

Legislation Details (With Text)

File #: 18-356 **Version:** 2 **Name:**

Type: Ordinance / Regular Agenda **Status:** Passed

File created: 4/25/2018 **In control:** City Commission

On agenda: 5/22/2018 **Final action:** 5/22/2018

Title: P.H. 2018-65: (PUBLIC HEARING 2ND READING)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DIMARIA FRANK PROPERTIES, INC., FORMERLY KNOWN AS DIMARIA PROPERTIES, LLC, FOR THE OPERATION OF A KIOSK LOCATED AT BEACHFRONT PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City will receive an annual rental amount of \$33,000.00)

FIRST READING: MAY 8, 2018

Sponsors:

Indexes:

Code sections:

Attachments: 1. PRCA Dept Memo 18-A090, 2. City Attorney Memo, 3. PH 18-49 65-66, 4. 2018-186 - Ordinance, 5. 2018-764 - 1st Amendment Agreement - 4-26-2018, 6. Exhibit A - Ordinance No. 2013-52 DiMaria Properties LLC, 7. COI - DiMaria Frank Properties Inc exp 3-20-2019, 8. WC Waiver - Approved 5-3-2018

Date	Ver.	Action By	Action	Result
5/22/2018	2	City Commission	ADOPTED	Pass
5/8/2018	1	City Commission	APPROVED FIRST READING	Pass

P.H. 2018-65: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DIMARIA FRANK PROPERTIES, INC., FORMERLY KNOWN AS DIMARIA PROPERTIES, LLC, FOR THE OPERATION OF A KIOSK LOCATED AT BEACHFRONT PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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FIRST READING: MAY 8, 2018

(Staff Contact: Mark Beaudreau)

Summary Explanation/Background:

The ordinance is the first amendment to the license agreement with DiMaria Frank Properties, Inc., formerly known as DiMaria Properties, LLC to operate a kiosk located at Beach front Park. The first amendment extends the original agreement (Ordinance 2013-52) for an additional five year term; amends certain terms and conditions, and includes additional provisions to the original agreement. The annual rent for the premises shall be thirty three thousand dollars (\$33,000.00) or twelve percent (12 %) of gross annual sales, whichever is greater, plus any sales tax.

Origin of request for this action: Parks, Recreation & Cultural Arts Department Staff

Fiscal impact and source of funding: The City will receive an annual rental amount of \$33,000.00