RESOLUTION NO. 17-02-07

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA
ACCEPTING THE GRANT AWARD FROM THE MONROE COUNTY TOURIST DEVELOPMENT COUNCIL FOR THE ANNE’S BEACH BOARDWALK REPLACEMENT REPAIRS PHASE I PROJECT; APPROVING THE AGREEMENT BETWEEN MONROE COUNTY, FLORIDA AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE REIMBURSEMENT FUNDING FOR THE ANNE’S BEACH BOARDWALK REPLACEMENT REPAIRS PHASE I PROJECT FROM THE MONROE COUNTY TOURIST DEVELOPMENT COUNCIL DURING FISCAL YEAR 2016-2017; 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 FOR AN EFFECTIVE DATE

WHEREAS, the boardwalk at Anne’s Beach, located on Lower Matecumbe Key within Islamorada, Village of Islands (the “Village”), has deteriorated over the years due to weather-related disturbances and environmental conditions and Village Staff has determined it needs to be replaced; and

WHEREAS, in November 2016, the Village applied to the Monroe County Tourist Development Council (the “TDC”) for FY 2017 Capital Project funding of the Anne’s Beach Boardwalk Replacement Repairs Phase I Project (the “Project”), including plans for the design of the boardwalk, demolition and removal of existing boardwalk, construction of approximately 600 linear feet of new boardwalk and construction engineering inspection services; and
WHEREAS, on January 10, 2017, the Village received notification by the TDC of funding allocation for up to fifty percent (50%) of the Project costs, in an amount not to exceed Three Hundred Thousand Dollars ($300,000.00); and

WHEREAS, the Grant Award Agreement, Contract ID# 1865, (the “Agreement”) attached as Exhibit “A”, requires the Village Council of Islamorada, Village of Islands (the “Village Council”) approval prior to execution by the Monroe County Board of County Commissioners; 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 reference.

Section 2. Acceptance of Grant and Approval of Agreement. The Village Council of Islamorada, Village of Islands hereby accepts the grant award from the TDC and approves the Agreement, attached hereto as Exhibit “A”, between Monroe County and the Village for the reimbursement of costs for the Anne’s Beach Boardwalk Replacement Repairs Phase I Project, 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 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. Approval of Grant Cost Share. The Village Council approves the cost share commitment of fifty percent (50%) of the $600,000.00 estimated total project cost, in an amount not to exceed $300,000.00.

Section 7. Effective Date. This Resolution shall take effect immediately upon adoption.

Motion to adopt by Councilwoman Deb Gillis, second by Councilwoman Cheryl Meads.

FINAL VOTE AT ADOPTION
VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA:

Mayor Jim Mooney YES
Vice Mayor Chris Sante YES
Councilman Mike Forster YES
Councilwoman Deb Gillis YES
Councilwoman Cheryl Meads YES

PASSED AND ADOPTED this 16th day of February, 2017.

CHRIS SANTE, VICE MAYOR
ATTEST:

KELLY TOOTH, VILLAGE CLERK

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

ROGET V. BRYAN, VILLAGE ATTORNEY