CITY OF FORT LAUDERDALE

OUTDOOR EVENT AGREEMENT

THIS AGREEMENT is made by and between:

CITY OF FORT LAUDERDALE, a municipal corporation of the State of Florida, referred to hereinafter as "City",

and

ACTIVE ENDEAVORS, INC., a profit corporation organized under the laws of Florida, whose principal place of business is 10901 Roosevelt Blvd N. 100-D, St. Petersburg, Florida 33716 and who is referred to hereinafter as "Applicant" or "Sponsor".

WHEREAS, the Applicant wishes to hold an outdoor event and has submitted an application pursuant to the requirements of Section 15-182 of the Code of Ordinances of the City of Fort Lauderdale, Florida; and

WHEREAS, the Applicant is willing to obtain the requisite insurance, and is willing to indemnify and hold harmless the City of Fort Lauderdale for any damage to persons or property that might occur during or as a result of the outdoor event; and

WHEREAS, on April 16, 2013, by Motion, the City Commission of the City of Fort Lauderdale authorized the proper City officials to execute this Agreement.

NOW, THEREFORE, in consideration of the mutual promises made herein, the parties agree as follows:

The foregoing recitals are true and correct, and:

1. Effective Date.

The Effective Date of this Agreement is the date upon which City Commission approval is granted.

2. Outdoor Event.

The Applicant is permitted to operate or sponsor the CORPORATE SPORTS FEST (referred to hereinafter as the "Event") outdoors only at the location(s) and time(s) set forth in the attached Outdoor Event Agreement Schedule One, which is attached hereto and made a part hereof.

3. General Requirements.

- (1) If the Event includes use of fireworks, in advance of the Event the Applicant shall obtain a fireworks permit from the City's Fire Department. The Applicant shall comply with all applicable state laws regarding the use of fireworks.
- (2) The Applicant shall provide sanitary facilities of the type and in a sufficient number specified by the requirements established by the City's Department of Sustainable Development.
- (3) The Applicant shall coordinate with the City's Department of Sustainable Development who will schedule appropriate City staff to conduct electrical inspections of all electrical facilities whether power is supplied by local utilities or is self-provided by generator systems. The Applicant shall permit the City staff to conduct electrical inspections of all electrical facilities.
- (4) If the Event includes the sale or distribution of any food or beverages, the Applicant shall comply with all applicable state, county and City health code requirements.
- (5) If the Event includes use of tents, awnings, or canopies, in advance of the Event the Applicant shall submit current flameproof certificates to the City's Fire Department. The Applicant shall not hold or sponsor the Event until the Fire Department has provided written approval of the use of any tents, awnings, or canopies.
- (6) In advance of the Event the Applicant shall submit a written plan to the City police department that regards crowd control and traffic direction. The Applicant shall not hold or sponsor the Event until the police department has provided written approval of the Applicant's plan. The Applicant shall bear the cost of staff necessary to implement the crowd control and traffic direction plan. Police costs shall be exempt from prior notice requirements.
- (7) In advance of the Event the Applicant shall submit a written plan to the City's Fire Department that regards fire safety and EMS. The Applicant shall not hold or sponsor the Event until the Fire Department has provided written approval of the Applicant's plan. The Applicant shall bear the cost of staff necessary to implement the fire safety and EMS plans. Fire and EMS costs shall be exempt from prior notice requirements.
- (8) Unless the Applicant meets the requirements for exception found in Section 15-

184 of the Code of Ordinances of the City of Fort Lauderdale, Florida, in advance of the Event the Applicant shall provide a certificate of insurance satisfactory to the City's Risk Manager. The certificate shall show that the Applicant has obtained comprehensive general liability insurance with a policy limit of not less than one million dollars (\$1,000,000.00) combined single limit coverage, which shall include property damage, bodily injury, and death. The "City of Fort Lauderdale" shall be named as an additional insured. If the Event includes the dispensing, serving, sale, or distribution of any alcoholic beverage, the Applicant shall in addition provide liquor liability insurance with a policy limit of not less than of five hundred thousand dollars (\$500,000.00). The Applicant shall not hold or sponsor the Event until the City's Risk Manager has provided written approval of the Applicant's certificate of insurance or insurance policy.

