeds from the 2005 \$7.5 Million Public Facilities Bond Issue for this purchase.

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 DECEMBER 14, 2005.

  
SHIRLEY GIBSON, MAYOR

ATTEST.

  
RONETTA TAYLOR, CMC, CITY CLERK

Prepared by SONJA KNIGHTON DICKENS, ESQ.  
City Attorney

SPONSORED BY: Dr. Danny O. Crew, City Manager

MOVED BY: Vice Mayor Braynon

SECONDED BY: Councilwoman Watson

VOTE: 7-0

Mayor Shirley Gibson	<u>x</u> (Yes)	<u>  </u> (No)
Vice Mayor Oscar Braynon, II	<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 Ulysses Harvard	<u>x</u> (Yes)	<u>  </u> (No)
Councilwoman Sharon Pritchett	<u>x</u> (Yes)	<u>  </u> (No)
Councilwoman Barbara Watson	<u>x</u> (Yes)	<u>  </u> (No)

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