

RESOLUTION NO. 64-2021 OF THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPROVING A SETTLEMENT AGREEMENT BETWEEN THE CITY OF LAKE WORTH BEACH AND THE FEDERAL EMERGENCY MANAGEMENT ADMINISTRATION AND ITS ADMINISTRATOR (“FEMA”); PROVIDING AN EFFECTIVE DATE

WHEREAS, the City filed a lawsuit against FEMA in federal court (Case No. 9:19-CV-81140-AHS) challenging FEMA’s denial of the City’s administrative appeals of FEMA’s decision to deobligate certain funds that the City had received through the FEMA Public Assistance Programs; and

WHEREAS, FEMA had denied these appeals without considering the merits on procedural grounds and without deciding the merits of the City’s appeal; and

WHEREAS, the parties have reached an agreement whereby FEMA has agreed to consider the City’s appeals on the merits; and

WHEREAS, the City has agreed to dismiss the litigation with each party bearing their own fees and costs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF LAKE WORTH BEACH, FLORIDA, AND BY ITS UNDERSIGNED COUNSEL that:

The Mayor of the City of Lake Worth Beach is hereby authorized to sign the attached Settlement Agreement by and on behalf of the City.

The passage of this resolution was moved by Commissioner Stokes, seconded by Commissioner McVoy, and upon being put to a vote, the vote was as follows:

- Mayor Betty Resch
- Vice Mayor Herman Robinson
- Commissioner Sarah Malega
- Commissioner Christopher McVoy
- Commissioner Kimberly Stokes

The Mayor thereupon declared this resolution duly passed and adopted on the ____ day of September, 2021.

LAKE WORTH BEACH CITY COMMISSION

By: _____
Betty Resch, Mayor

ATTEST:

Melissa Ann Coyne, City Clerk