- (9) The Applicant shall indemnify and hold harmless the city for any damage to person or property that occurs during or as a result of the operation of the Event.
- (10) In advance of the Event the Applicant shall submit a written plan to the City's Parks and Recreation Department that indicates the proposed location of any temporary structure, such as a barricade, fence, tent, concession stand, ticket booth, grandstand. The written plan shall include information about the planned removal of any temporary structure after the Event. The Applicant shall not hold or sponsor the Event or erect any temporary structure until the City's Parks and Recreation Department has provided written approval of the Applicant's temporary structure plan. The Applicant shall bear the cost necessary to implement the temporary structure plan.
- (11) The sale, possession, or consumption of any alcoholic beverage is prohibited while on or within any public place, or while on or within any vehicle located in a public place, which public place is located within the beach area as defined in Section 5-3 of the Code of Ordinances of the City of Fort Lauderdale, Florida except as authorized as a City-approved special event.
- (12) If the event includes the sale, possession, or consumption of alcohol within the beach area, the Applicant shall submit:
 - (1) a written plan designating the event dates and hours for sale of alcoholic beverages, and
 - (2) a written plan for enclosing, restricting or controlling access to the special event area, which must be approved by the police, Parks and Recreation Departments and any other governmental agency that may have jurisdiction;

4. Restoration of public property.

If the Event includes use of public property the Applicant shall be responsible for, and shall maintain, all areas of the public property used. Maintenance means the prompt and complete removal of Event-generated trash or debris and the repair or restoration of any public property that was damaged as a result of the Event. Public property means real and personal property that is not privately owned and includes, but is not limited to, any sidewalk or paved surface, any tree, plant, shrub, bench, light fixture, traffic signal, parking meter, trash barrel or sign.

The City shall inspect the Event site location(s) for damage within twenty-four hours of the conclusion of the Event and the City shall provide the Applicant with a written report of any damage found on public property. The report shall state the cost of repair(s) necessary to restore the public property. Within fourteen days of the Applicant's receipt of this report the Applicant shall pay the cost of repair or challenge the City's report by a writing addressed to the Director of the City's Parks and Recreation Department. Resolution of any such challenge shall be made by the City Manager; the Applicant agrees to abide by the City Manager's decision.

5. Reimbursement of expenses.

Should the City incur expenses as a result of the Event the City shall provide the Applicant with an invoice of expenses. Within fourteen days of the Applicant's receipt of any invoice the Applicant shall pay the invoice or challenge the City's invoice by a writing addressed to the Director of the City's Parks and Recreation Department. Resolution of any such challenge shall be made by the City Manager; the Applicant agrees to abide by the City Manager's decision.

6. Authority of the City of Fort Lauderdale City Manager.

The City of Fort Lauderdale City Manager and his designee, the Director of the City of Fort Lauderdale Parks and Recreation Department (referred to hereinafter as "the Director") shall have the authority to suspend all or any part of the Event when the City Manager or the Director determines that the Event, or its attendees, or its spectators, pose(s) a threat to the public health, safety, or welfare. The City Manager also reserves the right to immediately revoke permission and to suspend or terminate the event or any portion of it if any of the elements of the agreement are violated.

7. Compliance with laws.

(1) The Applicant shall at all times comply with all federal and state laws or statutes, and with the rules, regulations, and ordinances of City and any other governmental agency having jurisdiction including, but not limited to, those

relating to noise, building, zoning, gambling, fire protection, liquor regulation, and hours of operation. The Applicant shall further take all precautions and use extreme care to conduct its operations in a safe and prudent manner with respect to its agents, employees and visitors to its Event.

- (2) The Applicant shall comply with the applicable sections of the Americans with Disabilities Act of 1990 (42 U.S.C. 126), which prohibits discrimination of handicapped individuals by denying them the right to participate in or benefit from the services provided at the Event. The Applicant understands that it is responsible for compliance with this Act. The Applicant guarantees that individuals with disabilities will be able to attend, enter, and use all the facilities at the Event.
- (3) The Applicant agrees to secure and pay for all licenses and permits required by any governmental agency having jurisdiction, including City. If the Event includes the use of any item that is or that may be protected from infringement, such as but not limited to copyrights, patents and trademarks, the Applicant shall, in advance of the Event, provide City with documentation that shows that the Applicant has obtained the applicable license, permit or permission and that all associated all fees have been paid in full. The provisions of this paragraph apply specifically, but not exclusively, to ASCAP, BMI, SESAC, and any other similar organization that may require written permission and payment of a fee for use of protected material

8. Transfer of Rights.

To the extent this Agreement creates rights that vest in the Applicant, the Applicant shall not transfer any rights to any other individual or entity.

