

RESOLUTION NO. 09-721

A RESOLUTION OF THE TOWN COUNCIL OF TOWN OF MIAMI LAKES, FLORIDA, RETROACTIVELY AUTHORIZING THE MAYOR TO EXECUTE THE APPLICATION FOR LOCAL AGENCY PROGRAM CERTIFICATION AND THE LOCAL AGENCY CERTIFICATION QUALIFICATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION; AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS OR AGREEMENTS IN ASSOCIATION WITH THE TOWN'S PARTICIPATION IN THE LOCAL AGENCY PROGRAM; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY FOR PARTICIPATION IN THE LOCAL AGENCY PROGRAM; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in conjunction with the Federal Stimulus Bill, the Town of Miami Lakes ("Town") has applied for Local Agency Certification under the Local Agency Program ("LAP") with the Florida Department of Transportation (the "FDOT") for project development and construction administration of roadway projects within the Town; and

WHEREAS, due to the time schedule for submission of the LAP Certification application established by FDOT and to ensure the Town's ability to participate in the LAP it was necessary for the Mayor of the Town of Miami Lakes to execute the application for LAP Certification and the Local Agency Certification Qualification Agreement; and

WHEREAS, the Town Council desires that the Mayor be retroactively authorized to execute the application for LAP Certification and the Local Agency Certification Qualification Agreement; and

WHEREAS, the Town staff in conjunction with Kimley-Horn and Associates, Inc. (the "Town Engineer") have determined that certain projects, including, but not limited to, the Miami

Lakeway North resurfacing and drainage improvements, are suitable for inclusion in the LAP;
and

WHEREAS, the Town Council desires that the Town Manager be authorized to execute and deliver any further required documentation or agreements necessary for the Town to participate in the LAP and to include Town projects thereunder.

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

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

Section 2. Retroactive Authorization of Mayor for LAP Certification Application.
The Town Council hereby retroactively approves and authorizes the Mayor to execute and deliver the LAP Certification Application and the Local Agency Certification Qualification Agreement to FDOT.

Section 3. Authorization of Town Manager for LAP Participation. The Town Council hereby approves and authorizes the Town Manager to execute and deliver any further required documentation or agreements, together with such changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney, necessary for the Town to participate in the LAP and to include Town projects thereunder.

Section 4. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all actions necessary for the Town's participation in the LAP.

Section 5. 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 any Federal transportation program grant application or any Federal grant award under the LAP Certification Qualification Agreement with FDOT, if any.


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

PASSED AND ADOPTED this 10 day of March, 2009.

Motion to adopt by MARY COLLINS, second by NANCY SIMON.

FINAL VOTE AT ADOPTION

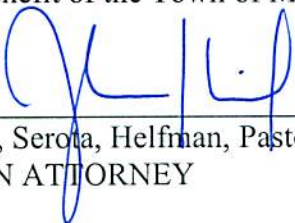
Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Richard Pulido	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember Robert Meador II	<u>yes</u>
Councilmember Nick Perdomo	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>
Councilmember George Lopez	<u>yes</u>


Michael Pizzi
MAYOR

ATTEST:


Debra E. Eastman
TOWN CLERK

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


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