

RESOLUTION NO. 56-23

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING ITS BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022; BY PROVIDING FOR FUNDING FOR BUS SHELTER MAINTENANCE AND INSTALLATION AS IDENTIFIED IN EXHIBIT A; REPEALING ALL RESOLUTIONS INCONSISTENT HERewith; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Resolution No. 157-22, the City Commission of the City of Delray Beach, Florida, has adopted a budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023; and

WHEREAS, on August 20, 2013, the City Commission approved an amendment to Land Development Regulations (LDR) Section 2.4.3 "Submission Requirements ", Subsection (D) "Preliminary Engineering Plans" and Subsection (F) "Final Engineering Plans" to provide for bus shelters; enacting a new section 6.1.14 "Transit" to provide criteria associated with transit stops; and

WHEREAS, it has been determined that an amendment needs to be made to the previously adopted Fiscal Year 2022/2023 General Construction Budget to provide for bus shelters and maintenance; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission hereby amends its fiscal year 2022/2023 Budget as provided in Exhibit "A", attached hereto.

Section 3. Should any section, sentence, clause, part, or provision of this Resolution be declared invalid or unenforceable, by a court of competent jurisdiction, the same shall not affect the validity of this Resolution as a whole, or any part hereof other than the part declared to be invalid. Said provision declared to be invalid shall be deemed severed from the remaining provision of the Resolution.

Section 4. Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This Resolution shall become effective immediately upon passage.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2023.

ATTEST:

Katerri Johnson, City Clerk

Shelly Petrolia, Mayor

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney