

RESOLUTION NO. 22-08-86

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ACCEPTING THE GRANT AWARD THROUGH THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) GRANT AGREEMENT FOR GREEN TURTLE HAMMOCK IMPROVEMENTS; APPROVING THE GRANT AGREEMENT BETWEEN STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE REIMBURSEMENT FUNDING FOR THE PROJECT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Florida Communities Trust ("FCT") acquired the Green Turtle Hammock ("GTH") property to assist Islamorada, Village of Islands (the "Village") in protecting important natural resources and providing recreational opportunities in the form of parks, open space, and greenways for our community; and

WHEREAS, the Village has been completing physical improvements to the GTH property as required per the agreed upon management plan with FCT; and

WHEREAS, the remaining physical improvements at GTH include the components adjacent to Florida Bay: an ADA-compliant kayak launch, an ADA-compliant dock, improved access from the upland area to the waterfront, a waterfront pavilion/observation tower, a restroom, and an improved parking area; and

WHEREAS, in October 2021, the Village applied to the State of Florida Department of Environmental Protection ("FDEP") for \$200,000.00 grant funding through the Florida Recreation Development Assistance Program ("FRDAP"); and

WHEREAS, through selection by the Florida Legislature and approval by the Governor, the Village was awarded \$200,000.00 on July 1, 2022 toward the costs of the Waterfront Observation Platform at GTH; and

WHEREAS, the Grant Agreement Number A3038 (the "Agreement"), requires execution by the Village Manager and transmittal to the FDEP by September 10, 2022, prior to execution by the FDEP; and

WHEREAS, the Village Council wishes to approve the Agreement attached hereto as Exhibit "1"; and

WHEREAS, the Village Council finds that acceptance of the grant and approval of the Agreement is in the best interest of the Village and its residents.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The above recitals are true and correct and incorporated into this Resolution by this Reference.

Section 2. **Acceptance of Grant and Approval of Agreement.** The Village Council hereby accepts the grant award from the FDEP and approves the Agreement between the FDEP and the Village for reimbursement of costs for the Project, attached hereto as Exhibit "1", together with such non-material changes as may be acceptable to the Village Manager and approved as to form and legality by the Village Attorney.

Section 3. **Execution of Agreement.** The Village Manager is authorized to execute the Agreement on behalf of the Village, to execute any other required agreements and/or documents to implement the terms and conditions of the Agreement and to execute any extensions and/or amendments to the Agreement, subject to the approval as to form and legality by the Village Attorney.

Section 4. **Authorization of Village Officials.** The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

Section 5. Authorization of Funds Expenditure. Notwithstanding the limitations imposed upon the Village Manager pursuant to the Village's Purchasing Procedures Ordinance, the Village Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement.

Section 6. Effective Date. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 25 **DAY OF** August, 2022.

Motion to adopt by David Webb, seconded by Mark Gregg.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Pete Bacheler	<u>Absent</u>
Vice Mayor Henry Rosenthal	<u>Yes</u>
Councilman Mark Gregg	<u>Yes</u>
Councilman Joseph B. Pinder III	<u>Yes</u>
Councilman David Webb	<u>Yes</u>



PETE BACHELER, MAYOR

ATTEST:



MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS:



JOHN J. QUICK, INTERIM VILLAGE ATTORNEY

