

RESOLUTION NO. 2023-R-226

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE A NON-EXCLUSIVE LICENSE AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND UBRI - ENCINAS TENNIS ASSOCIATES INC., TO PROVIDE TENNIS, PADEL BALL AND PICKLE BALL PROGRAMMING AT CLAUDE PEPPER PARK; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the City of North Miami (“City”) is desirous of partnering with UBRI - ENCINAS Tennis Associates, Inc. (“Licensee”) to provide tennis, padel ball, and pickle ball programs at Claude Pepper Park; and

WHEREAS, three (3) years ago, the City and Licensee initiated a pilot program with the goal of increasing utilization of existing park amenities and to introduce North Miami residents and parks program participants to the game of padel ball; and

WHEREAS, to date, the Licensee has invested Sixty Thousand Dollars (\$60,000.00) toward the installation of two (2) padel ball courts resulting in over two thousand (2,000) visitors coming to the park to utilize the new amenities; and

WHEREAS, in accordance with the terms of the proposed License Agreement, the Licensee will commit to the installation of four (4) padel ball courts, four (4) pickle ball courts, and will resurface the existing basketball courts at Claude Pepper Park; and

WHEREAS, in addition to the investment in parks amenities, the Licensee proposes revenue sharing beginning in the second year; and

WHEREAS, the Licensee possesses all necessary qualifications and expertise to accomplish the Tennis, Padel Ball, and Pickle Ball Program; and

WHEREAS, the City desires to engage Licensee to provide the above-described sports programming by providing a non-exclusive license for the use of Claude Pepper Park, located at

1355 NW 135th Street for an initial term of five (5) years with three (3) options to renew for a one (1) year period; and

WHEREAS, it is respectfully requested that the Mayor and City Council authorize the City Manager and the City Attorney to negotiate and execute a non-exclusive license agreement with the Licensee for the benefit of City youth.

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


Section 1. **Authority of City Manager and City Attorney.** The City Manager and City Attorney are hereby authorized to negotiate and execute a non-exclusive license agreement between the City of North Miami and UBRI - ENCINAS Tennis Associates, Inc., to provide tennis, padel ball, and pickleball programming at Claude Pepper Park.

Section 2. **Effective Date.** This Resolution shall be effective upon adoption.

PASSED AND ADOPTED by a 5 - 0 vote of the Mayor and City Council of the City of North Miami, Florida, this 28th day of November, 2023.


ALIX DESULME, ED.D.
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: Galvin

Seconded by: Charles

Vote:

Mayor Alix Desulme, Ed.D.

X (Yes) (No)

Vice-Mayor Mary Estimé-Irvin

X (Yes) (No)

Councilman Scott Galvin

X (Yes) (No)

Councilwoman Kassandra Timothe, MPA

X (Yes) (No)

Councilman Pierre Frantz Charles, M.Ed.

X (Yes) (No)