

RESOLUTION No. 21-78

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING THE EXTENSION OF A MAINTENANCE OF TRAFFIC (MOT) PERMIT; APPROVING THE WAIVING OF THE CITY'S MOT PERMIT FEES, AND AUTHORIZING THE CITY TO WORK WITH CODINA PARTNERS TO CONTINUE TO IMPLEMENT A "COVID-19 REOPENING OF RESTAURANTS PROGRAM" AND ALLOW THE CLOSURE OF NW 53 STREET BETWEEN NW 87 AVENUE AND NW 84 AVENUE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order No. 20-52, declaring a State of Emergency for the State of Florida due to COVID-19. On March 12, 2020, the City of Doral Mayor, Juan Carlos Bermudez, declared a State of Emergency regarding the coronavirus pandemic joining Miami-Dade County and the State of Florida. On March 13, 2020, the President of the United States declared a national emergency concerning the COVID-19 pandemic. On April 29, 2020, the Governor issued Executive Order 20-112, which provides a pathway for the eventual reopening of restaurants under certain conditions. On May 13, 2020 the County Mayor published a "New Normal Guide" handbook guiding Miami-Dade County's reopening strategy; and

WHEREAS, the Economic Development division has been working on ways to stimulate the economy; and

WHEREAS, Miami-Dade County has approved the original MOT permit and closure and has provided monthly extensions; and

WHEREAS, Codina has submitted the necessary MOT plans for the approval of the City's MOT Permit as well as all necessary ancillary requirements; and

WHEREAS, on September 9, 2020 the Mayor and City Council approved the extension of the MOT Permit until December 31, 2020, and the waiving of the City's required permit fees for the "COVID-19 Reopening of Restaurants Program; and

WHEREAS, on January 13, 2021 the Mayor and City Council approved the extension of the MOT Permit until March 31, 2021, and the waiving of the City's required permit fees for the "COVID-19 Reopening of Restaurants Program; and

WHEREAS, the Public Works Department (PWD) is working together with Codina Partners (the "Applicant") to monitor the on-going closure in order to assess any necessary modifications due to changing traffic patterns; and

WHEREAS, the PWD recommends the Mayor and City Council-Members to approve the extension of the MOT Permit by Codina Partners and waive the required permit fees in order to continue hosting the "COVID-19 Reopening of Restaurants Program" for an additional 60-day period until May 31, 2021 and authorize the City Manager to extend the permit on a month-to-month basis to accommodate additional extensions if necessary; and

WHEREAS, once the MOT permit has expired Codina Partners has a two-week period to remove all items from the right-of-way and re-open NW 53rd Street; and

WHEREAS, the PWD will continue to re-evaluate the MOT permit in order to assess if any changes will be required as traffic patterns change within the City.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and incorporated herein.

Section 2. Approval. The extension of the MOT Permit, and the waiving of the City's required permit fees for the "COVID-19 Reopening of Restaurants Program" is hereby approved subject to the following conditions:

1. Applicant shall continue to comply with all comments by the City of Doral Police Department.
2. Applicant shall continue to comply with all comments by Miami-Dade County Public Works and Fire Department.
3. Applicant is responsible for the cost of the MOT plans and any modifications.
4. Applicant shall fund the costs and fees of the maintenance of the MOT equipment.

Section 3. Authorization. The City Manager is authorized to extend the MOT permit and waive all required permit fees on behalf of the City in furtherance hereof.

Section 4. Implementation. The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this Resolution.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Councilmember Cabral who moved its adoption.
The motion was seconded by Vice Mayor Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Pete Cabrera	Yes
Councilwoman Digna Cabral	Yes
Councilwoman Claudia Mariaca	Yes
Councilman Oscar Puig-Corve	Yes

PASSED AND ADOPTED this 17 day of March, 2021.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY