

RESOLUTION NO. 2023 – 4094

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, APPROVING A FIRST AMENDMENT TO STATE-FUNDED GRANT AGREEMENT NO. LPA0336 WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) RELATING TO THE HOOK SQUARE PUMP HOUSE REPLACEMENT PROJECT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Miami Springs (the “City”) was awarded a Statewide Surface Restoration and Wastewater Projects State Appropriation (the “Grant”) in the amount of \$750,000 by the Florida Department of Environmental Protection (“FDEP”) for the Hook Square Pump House Replacement Project (the “Project”); and

WHEREAS, on November 14, 2022, the City Council adopted Resolution No. 2022-4050, accepting the Grant from FDEP in the amount of \$750,000 and authorizing the City Manager to enter into State-Funded Grant Agreement No. LPA0336 (the “Agreement”) with FDEP for the Grant; and

WHEREAS, due to delays in lead times and supply chain issues, FDEP has proposed a First Amendment (the “Amendment”) to the Agreement in substantially the form attached hereto as Exhibit “A” to extend the term of the Agreement, modify the Grant Work Plan, and permit the City to directly purchase the equipment necessary for the Project using Grant funds; and

WHEREAS, the City Council desires to approve the Amendment to the Agreement and authorize the City Manager to execute the Amendment in substantially the form attached hereto as Exhibit “A”; and

WHEREAS, the City Council finds that this Resolution is in the best interest and welfare of the residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. That the above recitals are confirmed, adopted, and incorporated herein and made a part hereof by reference.

Section 2. Approval. That the City Council hereby approves the Amendment to the Agreement with FDEP.

Section 3. Authorization. That the City Council hereby authorizes the City Manager to execute the Amendment to the Agreement in substantially the form attached hereto as Exhibit "A," and any required or related agreements, amendments, or documents which are required to implement the purposes of this Resolution and the Amendment, subject to approval by the City Attorney as to form, content, and legal sufficiency.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Councilman Fajet who moved its adoption. The motion was seconded by Councilwoman Bravo and upon being put to a vote, the vote was as follows:

Vice Mayor Jorge Santin	<u>YES</u>
Councilmember Jacky Bravo	<u>YES</u>
Councilmember Dr. Victor Vazquez, Ph.D.	<u>YES</u>
Councilmember Dr. Walter Fajet, Ph.D.	<u>YES</u>
Mayor Maria Puente Mitchell	<u>YES</u>

PASSED AND ADOPTED this 22nd day of May, 2023.



MARIA PUENTE MITCHELL
MAYOR

ATTEST:



ERIKA GONZALEZ, MMC
CITY CLERK



APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF MIAMI SPRINGS ONLY:



WEISS SEROTA HELFMAN COLE & BIERMANN, P.L.
CITY ATTORNEY