

RESOLUTION NO. 04-19

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; AUTHORIZING A GRANT APPLICATION TO THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM; AND PROVIDING 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, 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,

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

WHEREAS, the Village of Palmetto Bay wishes to make an 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 MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1. The Village Council hereby authorizes the Village Manager to make an application for a grant for the projects and in the amount listed below, and in connection with such application to execute such grant agreement and other contracts and documents, to expend Safe Neighborhood Parks 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 Village of Palmetto Bay 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>
Bayfront Park Acquisition & Development	\$250,000
Perrine Park Boundless ADA Tot & Land Acquisition	\$250,000

Section 2. The Village of Palmetto Bay 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 Village of Palmetto Bay will provide any supplemental funds required to complete the Project. In the event that supplemental funds are necessary for completion of a Project, as of the point in time that it is known that supplemental funds are needed, the Village of Palmetto Bay 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 Village of Palmetto Bay 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 3. The Village of Palmetto Bay 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.

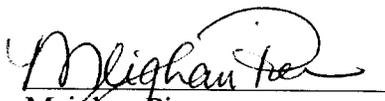
Section 4. To the extent allowed by law, the Village of Palmetto Bay shall commit any and all funds which may be required to operate, maintain and provide programming at each park project upon its completion.

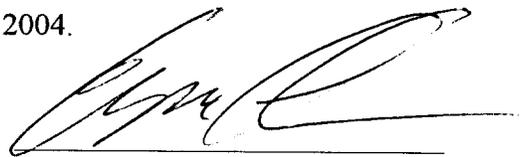
Section 5. No substitution in capital project funding by the Village of Palmetto Bay shall occur as a result of the grant for which the Village of Palmetto Bay is applying.

Section 6. This resolution shall take effect immediately upon approval.

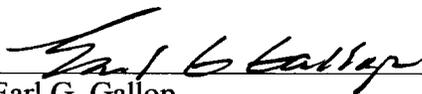
PASSED and ADOPTED this 2nd day of February, 2004.

Attest:


 Meighan Pier
 Village Clerk


 Eugene P. Flinn, Jr.
 Mayor

APPROVED AS TO FORM:



Earl G. Gallop,
Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Ed Feller	<u>YES</u>
Council Member Paul Neidhart	<u>YES</u>
Council Member John Breder	<u>YES</u>
Vice-Mayor Linda Robinson	<u>YES</u>
Mayor Eugene P. Flinn, Jr.	<u>YES</u>

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