9. Venue.

Venue to enforce the provisions of this agreement shall be Broward County, Florida.

10. Incorporation.

This Outdoor Event Agreement, together with the attached Schedule One constitute the whole of the Agreement between the parties. The written approvals issued by the various City departments or staff members and the various documents submitted by the Applicant, including the application, are supplemental to this Agreement. In the event of a conflict, the terms of this Agreement control.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals this the day of Occumber, 2013.

WITNESSES:

CITY OF FORT LAUDERDALE

Mayor

Mayor

Leva Skovadrideks

Witness print/type name

ATTEST:

Approved as to form:

Assistant City Attorney

WITNESSES:

TRACEY L. GIEBNER, PRESIDENT [Print/type name and title] [Witness print/type name] ATTEST: (CORPORATE SEAL) Secretary STATE OF FLORIDA: COUNTY OF BROWARD PINCHAS The foregoing instrument was acknowledged before me this 25 day of _____, 2013, by TRACEY L. GIEBNER, as PRESIDENT of ACTIVE ENDEAVORS, INC. He/She is personally known to me or has produced _ as identification. (SEAL) Notary Public, \$tate of Florida (Signature of Notary Taking Acknowledgment) Navianne J. Brown

ACTIVE ENDEAVORS, INC.

Commission Number

My Commission Expires:

Name of Notary Typed, Printed or Stamped

MARIANNE J. BROWN Notary Public, State of Florida

Commission # EE 851561 My comm. expires Dec. 25, 2016



CITY OF FORT LAUDERDALE OUTDOOR EVENT APPLICATION

Fee must accompany application

Application received:
At least 60 days prior to event \$100.00
59 to 30 days prior to event \$150.00
29 to 14 days prior to event \$200.00
14 to 7 days prior to event \$250.00*
Less than 7 days prior to event \$300.00*
*Must be approved by City Manager or designee

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Please submit by EMAIL at least 60 days ahead of your planned event.

The application will be reviewed by our administrative staff to determine the following criteria:

- 1. Facility requested
- 2. Compliance with City ordinances
- 3. Special permits required
- 4. Charges your organization will incur when City assistance and/or services are required
- 5. Security requirements
- 6. Environmental issues/effects on surrounding areas

PART I: EVENT REQUEST
vent name: Corporate Sports fest
rurpose of event (check one): Defundraiser Defundation Avareness Africation Other Team Building
tequested location: South Beach Park
stimated daily attendance:
tequested dates and time of event:
DATE DAY BEGIN END
EVENT DAY 1: 11/9/13 Saturday 9 AMPM 4 AMPM
EVENT DAY 2: AM/PMAM/PM
EVENT DAY 3:AM/PMAM/PM
SETUP: 11/7/13 Thursday 9 AMYPM
BREAKDOWN: 11/9/13 Saturdiage 11:59 AMPM
las this event been held in the past?No
If yes, please list past dates and locations: 2013 is the 31st edition. This event has
een Run for 30 years in the tampaboy area. Last 3 years has been on St. Peta Beach
petailed event description (include activities, entertainment, vendors, etc.): Corporate teams go
read to head in Dodgeball, Tug O War, Wileyball, & Surf & Turf
Relay haves. Teams may participate in an optional Cornhole tournament
music, food, drinks, + tent space are mailable throughout the day

