

RESOLUTION NO. 09-~~708~~⁷⁰⁹

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING AND RATIFYING APPLICATION FOR GRANT FROM THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM FOR ROYAL OAKS PARK GRANT IMPROVEMENTS AND MIAMI LAKES OPTIMIST PARK GRANT IMPROVEMENTS; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO SATISFY THE REQUIREMENTS OF THE GRANT APPLICATION; PROVIDING COMMITMENT OF MATCHING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE GRANT APPLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the citizens of Miami Dade County have authorized the issuance of general obligation bonds (the "Bonds") for the purpose of financing capital improvement programs for certain parks, beaches, natural areas and recreation facilities; and

WHEREAS, to implement and give effect to the bond program, Miami Dade County, Florida enacted Ordinance No. 96-115, the Safe Neighborhood Parks Ordinance (the "Ordinance"); and

WHEREAS, it is necessary and desirable to improve the quality of life, to benefit property values, to promote prevention of juvenile crime by providing positive recreation opportunities, and to improve the recreation facilities for youth, adult, and senior citizens in this community through the improvement of our parks and natural areas; and

WHEREAS, in order to foster those important values, the projects more specifically listed below have been identified for reimbursement pursuant to the terms of the Ordinance and the Safe Neighborhood Parks program (the "SNP"); and

WHEREAS, pursuant to the terms of the Ordinance, the passage of this Resolution and the acts contemplated by this Resolution are conditions to obtaining a grant; and

WHEREAS, Town has made application for the grant monies for the Projects listed below subject to all terms and conditions of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN 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. Authorization for Application. The Town Council hereby authorizes and ratifies the Town Manager's and/or his designee's application for a grant for the Projects and in the amounts listed below, and in connection with such application to execute such grant agreement and other contracts and documents, to expend the SNP bond funds received for the purposes described in the funding request, to execute any necessary amendments to the grant application and contracts, and take such other acts as may be necessary to bind the Town and accomplish the intent of this Resolution. Application shall be made with respect to each of the following projects (the "Projects") in the amounts set forth below.

<u>Grant Title</u>	<u>Total Grant</u>
Royal Oaks Park Grant Improvements	\$200,000 SNP/

\$200,000 Town Match

Miami Lakes Optimist Park Grant Improvements \$46,100 SNP/
\$46,100 Town Match

Section 3. Completion of Projects. The Town shall complete each of the Projects in accordance with the terms of the grant agreement, the Ordinance, and the administrative rules authorized by the Citizens' Oversight Committee (the "Committee") to implement the Ordinance. If the total cost of a Project exceeds the value allocated in the grant, then the Town will provide any supplemental funds required to complete the Project. In the event that supplemental funds are necessary for the completion of the Projects, as of the point in time that it is known that supplemental funds are needed, the Town will demonstrate that such supplemental funds have been committed to the Project prior to and as a condition of disbursement or further disbursement of grant funds. The requirement for the Town to provide any supplemental funds required to complete the Project may, at the sole discretion of the Committee, be modified in whole or in part by a reduction in scope of work consistent with the Ordinance.

Section 4. Non-Discrimination. The Town recognizes and directs that any beach, park, or other public facility acquired, developed, rehabilitated or restored with bond funds, including the Projects, shall be open and accessible to the public without discrimination as to race, color, gender, age, religion, belief, residence, natural origin, marital status or disability.

Section 5. Authorization of the Town Officials. The Town Manager and Town Attorney are authorized to take all actions necessary to move forward with the grant application.

Section 6. Authorization of Matching Funds. If awarded the grant, the Town agrees to commit 50% matching funds in the amount of \$200,000 for Royal Oaks Park Grant Improvements and \$46,100 for Miami Lakes Optimist Park Grant Improvements.

Section 7. Authorization Fund Expenditure. The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the grant application.

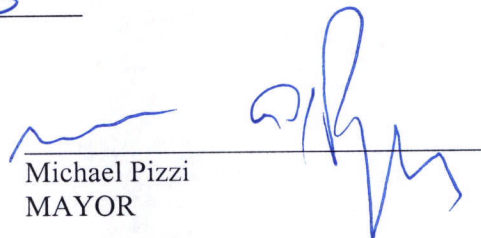
Section 8. Effective Date. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 8th day of September, 2009.

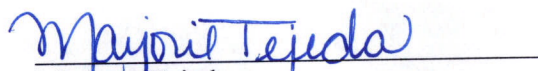
Motion to adopt by Councilmember Meador, second by Councilmember Collins.

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>

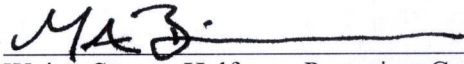

Michael Pizzi
MAYOR

ATTEST:


Marjorie Tejada
ACTING TOWN CLERK

Approved as to form and legality for the use

and benefit of the Town of Miami Lakes only:

A handwritten signature in black ink, appearing to be the initials 'M.A.B.' followed by a horizontal line.

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