

**RESOLUTION 2021 - 13**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AUTHORIZING THE VILLAGE OF EL PORTAL TO APPROVE AND ACCEPT THE TRANSFER OF CERTAIN FUNDS FROM THE PUBLIC BENEFITS TRUST FUND TO GENERAL REVENUE FOR LAWFUL PURPOSES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Village of El Portal adopted Ordinance 2021-03, on May 25, 2021, amending Ordinances 2019-06 and 2018-07; and

**WHEREAS**, the Village of El Portal has approved Ordinance 2021-03, the Development Agreement Fee Adjustment Amendment, as of the June 22, 2021 Village council meeting; and

**WHEREAS**, the proposed development set forth in the Development Agreement, will have substantial impact on the Village's provision of police services, and will otherwise impact other things like infrastructure needs; and

**WHEREAS**, the Village of El Portal has already received the first payment of funds under the Development Agreement, in the amount of \$366,666.67, which is being held in the Public Benefits Trust Fund.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, THAT:**

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

**Section 2.** The transfer from the Public Benefits Trust Fund of a total amount of \$350,000 for use by the Village for other lawful purposes beyond those originally contemplated before the various amendments is hereby approved; also, to ensure that not only does it have to comply with the law and have an impact, but it is also subject as to specific approval of the Village Council.

**Section 3.** The amount of \$150,000 is to be transferred immediately to general revenue from the Public Benefits Trust Fund, to be used for the purchase of police


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vehicles, and also for infrastructure improvements as may be necessary in relation to the new development.

**Section 4.** The other payments making up the rest of the total of \$350,000 to be transferred will be at a later date, and will also be done by resolution of the Town Council.

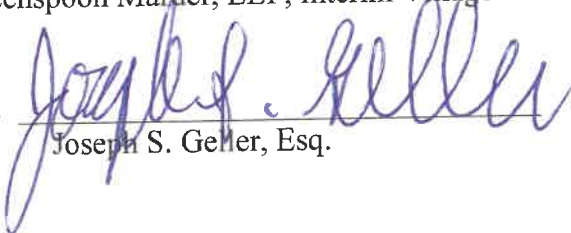
**Section 5.** This resolution shall take effect immediately upon adoption.

**PASSED AND ADOPTED** by the Village Council of the Village of El Portal Florida, this 22 day of June, 2021.

  
Omar C. Nickerson, Mayor  
Village of El Portal

ATTEST:   
Yenise Jacobi, Village Clerk

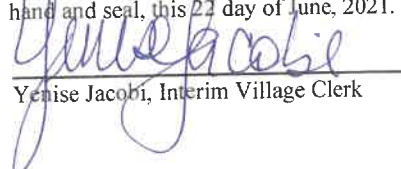
Approved as to form and legal sufficiency:  
Greenspoon Marder, LLP, Interim Village Attorneys

By:   
Joseph S. Geller, Esq.

Moved by: Councilperson Pirela  
Seconded by: Councilperson Lightfoot Ward

Councilperson Martin:  (Yes) \_\_\_ (No)  
Councilperson Ward:  (Yes) \_\_\_ (No)  
Councilperson Pirela:  (Yes) \_\_\_ (No)  
Councilperson Urbom:  (Yes) \_\_\_ (No)  
Mayor Nickerson:  (Yes) \_\_\_ (No)

I, Yenise Jacobi, Interim Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Resolution No.: 2021-13 adopted on this 22-day June, 2021, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida. Given under my hand and seal, this 22 day of June, 2021.

  
Yenise Jacobi, Interim Village Clerk