PART II: APPLICANT							
Organization name: Corporate Sports fest							
Address: 10901 Roosevelt Blud. W. Swite City, State, Zip: St. Pete, FL 33716							
Phone: 877-820-25-82 Fax: 877-749-8749							
Corporation name: Active Encleavors							
(as it appears in articles of incorporation)							
Date of incorporation: 2001 State incorporated in: FL Federal ID #: 26-0016418							
Two authorizing officials for the organization: President: Tracey Giebres Phone: 127-420-6836							
Secretary: Chris Ciebner Phone: 727-420-6868							
Event Coordinator: Tan Elston Will you be on-site?Yes No							
Title: Director of Marketing Phone: 877-820-2582 Cell: 727-804-0648							
E-mail address: ian @ tampagayclubsport. com Fax: 877-749-8749							
Additional Contact: Will you be on-site?No							
Title: Phone: Cell:							
E-mail address: Chris @ Tampa bay clubsport. com Fax:							
Event production company (if other than applicant):							
Address: City, State, Zip:							
Contact person: Title:							
Phone: (day) (night) (cell)							
E-mail address: Fax:							
PART III: EVENT INFORMATION							
Are you planning to charge admission? If yes, how much? \$ 300 / +earn Are for specialors							
Are you requesting to fence the event? YesNo							
Are you planning on having any type of concession?YesNo If yes, State Health Dept. must be notified 10 days prior to event. Call John Litscher at 954-632-8094.							

Are you planning on selling alcoholic beverages? YesNo If yes, how will the beverages be served? (Draft truck, cold plate, mini-bar, beer tub, table service, etc.)						
Are you planning on serving free alcoholic beverages?YesNo If yes, to whom will it be given?Yes						
Are you planning to have any type of amusement rides?Yes						
What type of rides are you planning?						
Are you planning to play or have music? If yes, what music format(s) will be used? (amplified, acoustic, recorded, live, disc jockey, etc):						
Amplified + MC						
List the type of equipment you will use (speakers, amplifier, drums, etc):						
Speakers, Amplifiers, Mix, etc.						
Will you use any type of soundproofing equipment?YesYo						
List the days and times music will be played: Sat 1/9/13 9 AM - 4 PM						
How close is the event to the nearest residence? Not Swe						
Will your event require road closings? If yes, list requested streets and times in detail :						
*****PLEASE NOTE***** You are required to secure barricades and/or directional traffic signs for road closings. Please attach a layout of your traffic plan, including the placement and number of barricades, signs, directional arrows, cones, and message boards, as well as the name of the company you will be using. Your traffic plan must be approved by the Police Dept. which may terminate any event occurring without the proper use of barricades.						
Will your road closings affect access to parking spaces or parking lots?YesNo *****PLEASE NOTE***** All road closings which result in loss of revenue from inaccessible parking spaces will be billed to the event organizer and must be paid in full before the event. Please call Dee Paris at 828-5874,						
Will any recyclable materials be utilized at this event? (Materials that can be recycled include all clean paper, cardboard, glass, plastic drink containers, aluminum cans, and milk or juice boxes.) Please refrain from the use of Styrofoam plates and cups.						
Who will provide clean up services for garbage and recyclables? <u>We Will</u>						
Contact Name:						

Will you require electricity?Yes	No Naybe \rightarrow we have used generators in positions in position at (954) 828-5191 before setting up.
Company:	License #:
Name of electrician:	Phone:
PART IV: APPLICANT'S ACCEPTANCE	
applicable) must furnish an original certificate of Ger additionally insured in the amount of at least one mil	strue and complete to the best of my knowledge. nission, I understand that I (and the production company, if meral Liability insurance naming the City of Fort Lauderdale as Ilion dollars (\$1,000,000) or greater as deemed satisfactory by iquor liability insurance in the amount of \$500,000 if alcohol is
I understand that a Parks and Recreation sponsored notified if any conflicts arise.	activity has precedence over the above schedule and I will be
I understand that the City of Fort Lauderdale Police EMS is required by City Ordinance to be onsite during	Department will determine all security requirements and that all outdoor events.
	. If at any time during the event it is determined by law

enforcement personnel, code enforcement personnel, parks and recreation personnel, or any other city representative that the entertainment or music is causing a noise disturbance, I will be directed to lower the volume to an acceptable level as determined by City staff. If a second noise disturbance arises during the event, I may be directed to shut down the music or entertainment for the remainder of the event. I agree to abide by all provisions of the noise control ordinance and understand that my failure to do so may result in a civil ditation, a physical arrest, or the shutting down of the event.

Name of applicant

Tible

Date

Please **email** completed application at least 96 days ahead of your planned event to:

imeehan@fortlauderdale.gov

Please mail the \$100.00 application fee (payable to the City of Fort Lauderdaie) to:

Jeff Meehan, Outdoor Event Coordinator

1350 W. Broward Boulevard, Fort Lauderdale, FL 33312

Phone: (954) 828-6075 Fax: (954) 828-5650

Please include the following with the application:

* Event site plan – including stage(s), other entertainment locations, activities, booths, restrooms, canopies, dumpsters, fencing, generators, etc.

