RESOLUTION NO. R-2013-32

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION, AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA INLAND NAVIGATION DISTRICT, TO SECURE A WATERWAYS ASSISTANCE PROGRAM GRANT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, the City of North Miami ("City") is desirous of applying for and securing a Waterways Assistance Program Grant from the Florida Inland Navigation District ("FIND"); and

WHEREAS, the City is requesting a grant in the amount of Three Hundred Thousand Dollars ($300,000.00) with a required match from the City in the amount of Three Hundred Thousand Dollars ($300,000.00) for a total project cost of Six Hundred Thousand Dollars ($600,000.00); and

WHEREAS, funds will be used toward the restoration of the North Miami Bayshore William Lehman Park Fishing and Viewing Pier; and

WHEREAS, the Mayor and City Council wish to authorize the submittal of a grant application as well as to fully authorize the negotiation and execution of an agreement for grant funds between the City and the Florida Inland Navigation District.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. **Submittal of Application.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the submittal of the City of North Miami's application for a Waterways Assistance Program Grant.

Section 2. **Authority to City Manager and City Attorney.** The City Manager and City Attorney are hereby authorized to negotiate and execute an agreement between the City of North Miami, Florida and the Florida Inland Navigation District to obtain grant funds.

Section 3. **Certification.** The Mayor and City Council hereby certify that:

1. The City will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
2. The City 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 the District.
3. The City 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 of North Miami for public use.
4. The City 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 the 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.
5. The City will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.
6. The City will make available, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding.

Section 3. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 26 day of March, 2013.

ANDRE D. PIERRE, ESQ.
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Councilman Galvin

Seconded by: Vice Mayor Steril

Vote:

Mayor Andre D. Pierre, Esq.	x (Yes)	____ (No)
Vice Mayor Marie Erlande Steril	x (Yes)	____ (No)
Councilperson Michael R. Blynn, Esq.	x (Yes)	____ (No)
Councilperson Scott Galvin	x (Yes)	____ (No)
Councilperson Jean R. Marcellus	x (Yes)	____ (No)