RESOLUTION 12-02-12

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, REQUESTING THE FLORIDA LEGISLATURE BOND AN ADDITIONAL FIFTY MILLION DOLLARS ($50,000,000.00) OF SAVE OUR EVERGLADES TRUST FUND MONIES TO BE APPROPRIATED THIS FISCAL YEAR TOWARD THE FLORIDA KEYS AREA OF CRITICAL STATE CONCERN PROTECTION PROGRAM TO RESTORE AND CONSERVE NATURAL SYSTEMS THROUGH THE IMPLEMENTATION OF WASTEWATER MANAGEMENT PROJECTS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, proposed Rule 28-19.310 of the Florida Administrative Code requires Islamorada, Village of Islands to draft a resolution to the Florida Legislature requesting the issuance of a portion of the $200 million of bonds authorized under Sec. 215.619, Florida Statutes, and an appropriation of sufficient debt service for those bonds, for the construction of wastewater projects within the Florida Keys; and

WHEREAS, the State of Florida House of Representatives Environment and Natural Resources Council unanimously passed House Bill 1135 at a regularly scheduled meeting on April 4, 2008 authorizing Two Hundred Million Dollars ($200,000,000) in additional bonding for complete implementation of the “Keys Wastewater Plan”; and

WHEREAS, the State of Florida House of Representatives Policy and Budget Council unanimously passed House Bill 1135 at a regularly scheduled meeting on April 21, 2008 authorizing Two Hundred Million Dollars ($200,000,000) in additional bonding for complete implementation of the “Keys Wastewater Plan”; and

WHEREAS, the State of Florida Senate Committee on Environmental Preservation and Conservation unanimously passed Senate Bill 1552 at a regularly scheduled meeting on March 13, 2008 authorizing Two Hundred Million Dollars ($200,000,000.00) in additional bonding for complete implementation of the “Keys Wastewater Plan”; and

WHEREAS, the State of Florida Senate Committee on Finance and Tax unanimously passed Senate Bill 1552 at a regularly scheduled meeting on April 22, 2008 authorizing Two Hundred Million Dollars ($200,000,000.00) in additional bonding for complete implementation of the “Keys Wastewater Plan”; and
WHEREAS, the State of Florida Senate unanimously passed Senate Bill 1552 on April 30, 2008 authorizing Two Hundred Million Dollars ($200,000,000.00) in additional bonding for complete implementation of the “Keys Wastewater Plan”; and

WHEREAS, Ch. 2010-205, Laws of Florida, incorporating and updating Ch. 99-395, Laws of Florida, mandates the upgrade of all wastewater systems within the Florida Keys to advanced wastewater treatment standards or best available technology by December 31, 2015, without regard to funding assistance; and

WHEREAS, Monroe County and the Florida Keys are one of four Areas of Critical State Concern remaining from the five originally designated by the Florida legislature in 1975; and

WHEREAS, Islamorada, Village of Islands is located in Monroe County and the Florida Keys; and

WHEREAS, the estimated cost for complete implementation of the “Keys Wastewater Plan” is Nine Hundred Thirty-Seventy Million Dollars ($937,000,000.00) with Six Hundred One Million Dollars ($601,000,000.00) currently funded leaving an unfunded amount of Three Hundred Thirty-Six Million Dollars ($336,000,000.00); and

WHEREAS, proposed Rule 28-19.310 of the Florida Administrative Code requires implementation of the “Keys Wastewater Plan” to achieve interim progress each year as determined by the State of Florida Administration Commission; and

WHEREAS, the bond funds are necessary to fund Keys wastewater management and disposal systems and achieve the interim progress required each year.

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 are incorporated herein by this reference.

Section 2. Request for authorization of bonds. The Village Council of Islamorada, Village of Islands requests that the Legislature of the State of Florida honor the authorization of a portion of the $200 million this fiscal year to be bonded through secured monies in the Save Our Everglades Trust Fund toward funding the Florida Keys Area of Critical State Concern protection program to restore and conserve natural systems through the
implementation of wastewater management projects identified in the “Keys Wastewater Plan” dated November 2007 and submitted to the Florida House of Representatives on December 4, 2007.

**Section 3. Directing Transmittal.** Upon adoption, the Village Clerk is hereby directed to transmit a copy of this resolution to the Speaker of the Florida House of Representatives, the President of the Florida Senate and the Florida Department of Economic Opportunity.

**Section 4. Effective Date.** This resolution shall become effective immediately upon its adoption.

Motion to adopt by Vice Mayor Philipson, seconded by Councilman Achenberg.

**FINAL VOTE AT ADOPTION**

**VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Michael Reckwerdt
Vice Mayor Ken Philipson
Councilman Don Achenberg
Councilman Ted Blackburn
Councilman Dave Purdo

**PASSED AND ADOPTED ON THIS 23rd DAY OF FEBRUARY, 2012.**

KEN PHILIPSON, VICE MAYOR

**ATTEST:**

VILLAGE CLERK

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

VILLAGE ATTORNEY