

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

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER TO AUTHORIZE NEGOTIATIONS WITH SOUTH POINTE CAFE, LLC PURSUANT TO REQUEST FOR PROPOSALS NO. 2021-137-ND, FOR MANAGEMENT AND OPERATION OF CONCESSION FACILITIES LOCATED AT SOUTH POINTE PARK AND THE FLAMINGO PARK AQUATIC CENTER; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AN AGREEMENT UPON CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION.**

**WHEREAS**, on May 12, 2021, the Mayor and City Commission authorized the issuance of Request for Proposals (RFP) 2021-137-ND for Management and Operation of Concession Facilities Located at South Pointe Park and the Flamingo Park Aquatic Center; and

**WHEREAS**, on May 13, 2021, the City issued RFP 2020-137-ND for Management and Operation of Concession Facilities Located at South Pointe Park and the Flamingo Park Aquatic Center (the "RFP"); and

**WHEREAS**, a voluntary pre-proposal meeting was held on May 27, 2021; and

**WHEREAS**, on July 23, 2021, the City received a total of 2 proposals; and

**WHEREAS**, the proposal from SSG Food & Beverage, Inc. was deemed non-responsive for failure to meet the minimum requirements of the RFP and could not be further evaluated; and

**WHEREAS**, the RFP stated that in the event that only one responsive proposal is received, the City Manager, after determination that the sole responsive proposal materially meets the requirements of the RFP, may, without an evaluation committee, recommend to the City Commission that the Administration enter into negotiations; and

**WHEREAS**, in its due diligence, the Procurement Department and the Facilities and Fleet Management Department verified that South Pointe Café, LLC has met all of the requirements of the RFP; and

**WHEREAS**, South Pointe Café, LLC has managed and operated concessions and other food and beverage businesses for over five (5) years and proposes to provide an annual minimum guaranteed revenue to the City in the amount of \$50,000 a year, a revenue increase of \$14,000 from the current annual minimum guaranteed to the City; and

**WHEREAS**, after considering staff's recommendation and the sole responsive proposal received, the City Manager recommends that the Mayor and City Commission authorize the Administration to enter into negotiations with South Pointe Café, LLC.

**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 accept the recommendation of the City Manager to authorize negotiations with South Pointe Café LLC pursuant to Request for Proposals No. 2021-137-ND, for Management and Operation of Concession Facilities Located at South Pointe Park and the