

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE A NON-EXCLUSIVE UTILITY EASEMENT, IN THE FORM ATTACHED TO THIS RESOLUTION (EXHIBIT A), OF APPROXIMATELY 1,665 SQUARE FEET, IN FAVOR OF FLORIDA POWER & LIGHT COMPANY, LYING IN A PORTION OF SECTION 27, TOWNSHIP 53 SOUTH, RANGE 42 EAST, OF MIAMI-DADE COUNTY, FLORIDA, AT THE SITE OF THE CARL FISHER CLUBHOUSE, LOCATED AT 2100 CONVENTION CENTER DRIVE, FOR THE INSTALLATION AND MAINTENANCE OF UNDERGROUND UTILITY FACILITIES INCLUDING, BUT NOT LIMITED TO, CABLES, CONDUITS, AND APPURTENANT EQUIPMENT, ALONG THE PROPOSED 10 FOOT WIDE EASEMENT.**

**WHEREAS**, on July 25, 2018, the Mayor and City Commission awarded the construction contract (ITB 2018-032-ZD) to Critical Path Services, Inc. for the restoration of the historic Carl Fisher Clubhouse and its adjacent Annex Building; and

**WHEREAS**, the main goal of the project is to sensibly restore the Carl Fisher Clubhouse and Annex Building and allow them to serve as an event space for the adjoining Convention Center; and

**WHEREAS**, in order for Florida Power and Light (FPL) to provide electrical service they have to install their service lines from an existing FPL service manhole on the property to the proposed transformer location, which will require a utility easement agreement; and

**WHEREAS**, the contractor for the Carl Fisher Clubhouse project has installed the underground conduit and prepared the as-built drawings, from which the easement was determined; and

**WHEREAS**, in order for FPL to install, operate and maintain their facilities, the City must establish and record a non-exclusive 10' wide utility easement (Exhibit "A"); and

**WHEREAS**, the proposed utility easement will have a total area of approximately 1,665 square feet, and will include the area from the manhole to the new pad mounted transformer; and

**WHEREAS**, the Administration recommends approving and authorizing the execution of the non-exclusive easement to FPL, in the form attached to this Resolution as Exhibit "A", to provide electrical service to The Carl Fisher Clubhouse, located at 2100 Convention Center Drive.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby authorize the Mayor and City Clerk to execute a non-exclusive utility easement, in the form attached to this Resolution (Exhibit A), of approximately 1,665 square feet, in favor of Florida Power & Light Company, lying in a portion of Section 27, Township 53 South, Range 42 East, of Miami-Dade County, Florida, at the site of the Carl Fisher Clubhouse, located at 2100 Convention Center Drive, for the installation and maintenance of underground utility facilities including, but not limited to, cables, conduits, and appurtenant equipment, along the proposed 10 foot wide easement.

**PASSED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Dan Gelber, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney

\_\_\_\_\_  
Date

10/22/19