

RESOLUTION NO. 2018-066

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED LICENSE AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND VTR PROPERTY, LLC TO PROVIDE THE CITY ACCESS OVER AND ACROSS THE PROPERTY TO THE WATER METERS; PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, VTR Property, LLC (VTR) is the owner of the property generally located at 4515 Wiles Road, Coconut Creek, Florida, more particularly described in Exhibit "A" of the License Agreement, attached hereto and made a part hereof; and

WHEREAS, VTR developed and operates the Gupta Medical Office Building on the property with water and wastewater infrastructure privately owned; and

WHEREAS, the City will provide water service to the property, which water usage will be metered for billing purposes by water meters located on the property and owned by the City; and

WHEREAS, in order for City staff and its agents to gain access to the water meters, VTR has agreed to grant a non-revocable license to the City for access over and across the property to the water meters.

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

Section 1: That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution. All Exhibits attached hereto are incorporated herein and made a specific part of this Resolution.

Section 2: That the City Commission has reviewed and hereby approves the attached License Agreement between the City of Coconut Creek and VTR Property, LLC to provide the City access over and across the property to the water meters.

Section 3: That the City Manager, or designee, is hereby authorized to execute the attached License Agreement between the City of Coconut Creek and VTR Property, LLC.

Section 4: That the City Commission hereby directs the City Clerk to record the License Agreement, attached hereto and made a part hereof, in the Public Records Books of Broward County, Florida.

Section 5: That if any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this Resolution.

Section 6: That this Resolution shall be in full force and effect immediately upon its adoption.

Adopted this 22nd day of March, 2018.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

Rydell	<u>Aye</u>
Welch	<u>Aye</u>
Tooley	<u>Aye</u>
Sarbone	<u>Aye</u>
Belvedere	<u>Aye</u>