

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 RALPH HAWKINS D/B/A SEA LEGS MARINA, INC. (LICENSEE) AND THE CITY OF HOLLYWOOD (LICENSOR), FOR USE OF THE PUBLIC RIGHT-OF-WAY FOR PARKING AT 5398 N. OCEAN DRIVE, BASED ON A TEN YEAR TERM AND FIRST YEAR ANNUAL FEE OF \$3,235.97, PAYABLE QUARTERLY IN ADVANCE, AND SUBJECT TO A YEARLY ANNUAL ESCALATION OF 3%.

WHEREAS, Ralph Hawkins d/b/a Sea Legs Marina Inc (Sea Legs) operate a local fishing charter serving clients since 1969 at 5398 N. Ocean Drive and have previously held a Lease Agreement (License) with the City for use of the right-of-way to provide parking for its employees and customers; and

WHEREAS, the subject right-of-way consists of eight parking spaces on the west side of N. Ocean Drive adjacent to their business; and

WHEREAS, the attached agreement provides for a ten (10) year term based on a first year annual fee of \$3,325.97 (eight spaces at \$31.80/space/month plus applicable tax), payable quarterly in advance, and subject to a yearly escalation fee of 3%; and

WHEREAS, in addition to the annual fee and maintenance costs, the attached License 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 Ralph Hawkins d/b/a Sea Legs Marina, Inc. (Licensee) and the City of Hollywood (Licensor), 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 City Attorney.

RALPH HAWKINS D/B/A SEA LEGS MARINA INC-RIGHT-OF-WAY LICENSE AGREEMENT

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

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
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.

\_\_\_\_\_  
JEFFREY P. SHEFFEL, CITY ATTORNEY