

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE WRITTEN RECOMMENDATION OF THE CITY MANAGER (AS FURTHER SET FORTH IN THE CITY COMMISSION MEMORANDUM ACCOMPANYING THIS RESOLUTION) AND WAIVING, BY 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENT, FINDING SUCH WAIVER TO BE IN THE BEST INTEREST OF THE CITY, AND AUTHORIZING THE CITY ADMINISTRATION TO NEGOTIATE AN AGREEMENT WITH MYEQUILIBRIA IN AN AMOUNT NOT TO EXCEED \$175,000.00, FOR THE OUTDOOR FITNESS EQUIPMENT AND INSTALLATION WITHIN THE MUSCLE BEACH AREA OF LUMMUS PARK; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE THE AGREEMENT UPON CONCLUSION OF SUCCESSFUL NEGOTIATIONS, WITH SUCH AGREEMENT SUBJECT TO AND CONTINGENT UPON THE HISTORIC PRESERVATION BOARD'S APPROVAL OF THE PROPOSED OUTDOOR FITNESS EQUIPMENT WITHIN THE MUSCLE BEACH AREA OF LUMMUS PARK.

WHEREAS, during the FY 2017 Budget Hearings, \$200,000 was funded to upgrade the existing aged exercise circuit east of the rock wall at Lummus Park and 9th Street, also known as Muscle Beach; and

WHEREAS, the upgrade was originally recommended by the Ocean Drive Task Force and approved by City Commission on March 9, 2016; and

WHEREAS, Muscle Beach serves as not only an outdoor area for exercise, weight lifting and gymnastics, but is also a highly visited area for beach-goers and tourist ; and

WHEREAS, with its unique setting adjacent to the Atlantic Ocean, at a time in which outdoor fitness is at its fastest growth in the health market, the Administration desires to upgrade and modernize the existing outdoor fitness equipment located at Muscle Beach; and

WHEREAS, the Parks and Recreation Department has researched several different types of outdoor fitness equipment, and has identified great interest in MyEquilibria's outdoor fitness equipment; and

WHEREAS, MyEquilibria designs and develops innovative products that challenge existing conventions surrounding fitness equipment, and is thereby shaping the future of outdoor wellness; and

WHEREAS, Gian Luca Innocenzi, founder of MyEquilibria, is a seasonal Miami Beach resident and is considered to be a fitness expert; and

WHEREAS, the designer, Vito Di Bari, is also a seasonal resident in Miami Beach, and has been noted as one of the three most important futurists in the world; and

WHEREAS, MyEquilibria's nature-inspired structures have been designed to maximize muscle toning during workouts, combining the most effective exercises such as yoga, athletics, stretching, strength, gymnastics, calisthenics, boot camp and more; and

WHEREAS, the MyEquilibria high-end fitness equipment redefines the workout experience, and will bring art and functionality to Muscle Beach; and

WHEREAS, the installation of this provocative and innovative installation will be fully accessible to visitors and residents, and will be the first of its kind in a public park in the United States; and

WHEREAS, the installations proposed for Muscle Beach at Lummus Park are depicted in Exhibit A to the City Commission Memorandum accompanying this Resolution, and the site map for Muscle Beach with the equipment layout is set forth in Exhibit B thereto.

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 written recommendation of the City Manager (as further set forth in the City Commission memorandum accompanying this Resolution) and waiving, by 5/7th vote, the formal competitive bidding requirement, finding such waiver to be in the best interest of the City and authorizing the City Administration to negotiate and agree with MyEquilibria in an amount not to exceed \$175,000.00 for the outdoor fitness equipment and installation within the Muscle Beach area of Lummus Park; and further authorizing the City Manager and City Clerk to execute the Agreement upon conclusion of successful negotiations, with such Agreement subject to and contingent upon the Historic Preservation Board's approval of the proposed outdoor fitness equipment within the Muscle Beach area of Lummus Park.

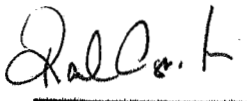
PASSED and ADOPTED this 1st day of March, 2017.

ATTEST:

Philip Levine, Mayor

Rafael E. Granado, City Clerk

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

 2-15-17

City Attorney RAP Date