

RESOLUTION NO. 16-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING ACCEPTANCE OF GRANT FUNDS NOT TO EXCEED TWO HUNDRED SIX THOUSAND FIVE HUNDRED FORTY THREE AND NO/100 DOLLARS (\$206,543.00) FROM THE FLORIDA INLAND NAVIGATION DISTRICT (FIND) 2015-2016 WATERWAYS ASSISTANCE PROGRAM FOR THE DREDGING IMPROVEMENTS TO THE BAHIA MAR YACHTING CENTER AND DELEGATING AUTHORITY TO THE CITY MANAGER TO EXECUTE THE FLORIDA INLAND NAVIGATION DISTRICT PROJECT AGREEMENT AND ANY AND ALL DOCUMENTS NECESSARY OR INCIDENTAL THERETO.

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WHEREAS, pursuant to Resolution 15-29, the City approved an application for Grant Funds for the following project:

Project Title: Bahia Mar Yachting Center Dredging Project

Brief Description of Project: Dredging the waterway adjacent to the Bahia Mar Yachting Center; and

WHEREAS, Florida Inland Navigation District financial assistance is required for the Project referenced above; and

WHEREAS, FIND has approved a grant award under the Waterways Assistance Program in the amount of \$206,543.00 and requires execution of the Project Agreement; and

WHEREAS, Section 4.01(b) of the City Charter of the City of Fort Lauderdale requires that the Mayor, City Manager, City Attorney and City Clerk execute all contracts, agreements or other instruments to which the City is a party and under which the City assumes any liability; and

WHEREAS, the City Charter further provides that the City Commission has the authority to delegate by resolution to another person the authority to execute these instruments;

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

SECTION 1. That the City Commission hereby approves the Project Agreement with the Florida Inland Navigation District Fiscal Year 2015 Waterways Assistance Program in the amount of \$206,543.00 relating to the above referenced Project and the City Manager of the City of Fort Lauderdale, Florida, is hereby delegated the authority to execute the Project Agreement and any and all necessary documents incidental thereto.

SECTION 2. The City Commission certifies the following in conjunction with the Project Agreement and any 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 amended application and that it will carry out the Project 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 for a minimum of twenty-five (25) years.

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 substantiate 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 30% of the funding required 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 City Manager.

SECTION 4. That this resolution shall be in full force and effect upon final passage.

ADOPTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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Mayor  
JOHN P. "JACK" SEILER

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI

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