

RESOLUTION 24-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE SOUTH FLORIDA WATER MANAGEMENT DISTRICT GRANT AGREEMENT AMENDMENT TWO FOR MCCARTY RANCH EXTENSION WATER QUALITY PROJECT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, City of Port St. Lucie (“City”) and the South Florida Water Management District (“SFWMD”) entered into grant agreements to provide financial assistance to the City to improve the water quality for McCarty Ranch Extension Water Quality Restoration – Areas 3, 4 and 6 (“Projects”), pursuant to Grant Agreement #4600004145, which states the terms and conditions upon which SFWMD funds will be provided and to set forth the manner in which the Projects will be undertaken and completed; and

WHEREAS, the Project scope for Grant Agreement 4600004145, attached hereto as Exhibit “A,” consists of amending the Grant Agreement for improvements to the water quality of the St. Lucie River Estuary and Indian River Lagoon by pumping excess water from the C-23 Canal into four impoundments known as McCarty Ranch Extension Areas 3, 4, and 6 (“Grant Agreement”); and

WHEREAS, the Grant Agreement was subsequently amended by Amendment 1, attached hereto as Exhibit “B”, which extended the period of performance and revised the payment and deliverable schedules; and

WHEREAS, the SFWMD and the City desire to enter into the Grant Agreement Amendment 2 in substantially the form attached hereto and incorporated herein by reference as Exhibit “C” which removes Area 6 and includes Area 5; and

WHEREAS, the City Council hereby determines that the parties may enter into these Grant Agreement Amendments as it serves a public purpose,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:

Section 1. Ratification of Recitals. The City Council hereby adopts and ratifies those matters set forth in the foregoing recitals.

Section 2. Authorization. The City Council of the City of Port St. Lucie, Florida hereby authorizes the City Manager to execute the Grant Agreement Amendment and any other documents related to the Project for improvements to water quality.

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Section 3. The City Clerk is hereby directed to send a certified copy of this Resolution to all other persons as directed by the City Manager or his designee.

Section 4. Conflict. If any Resolution, or parts of any Resolution, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 5. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is held to be illegal, invalid, or unconstitutional by a Court of competent jurisdiction, then the remainder of this Resolution shall remain in full force and effect and this Resolution shall nevertheless stand and be construed as if the illegal or invalid part or portion had not been included herein.

Section 6. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ____ day of _____ 2024.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

Richard Berrios
Interim City Attorney