

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A SECOND AMENDED AND RESTATED AGREEMENT FOR BEACH SERVICES WITHIN A DESIGNATED AREA ON HOLLYWOOD BEACH WITH MVHF, LLC.

WHEREAS, the City and Margaritaville Hollywood Beach Resort, L.P. ("Original Developer") entered into a License Agreement for Beach Services ("Initial Agreement") dated February 9, 2011, included as "Exhibit F" of the Amended and Restated Development Agreement and Ground Lease ("Ground Lease"); and

WHEREAS, on June 21, 2013, a First Amendment was executed to amend certain provisions of the Initial Agreement; and

WHEREAS, on August 23, 2017, an Amended and Restated Agreement for Beach Services was executed ("Beach Agreement"); and

WHEREAS, MVHF, LLC ("MVHF") is the successor in interest to the Original Developer with respect to the Beach Agreement; and

WHEREAS, the Beach Agreement defines a section of the beach eastward of the resort as the "Hotel Territory," and provides MVHF the ability to set up and rent beach equipment such as chairs, umbrellas, and cabanas along with other beach products for sale within the Hotel Territory during the term of the Ground Lease; and

WHEREAS, the Beach Agreement also provides for the sale of food and beverages to hotel guests for a ten-year period from the application for a Certificate of Occupancy through August 27, 2025; and

WHEREAS, the parties wish to enter into a Second Amended and Restated Beach Agreement that provides for the MVHF's continued use of the Hotel Territory, and allows for the sale of food and beverage items to hotel guests within the Hotel Territory to be extended for another ten-year period under the terms and conditions contained therein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA.

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A SECOND AMENDED AND RESTATED AGREEMENT FOR BEACH SERVICES WITHIN A DESIGNATED AREA ON HOLLYWOOD BEACH WITH MVHF, LLC.

Section 2: That it approves and authorizes the appropriate City officials to execute the Second Amended and Restated Beach Agreement with MVHF, LLC with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2025.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY