

RESOLUTION NO. 05- 335

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A PROJECT AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE DEVELOPMENT OF ROYAL OAKS PARK, II BY THE TOWN; AUTHORIZING TOWN OFFICIALS TO FINALIZE THE TERMS AND CONDITIONS OF THE AGREEMENT, TO EXECUTE ANY DOCUMENTS NECESSARY TO EFFECTUATE THE GRANT AND TO REQUEST ANY NECESSARY EXTENSIONS TO THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT, TO EXECUTE ANY REQUIRED DOCUMENTS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT AND TO EXECUTE ANY EXTENSIONS TO THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in September, 2004, the Town of Miami Lakes (the “Town”) applied for a Florida Recreation Development Assistance Program Grant for the development of Royal Oaks Park, II (the “Park”) from the Florida Department of Environmental Protection (“FDEP”); and

WHEREAS, the Town’s request for grant funding was approved by the FDEP in July 2005 with a local match to be covered by the Town; and

WHEREAS, in order to receive the grant funds and proceed with the development of the Park, the Town must execute an agreement with the FDEP (the “Agreement”); and

WHEREAS, the Town Council finds that approval of the Agreement is in the best interest of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing Recitals are true and correct and are incorporated herein by this reference.

Section 2. Approval of Agreement. The Agreement for grant funding for the development of Royal Oaks Park, II between the Town and the FDEP, a copy of which is attached as Exhibit "A," together with such non-material changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney, is approved.

Section 3. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement, to submit to the FDEP any documents necessary to effectuate the grant and to request any necessary extensions to the Agreement.

Section 4. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Town Manager pursuant to the Town's Purchasing Procedures Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement.

Section 5. Execution of Agreement. The Mayor is authorized to execute the Agreement on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the Agreement and to execute any extensions to the Agreement.

Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 13 day of Sept., 2005.

Motion to adopt by Mary Collins, second by Michael Pizzi.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Roberto Alonso	<u>absent</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember Robert Meador	<u>yes</u>
Councilmember Michael Pizzi	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>
Councilmember Peter Thomson	<u>yes</u>

Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

Debra E. Eastman
Debra Eastman, MMC
TOWN CLERK

Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:

W. Serota
Weiss, Serota, Helfman, Pastoriza,
Cole & Boniske, P.A.
TOWN ATTORNEY