

RESOLUTION NO. 22-211

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FEDERALLY FUNDED COMMUNITY DEVELOPMENT BLOCK GRANT MITIGATION PROGRAM SUBRECIPIENT AGREEMENT" (CDBG-MIT) NUMBER MT050 FOR THE FOGARTY AND 3<sup>RD</sup> PUMP ASSIST INJECTION WELL PROJECT, IN A TOTAL AMOUNT UP TO \$6,336,165.00/\$1,206,900.00 CITY MATCH (\$7,543,065 TOTAL ESTIMATED PROJECT COST); AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT, AND TO APPROVE AND EXECUTE ANY SUBSEQUENT AMENDMENTS THAT MAY ADJUST THE GRANT FUNDING ALLOCATIONS TO THE CITY OR MODIFY THE PROJECT SCOPE, UPON CONSENT OF THE CITY ATTORNEY; AUTHORIZING ANY NECESSARY BUDGET ADJUSTMENTS OR TRANSFERS TO ACCEPT THE FUNDING; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, in Resolution 18-205, the City Commission authorized applications for FEMA Hazard Mitigation Grant Program (HMGP) and Community Development Block Grant (CDBG) funds for certain essential City infrastructure projects, including the Fogarty and 3<sup>rd</sup> Pump Assist Injection Well project; and

WHEREAS, the Florida Department of Economic Opportunity (DEO) is administering CDBG-MIT funds, which are federally awarded by the United States Department of Housing and Urban Development (HUD), to support long-term mitigation efforts following declared disasters in 2016 and 2017 through HUD's Community Development Block Grant (CDBG) Disaster Recovery Program; and

WHEREAS, the City of Key West was awarded funds for the design and construction of a pump assist injection well to address flooding in a low-lying area of approximately 113 acres, which will protect residential and business/commercial properties in a high-density residential neighborhood between North Roosevelt, First Street and Flagler Avenue; and

WHEREAS, Agreement No. MT050 CDBG-MIT funds will partially cover up to \$6,336,165.00 of design and construction costs, with an anticipated City match of up to \$1,206,900.00; and

WHEREAS, local legislative approval is necessary to allow City staff to accept such funding; and

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

Section 1: That the attached "State of Florida Department of Economic Opportunity Federally Funded Community Development Block Grant Mitigation Program (CDBG-MIT) Subrecipient Agreement" Number MT050 for the Fogarty and 3<sup>rd</sup> Pump Assist Injection Well Project is hereby approved in an amount of up to \$6,336,165.00, plus City matching funds of up to \$1,206,900.00.

Section 2: That the Mayor is authorized to execute the Agreement and related documents, and any subsequent amendments that may adjust funding or the project scope, upon the advice and consent of the City Attorney.

Section 3: That necessary budget transfers or adjustments to accept the grant funding are hereby authorized. This project is budgeted to a maximum reimbursement amount of \$6,336,165.00 in grant revenue to account 402-0000-331-3600 (Stormwater Utility/Revenue/Stormwater Grant), and expense account 402-3802-538-6500 (Stormwater Utility/Construction/Construction in Progress), Project ST38022201 - Fogarty and 3<sup>rd</sup> Pump Assist Injection Well Project.

Section 4: 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 20th day of September, 2022.

Authenticated by the Presiding Officer and Clerk of the  
Commission on 21st day of September, 2022.

Filed with the Clerk on September 21, 2022.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Gregory Davila	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Yes</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

  
TERI JOHNSTON, MAYOR

ATTEST:

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CHERYL SMITH, CITY CLERK