

RESOLUTION NO. 2021-R-83

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF NORTH MIAMI, FLORIDA,
APPROVING THE EVALUATION COMMITTEE'S
RESULTS AND THE SELECTION OF XLACED, LLC
FOR LEASING, DEVELOPMENT AND OPERATION
SERVICES FOR THE RED GARDEN SITE IN
ACCORDANCE WITH THE TERMS, CONDITIONS AND
SPECIFICATIONS CONTAINED IN REQUEST FOR
PROPOSALS NO. 23-19-20; FURTHER AUTHORIZING
THE CITY MANAGER AND CITY ATTORNEY TO
NEGOTIATE AND EXECUTE AN AGREEMENT WITH
XLACED, LLC; PROVIDING FOR AN EFFECTIVE
DATE AND ALL OTHER PURPOSES.**

WHEREAS, on August 17, 2020, the City of North Miami (“City”) issued *Request for Proposals (“RFP”) No. 23-19-20 – Leasing, Development and Operation of the Red Garden Site* requesting proposals from interested parties for the leasing, development and operation of the site known as Red Garden located at NW 123rd Street and 7th Avenue in the heart of the City’s Cultural Arts and Innovation District, in accordance with the terms, conditions and specifications contained in the RFP (“Services”);

WHEREAS, the City aims to enter into an agreement for the development and operation of a year-round event space at the Red Garden site, which is compatible with applicable zoning and land use regulations and that will serve as a catalyst for economic development of the surrounding area; and

WHEREAS, in response to the RFP, the City received one (1) proposal which was determined to be responsive by the evaluation committee; and

WHEREAS, XLACED, LLC (“Vendor”), was determined to be the sole responsive proposer which possessed the qualifications and references demonstrating to be advantageous to the City in the provision of Services; and

WHEREAS, the committee entered into negotiations with Vendor resulting in the evaluation committee’s recommendation of an award of the final negotiated proposal in the form attached as Exhibit “A”; and

WHEREAS, Vendor has manifested the capability and willingness of providing Services to the City for an initial three (3) year term, with the City's option to renew the agreement for two (2) additional five (5) year terms and with payment of base rent under a sub-lease agreement and revenue sharing which will increase gradually to five percent (5%) over the term of the sub-lease agreement; and

WHEREAS, City administration respectfully requests that the Mayor and City Council approve the selection of Vendor and further authorize the negotiation and execution of an agreement for the provision of Services.

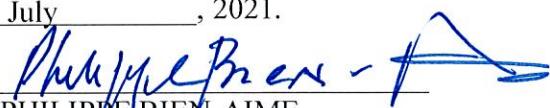
NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Selection Approval. The Mayor and City Council of the City of North Miami, Florida, hereby approve the City Administration's selection of XLACED, LLC to provide leasing, development and operation services for the Red Garden Site in accordance with *Request for Proposals ("RFP") No. 23-19-20 – Leasing, Development and Operation of the Red Garden Site*.

Section 2. Authority of City Manager and City Attorney. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager and City Attorney to negotiate and execute an agreement and return the site to a condition in accordance with the terms, conditions and specifications contained in the proposal attached as Exhibit "A".

Section 3. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 13th day of July, 2021.


PHILIPPE BIEN-AIME
MAYOR

ATTEST :


VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Timothe

Seconded by: Estimé-Irvin

Vote:

Mayor Philippe Bien-Aime
Vice Mayor Scott Galvin
Councilwoman Kassandra Timothe, MPA
Councilwoman Mary Estimé-Irvin
Councilman Alix Desulme, Ed.D.

X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)