

RESOLUTION NO. R16-____

A RESOLUTION OF THE CITY OF BOYNTON BEACH, FLORIDA, APPROVING AN INCREASE IN THE AMOUNT OF \$129,043 TO THE REIMBURSEMENT TO SKYE AT BOYNTON BEACH, LLC, FOR UPSIZING UTILITY LINES AND INSTALLING NEW UTILITY LINES FOR THE 500 OCEAN PROJECT PER THE EXECUTED DEVELOPER’S AGREEMENT FOR A TOTAL REIMBURSEMENT OF \$444,419; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 5, 2015, via Resolution R15-047, the City Commission approved a Developer’s Agreement between the City of Boynton Beach and SKYE at Boynton Beach, LLC. (SKYE) for the 500 Ocean project; and

WHEREAS, as part of the Agreement, the City agreed to reimburse SKYE for upsizing certain utility lines and installing new utility lines that are adjacent to the property and were requested by the City but were not required to provide service to the project; and

WHEREAS, the City’s share of the costs increased based upon changes during construction that were required due to unforeseen conditions and a change to the scope of work for upsizing and existing 6-inch water main to an 8-inch main along Federal Highway; and

WHEREAS, upon recommendation of staff, the City Commission of the City of Boynton Beach Florida deems it to be in the best interest of the citizens of the City of Boynton Beach to approve an increase of \$129,043 to the reimbursement to SKYE at Boynton Beach, LLC., for upsizing utility lines and installing new utility lines for the 500 Ocean project per the executed Developer’s Agreement for a total reimbursement of \$444,419.

29 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF**
30 **THE CITY OF BOYNTON BEACH, FLORIDA, THAT:**

31 Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed
32 as being true and correct and are hereby made a specific part of this Resolution upon
33 adoption.

34 Section 2. The City Commission of the City of Boynton Beach, Florida, hereby
35 approves an increase of \$129,043 to the reimbursement to SKYE at Boynton Beach, LLC.,
36 for upsizing utility lines and installing new utility lines for the 500 Ocean project per the
37 executed Developer's Agreement for a total reimbursement of \$444,419.

38 Section 3. That this Resolution shall become effective immediately.

39 **PASSED AND ADOPTED** this ____ day of _____, 2015.

40	CITY OF BOYNTON BEACH, FLORIDA	YES	NO
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43	Mayor – Steven B. Grant	_____	_____
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45	Vice Mayor – Mack McCray	_____	_____
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47	Commissioner – Justin Katz	_____	_____
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49	Commissioner – Christina L. Romelus	_____	_____
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51	Commissioner – Joe Casello	_____	_____
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54 ATTEST:
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58 _____
59 Judith A. Pyle, CMC
60 Interim City Clerk
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62 (Corporate Seal)