

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE RETURN OF \$59,785.26 AND TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY THROUGH THE STATE OF FLORIDA; RETURNING, AN ADDITIONAL \$53,893.16 TO THE STATE OF FLORIDA REGARDING AN UNINTENTIONAL DUPLICATION OF BENEFITS FOR A DISASTER RECOVERY GRANT FROM TROPICAL STORM ISAAC FOR THE RESTORATION OF SMATHERS BEACH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, during 2014, the City of Key West received \$323,358.96 from the Federal Emergency Management Agency (FEMA) - through the State of Florida - and an additional **\$53,893.16 from the State of Florida** for the restoration of Smathers Beach, which was severely eroded by the impact of Tropical Storm Isaac during August 2012 [Federal Project Worksheet #183 from federal disaster number 4084]; and

WHEREAS, an unintended duplication of benefits occurred when during 2013 the City received a grant from the Monroe County Tourist Development Council for the same purpose, amounting to a benefit duplication of \$59,785.26 for the Federal portion of disaster recovery grant (Isaac); and

WHEREAS, as part of the federal disaster recovery grant, the State agreed to fund 12.5% of the eligible portion, amounting to \$53,893.16; and

WHEREAS, the State funding portion was approved and was in the process of being remitted to the city when City staff discovered the duplication. State employees agreed that duplicate funding would be an error, and expressed an intent to stop issuance of payment if possible; and

WHEREAS, in the event payment of the State's funding share of the duplicate benefits is issued to the City in error, City staff recommends return of said payment to the State; and

WHEREAS, subsequently during September 2014 the State payment of \$53,893.16 was received,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: The return of \$59,785.26 in funding previously provided to the City by FEMA through the State of Florida for Smathers Beach restoration as described on Federal Project Worksheet #183, is hereby authorized, due to a duplication of local funding received for the project.

Section 2: The return of State matching funds for this FEMA project in the amount of \$53,893.16, is hereby authorized.

Passed and adopted by the City Commission at a meeting held  
this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

Authenticated by the presiding officer and Clerk of the  
Commission on \_\_\_\_\_, 2013.

Filed with the Clerk \_\_\_\_\_, 2014.

Mayor Craig Cates	_____
Vice Mayor Mark Rossi	_____
Commissioner Teri Johnston	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____
Commissioner Tony Yaniz	_____

\_\_\_\_\_  
CRAIG CATES, MAYOR

ATTEST:

\_\_\_\_\_  
CHERYL SMITH, CITY CLERK