* Traffic/detour plan - including the placement and number of barricades, signs, directional arrows, cones, message boards, and name of the barricade and/or traffic signs company being used.

FIRE DEPARTMENT QUESTIONNAIRE

<u>PR</u>	<u>EVENTION</u>						
1.	Are you planning to have canopies (no sides) for this event?						
	How many and what sizes? Not sure on # , Size is 10 ×10 for teams						
	Name of Company: <u>For 20 × 20 's will prob rent locally</u> A building permit is required. Please contact Capt. Bruce Strandhagen at 954-828-5080.						
2.	Are you planning to have tents (with sides) for this event?YesNo						
	How many and what sizes?						
	Name of Company:						
Buil	** <u>PLEASE NOTE</u> **** All permits required by the Florida Building Code must be obtained through the Iding Department (including but not limited to electrical, structural, plumbing). Contact the Department of Itainable Development Building Services Division at 954-828-6520.						
3.	Are you planning to have fireworks?YesNo						
	Name of company conducting the show:						
4.	Are you having food vendors?No						
	How many and what kind? Not Sue yet						
0 D	A fire extinguisher is required for each food booth. If a propane tank is used for a fuel source, it must be secured on the outside of the booth. A Fire inspection is required for all food booths. If the inspection is during non-working hours the cost will be \$75 per hour.						
<u>UP</u>	ERATIONS/EMS						
Spe	cial Event Detail Guidelines: * One rescue unit/cart for 500 to 5,000 people in attendance (sustained attendance) * Two rescue units/carts for 5,000 to 10,000 people in attendance (sustained attendance) * One more rescue unit/cart per 5,000 additional people * One command person if two or more rescue units/carts are required						
The	number of rescue units and paramedics is determined according to attendance and other risk factors.						
1.	Does your event require EMS medical standby services based on the guidelines above? YESNO						
2. V	What is your estimated sustained attendance? <u>1800</u>						
3. (On-site contact? NAMEI an ElstonPHONEPHONE						
	inimum of 4 hours will be charged for all special event details. 45 minutes will be added to the pre and post nt times (totaling 1.5 hours), allowing for travel and preparation for the event.						

	POLICE DEPARTMENT QUE	STIONNAIRE		<u>.</u>
1. Does your event require use	e of police vehicles?	Yes	No	Not Sure
If yes, A Hold-Harmles ONE MILLION DOLL	s Agreement must be signed and l ARS <u>must be provided,</u>	lability coverage of	a <u>minimum</u> of	
2. Is this a new or previously i	neld event?	New	Previous	
If yes, Previous date(s)	?			
3. Any established security, tra	ffic, or other appropriate plan(s)?	Yes	No	
If yes, besides Fort Lau (private security compa	iderdale Police, who will you be us iny, volunteers, etc.)	ing for this plan?		
4. Do you have an established If yes, who is your Poli		Yes	No	_
5. Any notable entertainers or	special circumstances scheduled fo	or your event? Yes	No	
Who/What?		· · · · · · · · · · · · · · · · · · ·		
6. Is there alcohol being sold or	given away?	Yes	No	
7. Are there any road closures	equired?	Yes	No_L	
If so what roads/interso	ections?			
8. What is your estimated atter	dance?18 <i>0</i> 0			
also understand there is a 24 h hourly rate and costs to be ind Events "Cost Estimate" workshe	or Police personnel for ALL special our cancellation requirement to av curred by the event organizer will set developed at the Special Event two (2) weeks of the payroll bein	oid the 3 hour minir I be quoted on the ts logistics meeting	num payment pe City of Ft. Laud	er officer. The lerdale Special
Ian Elston		28/13		
Name	Date '	1		

