

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, ADOPTING THE 2010 UPDATE OF THE MONROE COUNTY AND INCORPORATED MUNICIPALITIES LOCAL MITIGATION STRATEGY (LMS) AS REQUIRED BY STATE AND FEDERAL REGULATIONS TO QUALIFY FOR CERTAIN MITIGATION GRANT FUNDING; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Monroe County and incorporated municipalities in Monroe County adopted a Local Mitigation Strategy (LMS) in 1999 and revised it in 2005; and

WHEREAS, Key West, Monroe County, and other municipalities in Monroe County have experienced hurricanes and other natural hazard events that pose risks to public health and safety and that may cause serious property damage; and

WHEREAS, the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended by the Disaster Mitigation Act of 2000, requires local jurisdictions to adopt a mitigation plan in order to be eligible for post-disaster and pre-disaster grants to implement certain mitigation projects; and

WHEREAS, the National Flood Insurance Reform Act of 1994 and the Flood Insurance Reform Act of 2004 require local jurisdictions to adopt a mitigation plan in order to be eligible for grants to implement certain flood mitigation projects; and

WHEREAS, pursuant to Florida Administrative Code Section 9G-22, the County must have a formal LMS Working Group and the LMS

Working Group must review and update the LMS every five years in order to maintain eligibility for mitigation grant programs; and

WHEREAS, the LMS Working Group composed of representatives of Monroe County, the cities of Key West, Key Colony Beach, Layton, Islamorada and Marathon, and a number of nonprofit organizations have reviewed and updated the LMS; and

WHEREAS, the 2010 LMS Update identifies mitigation initiatives that will improve the process used to identify and manage mitigation measures intended to minimize and reduce safety threats and damage to private and public property; and

WHEREAS, the draft 2010 LMS Update was made available to the public, and a public meeting was held on August 16, 2010, to solicit questions and comments and to present the LMS; and

WHEREAS, the draft 2010 LMS Update has been submitted to the Florida Division of Emergency Management and FEMA for final review, and final approval by FEMA will be withheld until the LMS is adopted.

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

Section 1: That the 2010 LMS Update is adopted as an official plan of Key West, Monroe County, Florida.

Section 2: That the Office of Emergency Management is authorized to report to the City Commission when final State and FEMA comments are received and to report whether such comments require significant modification and the proposed changes that staff recommends be incorporated into the 2010 LMS Update to address those comments.

Section 3: That any initiative identified in the LMS shall be subject to, and contingent upon, budget approval, if required, which shall be at the discretion of the City Commission, and this resolution shall not be interpreted so as to mandate any such appropriations.

Section 4: That the Office of Emergency Management is hereby authorized to coordinate with appropriate County and City of Key West departments and to perform the annual report requirements set forth in the Florida Administrative Code Chapter 9G-22.

Section 5: That the City Clerk is hereby authorized to transmit certified copies of this Resolution to the Board of County Commissioners of Monroe County, the Florida Division of Emergency Management, the Federal Emergency Management Agency, and the mayors of all municipalities within Monroe County.

Section 6: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this _____ day of _____, 2011.

Authenticated by the presiding officer and Clerk of the Commission on _____, 2011.

Filed with the Clerk _____, 2011.

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK