

**RESOLUTION NO. 17-\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A GRANT FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION; APPROVING A GRANT AGREEMENT (CONTRACT NO. LP13191) FOR STORMWATER IMPROVEMENT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Cutler Bay (the “Town”) has submitted a legislative funding request application through the Miami-Dade County Legislative Delegation in the amount of \$165,250.00 for the Town’s stormwater improvements; and

**WHEREAS**, the Florida Department of Environmental Protection (“FDEP”) has notified the Town that it has been awarded a grant approved by the Florida Legislature during the 2017 Legislative Session and budgeted for in the State’s 2017-18 fiscal year budget; and

**WHEREAS**, the Town will receive funding in the amount of \$165,000.00 for the Saga Bay 1.2 Sub-Basin Water Quality Improvement Project; and

**WHEREAS**, the Town Council desires to accept the grant and authorize the Town Manager to execute FDEP Agreement No. LP13191 for award of the stormwater improvement funds to the Town upon the terms of the grant agreement which is attached hereto as Exhibit “A” and made part hereof (“Agreement”); and

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

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Accepting Grant.** The Town Council hereby accepts the grant of 165,000.00 for the Saga Bay 1.2 Sub-Basin Water Quality Improvement Project.

**Section 3. Approving Agreement.** The Town Council hereby approves the Agreement relating to the award of a state stormwater improvement grant (FDEP Contract No. LP13191) to the Town in substantially the form attached hereto as Exhibit “A.”

**Section 4. Authorization.** The Town Manager is authorized to execute the Agreement in substantially the form attached hereto as Exhibit “A,” on behalf of the Town, subject to the approval of the Town Attorney as to form, content and legal sufficiency.

**Section 5.**    **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this \_\_\_\_ day of September 2017.

\_\_\_\_\_  
PEGGY R. BELL  
Mayor

Attest:

\_\_\_\_\_  
DEBRA E. EASTMAN, MMC  
Town Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY FOR THE  
SOLE USE OF THE TOWN OF CUTLER BAY:

\_\_\_\_\_  
WEISS SEROTA HELFMAN  
COLE & BIERMAN, P.L.  
Town Attorney

Moved By: \_\_\_\_\_  
Seconded By: \_\_\_\_\_

FINAL VOTE AT ADOPTION:

Mayor Peggy R. Bell \_\_\_\_\_

Vice Mayor Sue Ellen Loyzelle \_\_\_\_\_

Council Member Mary Ann Mixon \_\_\_\_\_

Council Member Michael P. Callahan \_\_\_\_\_

Council Member Roger Coriat \_\_\_\_\_