

RESOLUTION NO. 2011 - 305

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PARKING LICENSE AGREEMENT BETWEEN THE COUNTY AND SAN SEBASTIAN CATHOLIC CHURCH.

WHEREAS, San Sebastian Catholic Church is holding its first annual fall festival from November 11, 2011 to November 13, 2011; and

WHEREAS, the Church has requested permission to use the St. Johns County Utility Department's parking lot at 1205 State Road 16 and the St. Johns County Public Works Department's parking lot at 1625 State Road 16 for parking to be used by attendees of the fall festival; and

WHEREAS, a proposed parking license agreement has been drafted stating proposed terms, provisions, conditions, and requirements for the Church's use of the parking lots at 1205 State Road 16 and 1625 State Road 16.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida, that:

Section 1. The above Recitals are hereby adopted as Findings of Fact.

Section 2. The Board of County Commissioners of St. Johns County hereby approves the terms, provisions, conditions, and requirements of the parking license agreement between the County and San Sebastian Catholic Church, attached as Exhibit 1.

Section 3. The County Administrator, or his designee, is hereby authorized to execute the Agreement substantially in the form attached on behalf of the County for the purposes mentioned above and future parking license agreements at the reasonable discretion of the Administrator and not in conflict with the public health, safety, and welfare.

Section 4. To the extent that there are typographical and/or administrative errors and/or omissions that do not change the tone, tenor, or context of this Resolution, then this Resolution may be revised without subsequent approval of the Board of County Commissioners of St. Johns County.

PASSED AND ADOPTED by the Board of Board of County Commissioners of St. Johns County, Florida this 18th day of October 2011.

ATTEST: Cheryl Strickland, Clerk

By: Pam Halterman
Deputy Clerk

Effective Date: 10/18/11

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

By: J. Ken Bryan
J. Ken Bryan, Chairman

Rendition Date: 10/19/11

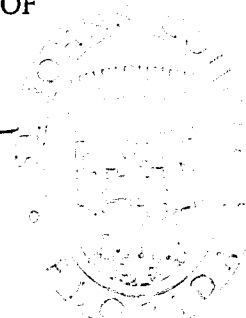


Exhibit 1

PARKING LICENSE AGREEMENT

THIS LICENSE AGREEMENT is made this ____ day of _____ 2011, by and between St. Johns County, a political subdivision of the State of Florida ("County") and San Sebastian Catholic Church ("Church"), collectively called the "Parties" hereto.

The County, in consideration of promoting the general health, safety, and welfare of St. Johns County, does hereby grant to the Church a license solely for the purpose of utilizing vehicle parking spaces on County-owned property from November 11, 2011 through and including November 13, 2011. The County's property is located at 1205 State Road 16, Saint Augustine, Florida 32084 and 1625 State Road 16, Saint Augustine, Florida 32804 (and is collectively referred to herein as the "Premises"). A sketch of the Premises is attached hereto as Composite Exhibit "A." In further consideration of this Agreement, the Parties agree as follows:

1. The County agrees to permit the Church to utilize the parking spaces upon the Premises solely for parking related to the San Sebastian Parish First Annual Fall Festival. The County will allow non-exclusive use and access to the parking spaces located upon the Premises from 5:00 p.m. on Friday November 11, 2011 until 11:59 p.m. on Sunday November 13, 2011.
2. The Church is responsible for providing an adequate number of personnel to direct the traffic flow of automobiles entering and exiting the Premises, and supervising their parking locations within the Premises during the time that use and access has been granted.
3. No parking is allowed in any fashion that would cause the fuel pumps located at 1625 State Road 16 to be blocked. The Church agrees that it will actively prohibit any vehicles from blocking such fuel pumps during the entire term of this agreement.
4. The Church shall name the County as an additional insured on all comprehensive general liability insurance policies required herein, and shall issue certificates evidencing such insurance policies to the County no less than thirty (30) days prior to the time that use and access has been granted. The Church agrees to maintain insurance policies as follows:
 - a. Workers' compensation insurance in an amount no less than is required by Florida law;
 - b. Commercial general liability insurance, to include property damage and bodily injury, with a minimum policy coverage of \$1,000,000.00.
5. The Church shall not charge a parking fee for any automobiles that are parked upon the Premises during the time that use and access has been granted.

