

RESOLUTION NO. 13-47

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER, ON BEHALF OF THE CITY, TO APPLY FOR A GRANT FROM THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM IN THE AMOUNT OF \$258,898 FOR DREDGING THE INTRACOASTAL WATERWAY IN THE VICINITY OF LAS OLAS MARINA AND THE FORT LAUDERDALE AQUATICS CENTER; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY OR INCIDENTAL TO THE APPLICATION FOR THE GRANT, GRANT AGREEMENT, GRANT ACCEPTANCE, RECEIPT AND DISBURSEMENT OF GRANT FUNDS PURSUANT THERETO.

WHEREAS, the City of Fort Lauderdale is interested in carrying out the following described Project for the enjoyment of the citizenry of Fort Lauderdale, Broward County and the State of Florida:

Project Title: Las Olas Marina & Aquatics Complex Dredging Project - Phase I(A)

Total Estimated Cost: \$466,689.00

Brief Description of Project: Dredge the entire Las Olas Marina basin.

WHEREAS, Florida Inland Navigation District financial assistance is required for the program mentioned above;

WHEREAS, grant funding in the amount of \$258,898 is available from the Florida Inland Navigation District ("FIND") – Waterways Assistance Program for dredging and construction costs relative dredging of the Intracoastal Waterway ("ICW") in the vicinity of the City's Las Olas Marina and the Fort Lauderdale Aquatics Complex; and

WHEREAS, the Grant criteria requires that 45% of the costs be reimbursed to the applicant; and

WHEREAS, the City Manager is hereby authorized to apply for a FIND grant in the amount of 55% of the actual costs of the project on behalf of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the proper City officials are hereby authorized to apply for a grant from the Florida Inland Navigation District ("FIND"), together with any and all instruments for documents necessary or incidental to the implementation thereof.

SECTION 2. The City Commission certifies the following in conjunction with the Grant Application and application for extension of time:

- A. That it will accept the terms and conditions set forth in FIND Rule 66B-2, F.A.C. which will be a part of the Project Agreement for any assistance awarded under the Application.
- B. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto, unless prior approval for any change has been received from FIND.
- C. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of the City for public use.
- D. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, P.L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.
- E. That it will maintain adequate financial records on the proposed project to substantiated claims for reimbursement.
- F. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with request for the final 10% of the funding agreed to by FIND.

SECTION 3. That the Office of the City Attorney shall review and approve as to form all documents prior to their execution by the proper City officials.

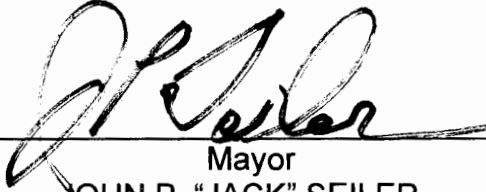
SECTION 4. That if any clause, section or other part of this Resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby, but shall remain in full force and effect.

SECTION 5. That any and all resolutions or parts of thereof, in conflict herewith, are hereby repealed.

SECTION 6. That the Office of the City Attorney shall review and approve as to form all documents prior to their execution by the proper City officials.

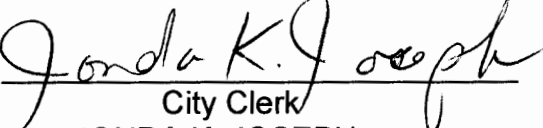
SECTION 7. That this Resolution shall be in full force and effect upon and after its final passage.

ADOPTED this the 19th day of March, 2013.



Mayor
JOHN P. "JACK" SEILER

ATTEST:



City Clerk
JONDA K. JOSEPH

L:\COMM2013\Resos\March 19\13-47.doc