

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING, IN THE CITY'S PROPRIETARY CAPACITY, THE SABRINA COHEN FOUNDATION INC.'S ("FOUNDATION") PROPOSED CONCEPT PLAN (OPTION 1) FOR THE ADAPTIVE RECREATION CENTER TO BE DEVELOPED ON THE NORTHEAST CORNER OF THE CITY PROPERTY LOCATED AT 5301 COLLINS AVENUE, PURSUANT TO SECTION 6.2 OF THE COLLABORATION, FUNDING, AND MANAGEMENT AGREEMENT BETWEEN THE CITY AND THE FOUNDATION, DATED NOVEMBER 2, 2017 ("AGREEMENT"); FURTHER, COMMENCING THE THREE (3) YEAR PERIOD FOR THE FOUNDATION TO CONDUCT THE NECESSARY FUND-RAISING FOR THE DEVELOPMENT, DESIGN AND CONSTRUCTION OF THE ADAPTIVE RECREATION CENTER, PURSUANT TO SECTION 7.1 OF THE AGREEMENT; AND FURTHER, PROVIDING THAT THE CONCEPT PLAN AND RELATED DESIGN DEVELOPMENT FOR THE ADAPTIVE RECREATION CENTER SHALL BE SUBJECT TO AND CONTINGENT UPON ALL REGULATORY APPROVALS REQUIRED UNDER THE CITY'S CODE OF ORDINANCES.

WHEREAS, on October 31, 2017, following significant input and discussion at meetings of the Finance and Citywide Projects Committee and the City Commission between March, 2017 and September, 2017, the Mayor and City Commission adopted Resolution No. 2017-30082, approving a Funding, Collaboration and Management Agreement (the "Agreement") with the Sabrina Cohen Foundation, Inc. (the "Foundation"), for the Foundation to raise the funds and be responsible for all of the expenses related to the City's design, development and construction of an Adaptive Recreation Center ("Center") to be located at a portion of the City's "P72" surface parking lot at the 53rd Street and Collins Avenue (the "P72 Lot"); and

WHEREAS, the City would be the owner of the Center, which will be used for the primary purpose of providing the general public and specifically, persons living with physical and cognitive disabilities, including seniors living with disabilities and able-bodied individuals with temporary injuries, with an accessible access point to the beach and related beach programming; and

WHEREAS, the Center would be located on a portion of the P72 Lot adjacent to Beach View Park, with a footprint of approximately 5,000 square feet, and a maximum height of twenty four (24) feet (for a total of approximately 10,000 square feet); and

WHEREAS, as required by the Agreement, the Foundation, working with the Kobi Karp design team, has submitted its Concept Plan for the City Manager's review and comment. The proposed Concept Plan, reflecting and incorporating comments provided by the Administration, is attached hereto as Exhibit "B" to the Commission Memorandum accompanying this Resolution; and

WHEREAS, for the reasons as set forth in the Commission Memorandum accompanying this Resolution, the Administration recommends approval of the Option 1 Concept Plan, with the Center to be positioned on the northeast corner of the P72 Lot.

NOW, THEREFORE, BE IT DULY RESOLVED THAT THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission, hereby approve, in the City's proprietary capacity, the Sabrina Cohen Foundation Inc.'s ("Foundation") proposed concept plan (Option 1) for the Adaptive Recreation Center to be developed on the northeast corner of the City property located at 5301 Collins Avenue, pursuant to

Section 6.2 of the Agreement between the City and the Foundation, dated November 2, 2017; further, commencing the three (3) year period for the Foundation to conduct the necessary fund-raising for the development, design and construction of the Adaptive Recreation Center, pursuant to Section 7.1 of the Agreement; and further, providing that the concept plan and related design development for the Adaptive Recreation Center shall be subject to and contingent upon all regulatory approvals required under the city's code of ordinances.

PASSED and **ADOPTED** this _____ day of _____ 2018.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

Rafael E. Granado 6/20/18
City Attorney RAG Date