

**CITY OF MIAMI, FLORIDA**  
**NOTICE OF PUBLIC HEARING**

A public hearing will be held by the City Commission of the City of Miami, Florida on Thursday, November 21, 2019 at 9:00 a.m., in the City Commission Chambers at City Hall, 3500 Pan American Drive, Miami, Florida 33133, to consider the following proposed resolution:

A RESOLUTION OF THE MIAMI CITY COMMISSION, BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER AN ADVERTISED PUBLIC HEARING, (A) RATIFYING, APPROVING AND CONFIRMING THE CITY MANAGER'S RECOMMENDATIONS AND FINDINGS IN COMPOSITE EXHIBIT "A" THAT COMPETITIVE NEGOTIATION METHODS AND PROCEDURES ARE NOT PRACTICABLE OR ADVANTAGEOUS PURSUANT TO SECTION 18-86(A)(3)(C) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED FOR THE PROVISION OF THE SERVICES AS DESCRIBED BELOW, (B) WAIVING THE REQUIREMENTS FOR SAID PROCEDURES, AND (C) APPROVING THE RECOMMENDATIONS AND FINDINGS OF THE CITY OF MIAMI'S ("CITY") DEPARTMENT OF PARKS AND RECREATION AND DEPARTMENT OF REAL ESTATE AND ASSET MANAGEMENT (COLLECTIVELY, "DEPARTMENTS") IN COMPOSITE EXHIBIT "A", THAT SHAKE-A-LEG MIAMI, INC. A FEDERAL NOT-FOR-PROFIT CORPORATION UNDER SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE AND A FLORIDA NOT-FOR-PROFIT CORPORATION ("SHAKE-A-LEG"), IS THE MOST QUALIFIED FIRM TO CONTINUE TO PROVIDE INSTRUCTION, PROGRAMS, RECREATIONAL AND LEARNING OPPORTUNITIES INVOLVING SAILING, NAVIGATION REGULATIONS, WATER SAFETY AND OTHER ALLIED SUBJECTS TO PERSONS WITH DISABILITIES, YOUTH GROUPS, AND THE GENERAL PUBLIC, AND PROGRAM MANAGEMENT, FAMILY EVENTS, CULTURAL, EDUCATIONAL, AND RECREATIONAL ACTIVITIES (COLLECTIVELY, "SERVICES") AT THE CITY'S WATERFRONT RECREATION CENTER AND PARK PORTION OF THE VIRRICK GYM ADMINISTRATION BUILDING AND HANGAR BUILDING AT THE CITY-OWNED PROPERTY LOCATED AT 2600 SOUTH BAYSHORE DRIVE AND A PORTION OF THE DINNER KEY PICNIC ISLANDS AND SUBMERGED LANDS; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A PARKS AND RECREATION SERVICES IRS SAFE HARBOR MANAGEMENT AGREEMENT FOR ONGOING COMPLIANCE WITH PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED ("IRS CODE") AND CERTAIN UNITED STATES TREASURY REGULATIONS PROMULGATED THEREUNDER ("U.S. TREASURY REGULATIONS"), IN A FORM ACCEPTABLE TO THE CITY ATTORNEY AND BOND COUNSEL, WITH SHAKE-A-LEG TO CONTINUE THE SERVICES AND MANAGEMENT, FOR THE CONTRACT PERIOD NOT TO EXCEED FIVE (5) YEARS, FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE, IN FORM ACCEPTABLE TO THE CITY ATTORNEY AND BOND COUNSEL, SUCH FURTHER AMENDMENTS, ALTERATIONS, VARIATIONS, MODIFICATIONS, OR WAIVERS THAT DO NOT EXCEED THE AMOUNT PAYABLE AND DO NOT CHANGE THE LENGTH OF THE EFFECTIVE TERM WITH RENEWALS, IN ORDER TO COMPLY WITH IRS CODE, U.S. TREASURY REGULATIONS, U.S. DEPARTMENT OF INTERIOR REQUIREMENTS, AND STATE OF FLORIDA SUBMERGED LANDS LEASE PROVISIONS.

Inquiries regarding this notice may be addressed to Daniel Rotenberg, Director of the Department of Real Estate and Asset Management, at (305) 416-1458.

The Miami City Commission requests all interested parties be present or represented at the meeting and may be heard with respect to any proposition before the City Commission in which the City Commission may take action. Should any person desire to appeal any decision of the City Commission with respect to any matter to be considered at this meeting, that person shall ensure that a verbatim record of the proceedings is made including all testimony and evidence upon which any appeal may be based (F.S. 286.0105).

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in this proceeding may contact the Office of the City Clerk at (305) 250-5361 (Voice) no later than five (5) business days prior to the proceeding. TTY users may call via 711 (Florida Relay Service) no later than five (5) business days prior to the proceeding.



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Todd B. Hannon  
City Clerk