

RESOLUTION NO. 15- 1343

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE AWARD OF FUNDS FROM THE LEGISLATIVE APPROPRIATIONS BUDGET CONSISTING OF A GRANT AGREEMENT BETWEEN THE TOWN OF MIAMI LAKES AND THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR LAKE SARAH DRAINAGE IMPROVEMENTS CONSISTING OF AN EXFILTRATION TRENCH DRAINAGE RETROFIT WITHIN THE NEIGHBORHOOD; AUTHORIZING THE TOWN MANAGER TO IMPLEMENT TERMS AND CONDITIONS OF CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes' ("the Town") Stormwater Master Plan Update identified Lake Sarah as a priority area for drainage improvements;

WHEREAS, the Lake Sarah Drainage Improvement Project ("the Project") has been divided into three phases, with the first phase consisting of milling and resurfacing and obtaining funding from the Town's Transportation Budget;

WHEREAS, for the second phase of the Project, the Town submitted requests to the State of Florida ("the State") for funding from the Legislative Appropriations Budget in February 2015; and

WHEREAS, the State allocated \$300,000 in grant funds to the Town for the purpose of construction improvements to the drainage infrastructure Project through Specific Appropriation Line Item No. 1662A, Fiscal Year 2015-2016 ("Grant Funds"); and

WHEREAS, the State Grant Funds will supplement the \$700,000 matched from the Town's Capital Projects Fund for a total cost of \$1,000,000 for phase II of the Project; and

WHEREAS, following Town Council approval at the October 2015 meeting, the Town submitted a second request for funding from the Legislative Appropriations Budget in the amount of \$400,000 with a match of \$460,000 to complete phase III of the Project; and

WHEREAS, a work plan is being sent to the State’s Department of Environmental Protection (“FDEP”) in order to receive a Grant Agreement for execution by the Town and subsequent Project completion; and

WHEREAS, the State’s Department of Environmental Protection and the Town will enter into a Grant Agreement (the “Grant Agreement”) for the Town to complete the Project.

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

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

Section 2. Approval of Contract. The Town Council hereby approves of a Grant Agreement between the Florida Department of Environmental Protection and the Town of Miami Lakes in substantially the same form as the Grant Agreement approved in Resolution 14-1239 for the West Lakes Drainage Improvement Project for the administration of the Grant Funds, 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.

Section 3. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Grant 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 Grant Agreement.

Section 5. Execution of the Contract. The Town Manager is authorized to execute the Grant 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 and/or amendments to the Agreement, subject to the approval as to form and legality by the Town Attorney.


Section 6. Effective Date. This Resolution shall be effective immediately upon adoption.

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PASSED AND ADOPTED this 1st day of December, 2015.

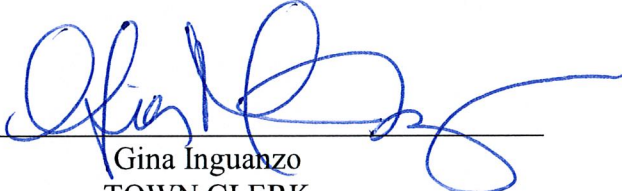
The foregoing resolution was moved for adoption by Pizzi. The motion was seconded by Mestre and upon being put to a vote, the vote was as follows:

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|--------------------------------|------------|
| Mayor Michael A. Pizzi, Jr. | <u>YES</u> |
| Vice Mayor Tim Daubert | <u>YES</u> |
| Councilmember Manny Cid | <u>YES</u> |
| Councilmember Tony Lama | <u>YES</u> |
| Councilmember Ceasar Mestre | <u>YES</u> |
| Councilmember Frank Mingo | <u>YES</u> |
| Councilmember Nelson Rodriguez | <u>YES</u> |




Michael A. Pizzi, Jr.
MAYOR

Attest:



Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Raul Gastesi, Jr.
Gastesi & Associates, P.A.
TOWN ATTORNEY