6. This license is not assignable to any other party.
7. The Church, at its own expense, shall pick up all trash, debris and litter upon the Premises at regular intervals during the term of this License, and shall make a final clean-up of all trash, debris and litter at the conclusion of the time that use and access has been granted.
8. The Church shall defend, hold harmless, and indemnify the County from and against any and all claims, actions, damages, liability, cost, and expense, including those arising from bodily injury, death and/or property damage or any other lawful expense, including, but not limited to, attorney's fees and court costs, brought by third parties arising from the act or omission of the Church, its agents, employees or contractors.

Attest: Cheryl Strickland, Clerk

Board of County Commissioners
of St. Johns County, Florida

By: _____
Deputy Clerk

By: _____
J. Ken Bryan, Chair

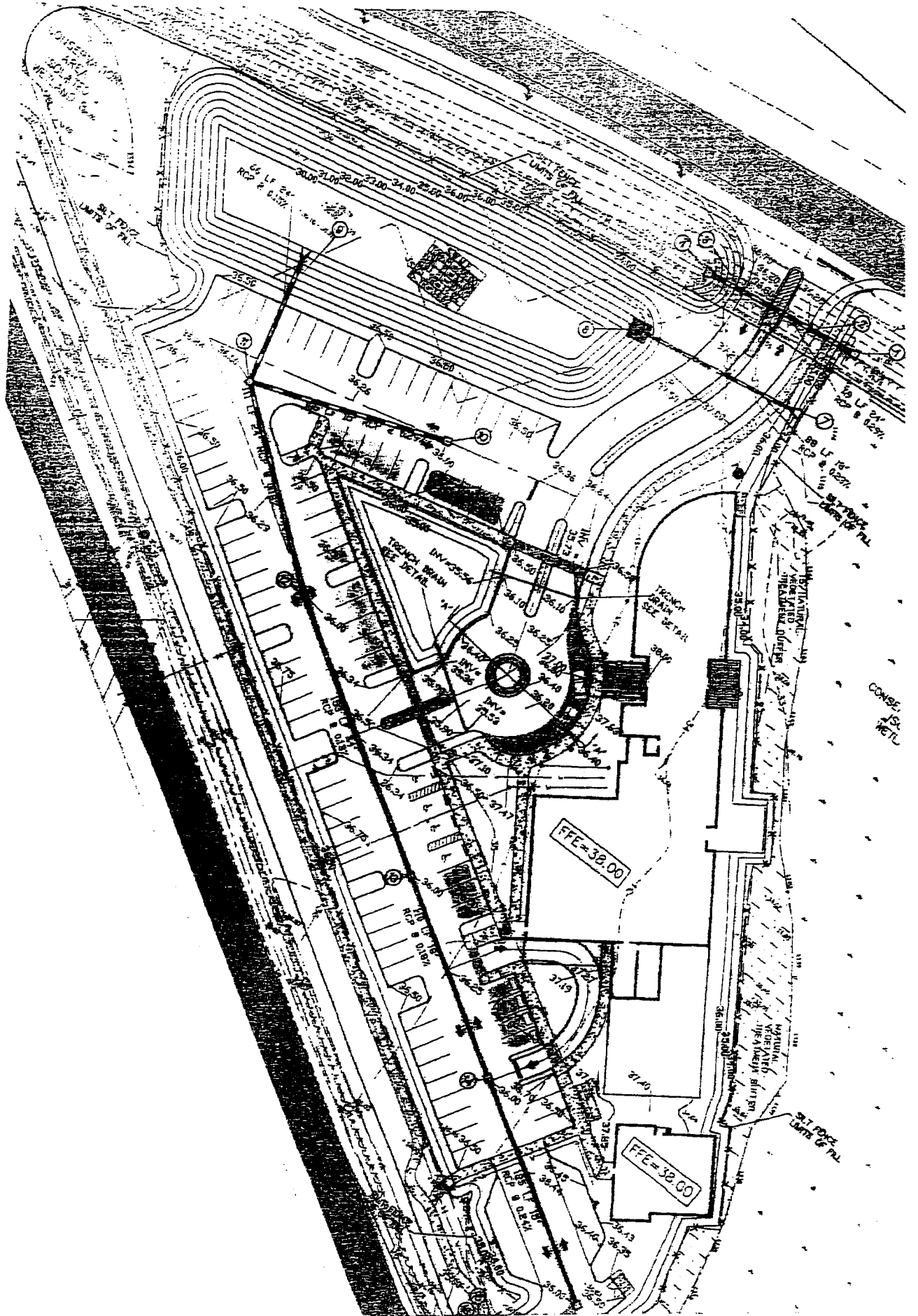
Date: _____

San Sebastian Catholic Church

Witness

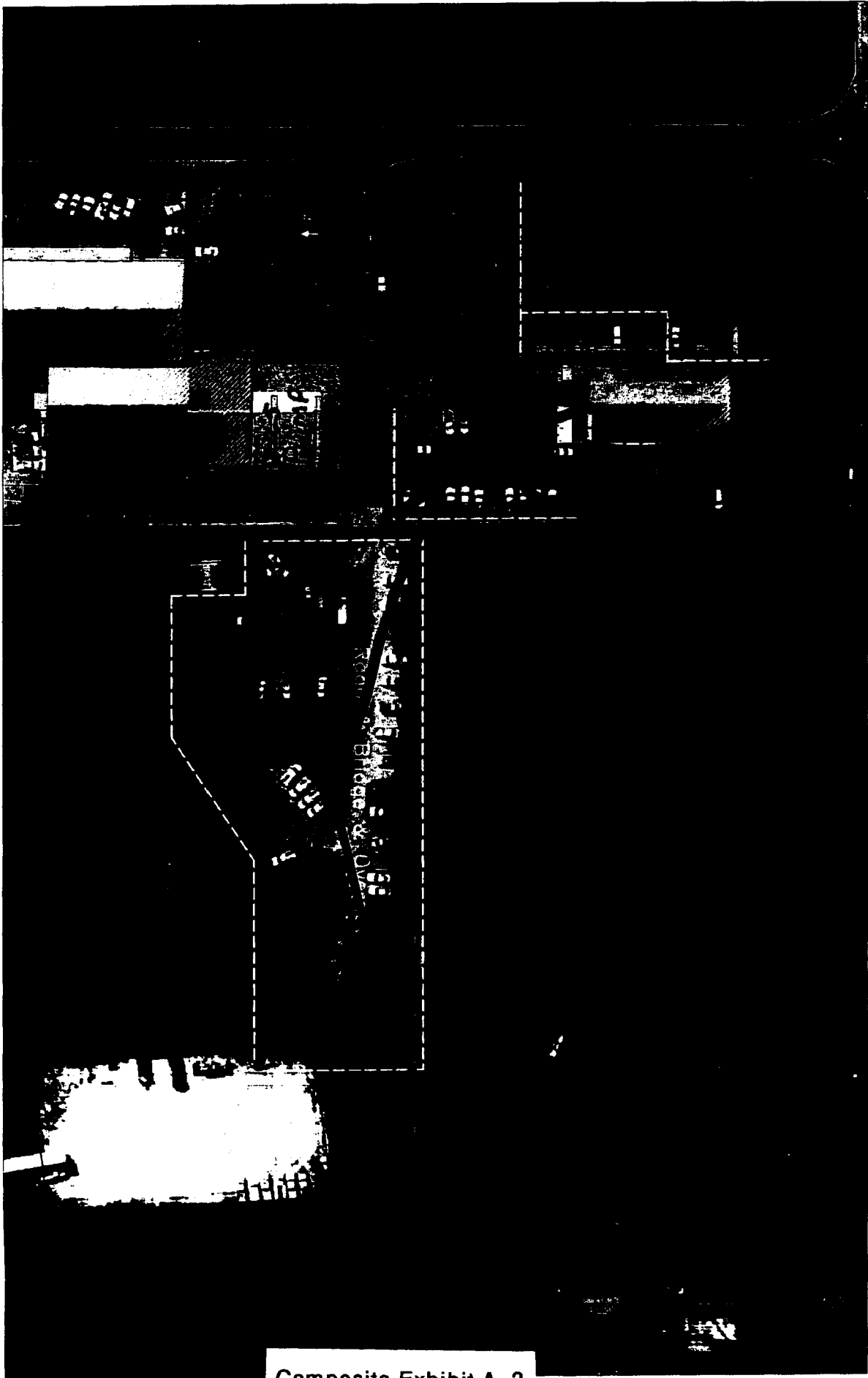
By: _____

Witness



Composite Exhibit A-1

- NO HOT DIANE GAS PUMPS OR ACCESS TO GAS PUMPS
- Part in Martod, paved spaces only



Composite Exhibit A-2