

RESOLUTION NO: 2011-3525

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AUTHORIZING THE PLACEMENT OF SIX FOOT TALL PAINTED OR DECORATED FIBERGLASS EAGLE STATUES IN THE PUBLIC AND PRIVATE RIGHT-OF-WAYS OF THE CITY; ENDORSING THE EXHIBITION OF THE EAGLE STATUES AS A LOCAL CHARITABLE ACTIVITY FOR THE BENEFIT OF THE SCHOOLS IN THE CITY; CONDITIONING THE PLACEMENT AND EXHIBITION OF THE EAGLE STATUES UPON THE ISSUANCE OF APPROPRIATE CITY PERMITS AND THE EXECUTION OF ALL REQUIRED HOLD HARMLESS AND INDEMNIFICATION DOCUMENTATION; DISTRIBUTION OF ALL FUNDS RECEIVED FROM THE AUCTION OF THE EAGLE STATUES TO BE MADE BY THE CITY COUNCIL; EFFECTIVE DATE.

WHEREAS, the City Educational Advisory Board has proposed that the City participate in a charitable Public Art Program for the benefit of the schools in the City; and,

WHEREAS, the City Council has heard presentations explaining the proposed program from representatives of the Educational Advisory Board and Prince Media Productions, the company that directed similar programs in Coconut Grove and the City of South Miami; and,

WHEREAS, the City Council has been advised that the program consists of a number of six foot tall fiberglass eagles individually sponsored by local businesses or individuals, painted or decorated by local artists, appropriately displayed on public and private right-of-ways in the City, and then sold at auction with the proceeds being distributed to schools in the City; and,

WHEREAS, the exhibition of the painted or decorated eagle statues would be subject to proper permitting, the execution of appropriate hold harmless and indemnification documentation, and being displayed for approximately six months prior to auction; and,

WHEREAS, the City Council of the City of Miami Springs has determined that it is in the best interests of the City and its citizens for the City to participate in the proposed charitable Public Art Program for the benefit of the schools in the City:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the findings, provisions and representations contained in the “*Whereas*” provisions of this Resolution are hereby adopted by reference and incorporated herein as if fully set forth in this section.

Section 2: That the City Council of the City of Miami Springs hereby authorizes and approves the placement of six foot tall painted or decorated eagle statues in the public and private right-of-ways of the City in conjunction with the aforesaid proposed Public Art Program for approximately six months.

Section 3: That the City Council of the City of Miami Springs hereby further endorses the proposed Public Art Program as a local charity event for the benefit of schools within the City.

Section 4: That the City Council of the City of Miami Springs specifically conditions the placement and exhibition of the eagle statues upon the issuance of appropriate City permits and the execution of all required hold harmless and indemnification documentation.

Section 5: That the City Council of the City of Miami Springs hereby further conditions its authorization and endorsement of the proposed charitable Public Art Program by imposing the additional requirement that the distribution of all funds received from the auction of the eagle statues shall be made by the City Council.

Section 6: That the provisions of this Resolution shall be effective immediately upon adoption by the City Council.

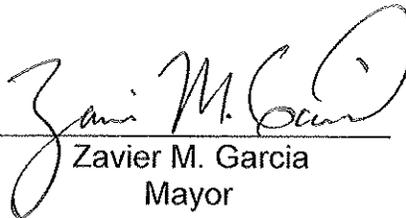
PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida, this 26th day of September, 2011.

The motion to adopt the foregoing resolution was offered by Councilman Lob, seconded by Councilman Espino, and on roll call the following vote ensued:

Vice Mayor Best	"aye"
Councilman Espino	"aye"

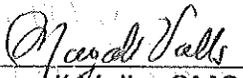
Councilman Lob
Councilwoman Ator
Mayor Garcia

"aye"
"absent at roll call"
"aye"


Zavier M. Garcia
Mayor



ATTEST:


Magali Walls, CMC
City Clerk

APPROVED AS TO LEGALITY AND FORM:


Jan K. Seiden, City Attorney