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FL

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Principal Address

10901 ROOSEVELT BLVD N

100-D

ST. PETERSBURG FL 33716 US

Changed 02/14/2012

Mailing Address

10901 ROOSEVELT BLVD N

100-D

ST. PETERSBURG FL 33716 US

Changed 02/14/2012

Registered Agent Name & Address

GIEBNER, CHRISTOPHER S 501 24TH AVENUE NORTH

ST. PETERSBURG, FLORIDA FL 33704 US

Address Changed: 01/05/2003

Officer/Director Detail

Name & Address

Title P

GIEBNER, TRACEY L 501 24TH AVE NORTH ST. PETERSBURG FL 33704

Title TS GIEBNER, CHRISTOPHER S 501 24TH AVE NORTH ST. PETERSBURG FL 33704 **Annual Reports Report Year Filed Date** 2010 03/03/2010 2011 01/31/2011 2012 02/14/2012 **Document Images** 02/14/2012 -- ANNUAL REPORT View image in PDF format 01/31/2011 -- ANNUAL REPORT View image in PDF format 03/03/2010 -- ANNUAL REPORT View image in PDF format 04/06/2009 -- ANNUAL REPORT View image in PDF format 04/28/2008 -- ANNUAL REPORT View image in RDF format 08/09/2007 -- ANNUAL REPORT Wew image in PDF format 04/11/2006 -- ANNUAL REPORT View image in PDF format 01/26/2005 -- ANNUAL REPORT View image in RDF format 04/12/2004 -- ANNUAL REPORT View image in PDF format 01/05/2003 -- ANNUAL REPORT View image in PDF format 01/11/2002 -- Domestic ProfitView.image.in.PDF.format..... Previous on List Next on List Return To List **Entity Name Search** Submit No Events No Name History

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SCHEDULE ONE

1 Name of Applicant: Active Endeavors, Inc.

2 Name of Outdoor Event: Corporate Sports Fest

3 Date of Setup: Thursday, November 7, 2013

4 Time of Setup: 9:00 AM

5 Date of Event: Saturday, November 9, 2013

6 Time of Event: 9:00 AM- 4:00 PM

7 Date of Breakdown: Saturday, November 9, 2013

8 Time of Breakdown: 11:59 PM

9 Event Location: Fort Lauderdale Beach Park- 1100 Seabreeze Blvd

10 Road Closings: No

11 Alcohol: Yes

12 Previous Code Violations: No

missing #15 2,5,64; DOCUMENT ROUTING FORM

(3) Circulated (1) (3) + (1) NAME OF DOCUMENT: Event Agreements with the City of Fort Lauderdale as follows: Event Agreements and Related Road Closings: 1) Earth Day; 2) Fourth Annual Covenant House Florida 5K on AIA; 3) Saturday Nite Alive; 4) Corporate Sports Fest; 5) Bus Loop After Party; 6) 1st Annual Cinco de Mayo Street Festival: and (7) Best Buddies Friendship Walk 2013 Approved Comm. Mtg. on April 16, 2013 CAM# 13-0510 □ PH - ___ □ O - ___ □ CR - ___ □ R ITEM: Routing Origin: CAO ☐ ENG. ☐ COMM. DEV. ☐ OTHER Also attached: copy of CAR copy of document ACM Form #_____ originals forwarded to: Capital Improvements defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property **1.)** Approved as to Content: (land, buildings, fixtures) that add value and/or extend useful life, inc. major repairs such as roof replacement, etc. Term "Real Property" Please Check the proper box: CIP FUNDED TYES NO include: land, real estate, realty, real. Capital Improvement Projects 2.) Approved as to Funds Available: by Date: Finance Director Amount Required by Contract/Agreement \$_____ Funding Source: Index/Sub-object Project # 3.) City Attorney's Office: Approved as to Form:# Originals to City Mgr. By: X Robert B. Dunckel Harry A. Stewart Cole Copertino D'Wayne Spence Paul G. Bangel Ginger Wald Carrie Sarver DJ Williams-Persad 4.) Approved as to content: Assistant City Manager: Stanley Hawthorne, Assistant City Manager Susanne Torriente, Assistant City Manager **5.)** Acting City Manager: Please sign as indicated and forward :#_____ originals to Mayor. **6.)** Mayor: Please sign as indicated and forward :# originals to Clerk. 7.) To City Clerk for attestation and City seal. INSTRUCTIONS TO CLERK'S OFFICE 8.) City Clerk: retains one original document and forwards _____original documents to _____ Copy of document to _______Original Route form to _____ Attach ____ certified copies of Reso. #____ Fill-in date

12/24