

**RESOLUTION NO. 49-08-2023**

**A RESOLUTION AUTHORIZING AND DIRECTING THE EXECUTION OF A MODIFICATION TO THE AGREEMENT BETWEEN THE TOWN OF LAKE PARK AND PALM BEACH COUNTY TO REMOVE CERTAIN CONDITIONS ASSOCIATED WITH THE REIMBURSEMENT “REQUEST BY DATE” FOR THE WEST ILEX PARK PLAYGROUND EQUIPMENT REPLACEMENT PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Lake Park, Florida (“Town”) is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

**WHEREAS**, the Town wishes to update and replace the existing playground equipment at West Ilex Park (the Project); and

**WHEREAS**, the Town previously applied for and was awarded a grant from Palm Beach County (the County) from its Community Development Block Grant (CDBG) program in an amount of \$55,433.00 for such capital projects as determined by the Commission; and

**WHEREAS**, the Town and the County previously executed an agreement amendment to the grant agreement, whereby the Town requested and was given an extension to the “Award Construction Contract by” performance date of December 31, 2022 to March 31, 2023; and

**WHEREAS**, due to unforeseen delays in the availability of materials and equipment for the Project, there is a need to for a modification the Agreement to remove the “Submit 50 Percent Reimbursement Request by: July 15, 2023” performance date.

**WHEREAS**, the County and the Town have agreed to execute agreement Modification #1 removing the “Submit 50 Percent Reimbursement Request by: July 15, 2023” performance date.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AS FOLLOWS:**

**Section 1.** The foregoing recitals are incorporated herein.

**Section 2.** The Commission hereby authorizes and directs that a modification to the Agreement be executed on behalf of the Town to remove the “Submit 50

Percent Reimbursement Request by: July 15, 2023” performance date. A copy of the proposed amendment is attached hereto and incorporated herein as Exhibit A.

**Section 3.** This Resolution shall take effect immediately upon its execution.