

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED RIGHT-OF-WAY LICENSE AGREEMENT BETWEEN STBN, LLC AND THE CITY OF HOLLYWOOD, FOR USE OF THE PUBLIC RIGHT-OF-WAY FOR ONE PARKING SPACE / GATE ADJACENT TO THE PROPERTY AT 1201 N. 35<sup>TH</sup> AVENUE, BASED ON A FOUR YEAR TERM AND FIRST YEAR ANNUAL FEE OF \$404.52, PAYABLE QUARTERLY IN ADVANCE, AND INCLUDES AN ANNUAL INCREASE OF THREE PERCENT (3%).

WHEREAS, STBN, LLC is the developer of a 8,009 square foot commercial building at 1201 N. 35<sup>th</sup> Avenue for the location of a surgery center; and

WHEREAS, because the site plan limits the number of parking spaces for business and / or patient parking, the Developer has requested use of the City's right-of-way for one additional parking space and a gate; and

WHEREAS, the attached License Agreement provides for a four (4) year term based on a first year annual fee of Four Hundred Four Dollars and Fifty Two Cents (\$404.52) which is based on one (1) parking space at Thirty-One Dollars and Eighty Cents (\$31.80) per space per month plus applicable rental tax in the amount equal to six percent (6%) of its annual license fee and includes an annual increase of three percent (3%); and

WHEREAS, in addition to the annual fee and maintenance costs, the attached License Agreement contains the required liability insurance coverage and indemnification for the City;

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

Section 1: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached Right-Of-Way License Agreement between STBN, LLC and the City of Hollywood, together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legality by the Acting City Attorney.

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Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGALITY  
For the use and reliance of the  
City of Hollywood, Florida, only.

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ALAN FALLIK, ACTING CITY ATTORNEY