

**RESOLUTION NO. 24-03**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF THE AMENDMENT TO THE GRANT AGREEMENT NO. LPA0155 WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE SW 49<sup>th</sup> STREET CULVERT REHABILITATION/REPLACEMENT, ATTACHED HERETO AS EXHIBIT “A” AND INCORPORATED HEREIN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on September 28, 2021, the City of Cooper City (“City”) entered into the grant agreement No. LPA0155 with the Florida Department of Environmental Protection (“DEP”), for the SW 49<sup>th</sup> Street Culvert Rehabilitation/Replacement (Project); and

**WHEREAS**, \$450,000 in additional funding for this Project is provided under the 2023-2024 General Appropriations Act, and the total funding for this agreement is now \$575,000; and

**WHEREAS**, the reimbursement period for the additional funding begins on July 1, 2023; and

**WHEREAS**, an extension to the agreement is needed to provide additional time to complete the Project; and

**WHEREAS**, the Acting Utilities Director recommends approval and authorization to execute an amendment to the Agreement with DEP No. LPA0155 for the SW 49<sup>th</sup> Street Culvert Rehabilitation/Replacement; and

**WHEREAS**, the City Commission finds that approving and authorizing the aforementioned amendment No. LPA0155 for the SW 49<sup>th</sup> Street Culvert

Rehabilitation/Replacement is in the best interests of the citizens and residents of the City of Cooper City.

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA:**

**Section 1: Recitals Adopted.** That each of the above recitals is hereby adopted and confirmed. All exhibits attached hereto and incorporated herein and made a part hereof.

**Section 2:** That the City Commission hereby approves and authorizes the appropriate City officials to execute the amendment to the Agreement with DEP. No. LPA0155, for the SW 49<sup>th</sup> Street Culvert Rehabilitation/Replacement, attached hereto as Exhibit A, and incorporated herein.

**Section 3:** That the appropriate City officials are hereby authorized and directed to take any and all actions necessary to effectuate the intent of this Resolution.

**Section 4: Conflicts.** All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

**Section 5: Severability.** If any section, sentence, clause, or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

**Section 5: Effective Date.** This Resolution shall become effective upon its passage and adoption by the City Commission.

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**PASSED AND ADOPTED** this \_\_\_\_\_ **day of** \_\_\_\_\_, **2024.**

\_\_\_\_\_  
GREG ROSS  
Mayor

**ATTEST:**

\_\_\_\_\_  
RYAN EGGLESTON  
City Manager

\_\_\_\_\_  
TEDRA ALLEN  
City Clerk

**ROLL CALL**

Mayor Ross \_\_\_\_\_  
Commissioner, Green \_\_\_\_\_  
Commissioner, Shrouder \_\_\_\_\_  
Commissioner, Katzman \_\_\_\_\_  
Commissioner, Mallozzi \_\_\_\_\_

**APPROVED AS TO LEGAL FORM:**

\_\_\_\_\_  
Jacob G. Horowitz  
City Attorney