

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 1 TO THE INDEPENDENT CONTRACTOR AGREEMENTS BETWEEN (1) THE CITY AND MR. MANUEL CASTILLO; AND (2) THE CITY AND MR. DELIO PACIFICI, WITH THE TOTAL AMOUNT AUTHORIZED FOR EACH AGREEMENT NOT TO EXCEED \$125,000.00 DURING FY 2021-2022, FOR PROFESSIONAL TENNIS INSTRUCTION SERVICES AT FLAMINGO PARK TENNIS CENTER.

WHEREAS, Mr. Manuel Castillo and Mr. Delio Pacifici are current professional tennis instructors providing services at the Flamingo Park Tennis Center (the "Center") through Independent Contractor Agreements with the City (Exhibit A and Exhibit B); and

WHEREAS, as part of each agreement, the tennis instructors receive a percentage of the generated revenues for lessons and programming (lessons: 63% - tennis instructor / 37% City and programming: 50% - tennis instructor / 50% City); and

WHEREAS, both of these instructors are two of the highest producing contracted professional instructors at the Center, providing more tennis lessons and servicing more tennis programs than the other tennis instructors at the Center; and

WHEREAS, their production levels contribute to the revenue that is generated at the Flamingo Park Tennis Center; and

WHEREAS, projections have each of the Contractors exceeding \$100,000.00, which requires City Commission approval, the Parks and Recreation Department (the "Department") recommends amending each of the Independent Contractor Agreements to increase the not to exceed Amendments as follows:

- Mr. Manuel Castillo
 - Changing the "not to exceed amount" in Section 2 of the Agreement from \$50,000.00 to \$125,000.00
- Mr. Delio Pacifici
 - Changing the "not to exceed amount" in Section 2 of the Agreement from \$50,000.00 to \$125,000.00; and

WHEREAS, this increase has no impact to the budget, as the Department has funds dedicated to pay these instructors from the revenues generated via their services.

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 approve Amendment No. 1 to the Independent Contractor Agreements for between the City and Mr. Manuel Castillo and the City and Mr. Delio Pacifici, with the total amount authorized not to exceed \$125,000.00 for each Independent Contractor Agreement during FY 2021-2022, for Professional Tennis Instruction Services at Flamingo Park Tennis Center.


PASSED AND ADOPTED this _____ day of _____ 2022.

ATTEST:

RAFAEL E. GRANADO, CITY CLERK

DAN GELBER, MAYOR

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney *DH*

4-27-22
Date