

**RESOLUTION No. 07- 06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA APPROVING AN AMENDMENT TO THE SETTLEMENT AGREEMENT BETWEEN ATLAS DEVELOPERS PROPERTY I AND II AND THE CITY OF DORAL; PROVIDING FOR RECORDATION; PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, on June 12, 2005, Atlas Developers Property I, LLC, a Florida limited liability company, and Atlas Developers Property II, LLC, a Florida limited liability company (hereinafter referred to collectively as "Atlas") and the City of Doral entered into a Settlement Agreement from a Writ of Certiorari Petition and an Appeal filed by the City against Atlas concerning property owned by Atlas in Section 8; and

**WHEREAS**, the Settlement Agreement provided for various concessions from Atlas to the City, including granting to the City property to be used as a park and also providing for the ability to purchase more property at a discounted rate; and

**WHEREAS**, the Settlement Agreement also provided for a maximum residential density within the TND and the Section 8 residential lands; and

**WHEREAS**, in order to more accurately reflect the intent of the Settlement Agreement and also to provide further public benefit as a result of the City's concerns, the Mayor and City Council of Doral find it to be in the best interests of the City to enter into an Amended Settlement Agreement, attached hereto and incorporated herein as Exhibit "A;"

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA THAT:**

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

**Section 2.** The City Council of the City of Doral hereby approves the Amendment to the Settlement Agreement, attached hereto and incorporated herein as Exhibit "A."

**Section 3.** This Resolution and the Amendment to the Settlement Agreement (Exhibit "A") shall be recorded in the Public Records of Dade County, Florida, with the Applicant to pay the cost thereof.

**Section 4.** This resolution shall become effective upon its passage and adoption by the City Council.

[Section left blank intentionally]

WHEREAS, a motion to approve the Resolution was offered by Councilman Van Name 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 Peter Cabrera	Yes
Councilmember Michael DiPietro	Yes
Councilwoman Sandra Ruiz	Absent
Councilmember Robert Van Name	Yes

PASSED AND ADOPTED this 12<sup>th</sup> day of February, 2007

  
\_\_\_\_\_  
JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:

  
\_\_\_\_\_  
BARBARA HERRERA, CITY CLERK

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

  
\_\_\_\_\_  
JOHN J. HEARN, CITY ATTORNEY