

RESOLUTION 23-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (“FDEP”) GRANT AGREEMENT FOR THE DESIGN AND PERMITTING OF THE WATER STORAGE AND TREATMENT BASIN LOCATED AT MCCARTY RANCH WATER QUALITY RESTORATION AREA 7A; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Environmental Protection (“FDEP”) is willing to provide financial assistance to the City for its Water Quality Restoration Area 7A (“Project”) located at McCarty Ranch Extension, that state the terms and conditions upon which the funds will be provided and to set forth the manner in which the Project will be undertaken and completed; and

WHEREAS, the FDEP agrees to participate in the Project’s cost up to the maximum amount of \$416,875.00; and

WHEREAS, the FDEP and the City desire to enter into the Grant Agreement LPA0369 (“Grant Agreement”) in substantially the form attached hereto and incorporated herein by reference as Exhibit “A”; and

WHEREAS, the City Council hereby determines that the parties may enter into the Agreement 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 and any other documents related to this Project.

Section 3. The City Clerk is hereby directed to send a certified copy of this Resolution to Florida Department of Environmental Protection at 3900 Commonwealth Boulevard, MS 3570, Tallahassee, FL 32399-3000 and all other persons as directed by the City Council.

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

RESOLUTION 23-R__

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 _____ 2023.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney