

RESOLUTION NO. 04-266

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE GRANT AGREEMENT BETWEEN THE TOWN AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT IN THE AMOUNT OF THREE HUNDRED THOUSAND DOLLARS FOR STORMWATER IMPROVEMENTS WITHIN 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, the Town of Miami Lakes (the "Town") was awarded a grant from the Florida Department of Environmental Protection (the "FDEP"), through the 2004/2005 State Legislature General Appropriations Acts, for certain improvements outlined in the Town's stormwater management plan; and

WHEREAS, the South Florida Water Management District (the "SFWMD") administers this grant through a Local Government Agreement (the "Agreement"); and

WHEREAS, the Town staff and SFWMD staff have prepared an Agreement which is scheduled to be approved by SFWMD on January 12, 2005; and

WHEREAS, the improvements contemplated in the Agreement involve the repair or replacement of existing roadside inlets that connect into exfiltration trenches at NW 154th Street, Lake Glenn Ellen and Lake Cynthia; and

WHEREAS, a grant has been awarded to the Town in the amount of \$300,000.00; and

WHEREAS, the Town will be required to cost share in the estimated amount of \$770,000 to cover the cost of the repairs; and

WHEREAS, the Town Council desires to approve the Agreement.

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 incorporated into this Resolution by this reference.

Section 2. Approval of Agreement. The Agreement for grant funding for stormwater improvements at NW 154th Street, Lake Glenn Ellen and Lake Cynthia between the Town of Miami Lakes and the South Florida Water Management District, 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 SFWMD any documents necessary to effectuate the grant and to request any necessary extensions to the Agreement.

Section 4. Authorization of Fund Expenditure. 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 documents to implement the terms and conditions of the Agreement and to execute any extensions to the Agreement.

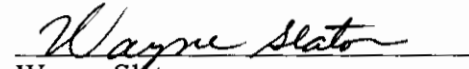
Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 14th day of December, 2004.

Motion to adopt by Councilwoman Collins, second by Councilwoman Simon.

FINAL VOTE AT ADOPTION

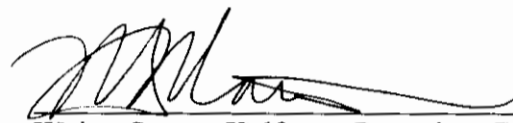
Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Roberto Alonso	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember Robert Meador	<u>yes</u>
Councilmember Michael Pizzi	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>
Councilmember Peter Thomson	<u>yes</u>


Wayne Slaton
MAYOR

ATTEST:

TOWN CLERK

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


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