

RESOLUTION NO. 2023 – 4071

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, RATIFYING A SITE ACCESS AGREEMENT WITH CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR SITE INVESTIGATIONS WHICH ARE NECESSARY PRIOR TO THE INSTALLATION, MAINTENANCE, AND OPERATION OF COMMUNICATIONS EQUIPMENT UPON THE PROPERTY LOCATED AT 25 S HOOK SQUARE, MIAMI SPRINGS, FLORIDA 33166; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Miami Springs (the “City”) owns the property located at 25 S Hook Square, Miami Springs, Florida 33166 (the “Property”); and

WHEREAS, there is an existing telecommunication tower located upon the Property; and

WHEREAS, the City is considering entering into a lease agreement with Cellco Partnership d/b/a Verizon Wireless (“Verizon”) for the installation, maintenance, and operation of communications equipment (the “Equipment”) upon the Property; and

WHEREAS, Verizon requires access to the Property for the purpose of conducting site investigations (the “Site Investigations”) to help Verizon determine the suitability of the Property for the Equipment; and

WHEREAS, the City Manager has negotiated and entered into the site access agreement (the “Agreement”) attached hereto as Exhibit “A” with Verizon for the Site Investigations at the Property; and

WHEREAS, the City Council desires to ratify the Agreement with Verizon; and

WHEREAS, the City Council finds that this Resolution is in the best interest and welfare of the residents of the City.

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

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

Section 2. Ratification of Agreement. That the City Council hereby ratifies the Agreement attached hereto as Exhibit “A” with Verizon for the Site Investigations at the Property.

Section 3. Implementation. That the City Manager is hereby authorized to take such further action as may be necessary to implement the purpose and provisions of this Resolution and the Agreement.

Section 4. Effective Date. That this Resolution shall be effective immediately upon adoption.

The foregoing Resolution was offered by Councilman Best who moved its adoption. The motion was seconded by Vice Mayor Lob and upon being put to a vote, the vote was as follows:

Vice Mayor George Lob	<u>YES</u>
Councilman Bob Best	<u>YES</u>
Councilwoman Jacky Bravo	<u>YES</u>
Councilman Dr. Walter Fajet	<u>YES</u>
Mayor Maria Puente Mitchell	<u>YES</u>

PASSED AND ADOPTED this 13th day of February, 2023.



MARIA PUENTE MITCHELL
MAYOR


ATTEST:



ERIKA GONZALEZ, MMC
CITY CLERK



APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF MIAMI SPRINGS ONLY:



WEISS SEROTA HELFMAN COLE & BIERMANN, P.L.
CITY ATTORNEY