RESOLUTION NO. 2017-15

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AUTHORIZING THE UTILIZATION OF THE ED BURKE RECREATION CENTER BY THE AMAZONIA ENSEMBLE CHOIR ON A WEEKLY BASIS; WAIVING THE FEES FOR THE USE OF THE FACILITY IN EXCHANGE FOR THE PROVISION OF TWO CONCERTS AT NO CHARGE TO THE VILLAGE; REQUIRING THE EXECUTION OF A RELEASE AND WAIVER BY ALL MEMBERS OF THE CHOIR; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Amazonia Ensemble Choir (hereinafter the "Choir") is in need of a facility in which to rehearse; and

WHEREAS, the Village's Ed Burke Recreation Center is suitable for use by the Choir; and

WHEREAS, the Choir has offered to provide two concerts to the Village at no charge in exchange for the waiver of the Center's rental fees; and

WHEREAS, the Village Commission finds that the waiver of the Center's rental fees in exchange for two free concerts will be revenue neutral for the Village and, therefore, finds it to be in the best interest of the residents of the Village to waive the Center's fees for the Choir's rehearsals;

NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA:

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and hereby made a specific part of this Resolution upon adoption hereof.

Section 2. In exchange for two concerts provided to the Village by the Amazonia Ensemble Choir at no charge during 2017, the fees for the rental of the Ed Burke Recreation Center are hereby waived for the Choir, with the following conditions:

1. The Choir shall be allowed to utilize the Center at no charge one time per week;

2. The scheduling of the rehearsals shall be based on the availability of the Center;

3. Should a conflict arise, the Choir shall be given immediate notice of the conflict; however, the Choir shall be required to reschedule its rehearsal;

4. Should the Choir need to rehearse on a date and/or time when Village staff are not regularly scheduled, the Choir shall pay the Village the cost of the additional staff hours.

Section 3. All members of the Choir shall be required to sign the appropriate Release and Waiver, attached hereto and incorporated herein as Exhibit "A", prior to participating in any rehearsal of the Choir.

Section 4. This Resolution shall become effective upon adoption.

PASSED AND ADOPTED this 8th day of February, 2017.

The foregoing resolution upon being put to a vote, the vote was as follows:

Mayor Truppman: Yes
Vice Mayor Coviello: Yes
Commissioner Johnson-Sardella: Yes
Commissioner Ross: Yes
Commissioner Tudor: Yes

Tracy Truppman, Mayor

Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney