RESOLUTION NO. 13-11-85

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA; APPROVING THE TOP TEN (10) DEMONSTRATION CANAL PROJECTS IN RANK ORDER BY TECHNOLOGY GROUP AS RECOMMENDED BY THE FKNMS WATER QUALITY PROTECTION PROGRAM CANAL RESTORATION ADVISORY SUBCOMMITTEE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Islamorada, Village of Islands (the “Village”) is a part of the unique resources within Monroe County, Florida; and

WHEREAS, the Village is located within the Florida Keys Area of Critical State Concern as established pursuant to Chapter 380, Florida Statutes; and

WHEREAS, the quality of the Village’s near shore waters is critical to the continued protection of environmentally sensitive aquatic and marine resources; and

WHEREAS, the quality of the Village’s near shore waters is critical to the Village’s economic sustainability; and

WHEREAS, the Monroe County Canal Management Master Plan (CMMP) was completed and approved on September 27, 2013; and

WHEREAS, the CMMP provides for prioritizing the need for water quality improvements within residential canals; and

WHEREAS, the CMMP includes residential canals located within the Village; and

WHEREAS, the purpose of the Florida Keys National Marine Sanctuary (FKNMS) Water Quality Protection Program (WQPP) Canal Restoration Advisory Subcommittee is to advise on canal restoration technologies and policies needed to address water quality issues in canals; and
WHEREAS, WQPP Subcommittee recommended criteria for selection of the various demonstration canal projects based on scientific criteria; and

WHEREAS, the WQPP Subcommittee has recommended that multiple technologies may be considered on a canal to ensure complete restoration; and

WHEREAS, the five technologies utilized in demonstration projects for canal restoration currently include canal backfilling, organic removal, pumping, weed gate installation and culvert installation; and

WHEREAS, the WQPP Subcommittee has recommended approval of the top ten (10) ranked canals located within the Village categorized by technology group and in rank order within each group; and

WHEREAS, the Village Council desires to accept the WQPP Subcommittee recommendations concerning the top ten (10) ranked canals and demonstration projects located within the Village; and

WHEREAS, community interest and support are vital to implementing water quality restoration technologies within residential canals; and

WHEREAS, canal restoration demonstration projects will require the installation of equipment and/or structures; and

WHEREAS, the successful implementation of canal restoration demonstration projects shall require the consent and agreement with property owners adjacent to residential canals for the continued operation and maintenance; and

WHEREAS, State, Federal and/or other funding sources are anticipated to be obtained in order to assist in ongoing canal restoration projects; and
WHEREAS, time constraints may be imposed in order to obtain timely consent and agreement with property owners adjacent to residential canals for the successful implementation of canal restoration demonstration projects within the Village; and

WHEREAS, the Village Council finds that the adoption of this Resolution is in the best interest of the Village and complies with all applicable laws, as well as promotes the general health, safety, and welfare of the Village residents.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF 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. Approval of Highest Priority Canals/Ranking. The FKNMS WQPP Canal Restoration Advisory Subcommittee recommended rankings for the top ten (10) canals located within the Village, for each of the five technologies: canal backfilling, organic removal, pumping, weed gate installation and culvert installation, attached as Exhibit A, is hereby approved.

Section 3. Approval to Select in Order of Ranking. The Village Manager and/or his designee are authorized to move to a lower ranked canal under a category if that canal has received a higher rating in another category and if recommended by the WQPP Canal Restoration Advisory Subcommittee.

Section 4. Authorization of Village Officials; Execution of Documents Related to Property Owner Consent and Agreement. The Village Manager and/or his designee and the Village Attorney are authorized to take any action necessary to implement the ranked canal restoration demonstration projects as provided herein, and to prepare, execute and submit any
Section 5. Authorization of Fund 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 ranked and approved canal restoration demonstration projects as provided herein.

Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 14th day of November, 2013.

FINAL VOTE AT ADOPTION

Mayor Ted Blackburn YES
Vice Mayor Deb Gillis YES
Councilman Mike Forster YES
Councilman Ken Philipson YES
Councilman Dave Purdo YES

TED BLACKBURN, MAYOR

ATTEST:

ARIANA S. LAWSON, VILLAGE CLERK

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

VILLAGE ATTORNEY