

RESOLUTION R-2122-134

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AUTHORIZING MESHEK AND ASSOCIATES, L.L.C., AS AN AGENT FOR THE CITY OF NORMAN, TO SUBMIT A HAZARD MITIGATION GRANT PROGRAM GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR PHASE I IMPROVEMENTS PLANNED FOR LOWER IMHOFF CREEK.

1. WHEREAS, the Federal Emergency Management Agency (FEMA) has a new pre-disaster hazard mitigation program, DR-4438, entitled "Hazard Mitigation Grant Program (HMGP)" and, pursuant to the Consolidated Appropriations Act of 2022, FEMA reimburses a minimum of 90% federal cost share for any emergency or major disaster declared during or having an incident period between January 1, 2020 and December 31, 2021; and
2. WHEREAS, in the City of Norman Storm Water Master Plan, Lower Imhoff Creek between Lindsey Street and Imhoff Creek's confluence with the Canadian River, was identified as a stream segment requiring restoration and improvement; and
3. WHEREAS, the City of Norman Storm Water Master Plan recommends design and installation of stream bank stabilization techniques along IC-2, that portion of Lower Imhoff Creek between State Highway 9 and a point some 2,000 linear feet North of Imhoff Road; and
4. WHEREAS, the City of Norman, pursuant to Contract K-1415-134 and its various amendments, has worked with Meshek and Associates, L.L.C., to design these solutions and to complete an application for BRIC program funding for construction costs and design costs relating to improvements planned for Lower Imhoff Creek, IC-2; and
5. WHEREAS, the City of Norman's improvements to Lower Imhoff Creek, IC-2, are within the bounds of the FEMA BRIC funding opportunity, and the City wishes to apply for reimbursement of funds to cover a portion of the design and construction cost for Phase I of the planned improvements; and
6. WHEREAS, FEMA directs that, upon award, applicants shall commit to an agreement wherein applicants agree to provide ten percent (10%) local share of the project costs, to oversee implementation of the project upon award, and to guarantee annual maintenance for the life of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE NORMAN UTILITIES AUTHORITY:

SECTION 1. The City of Norman hereby finds that it is in the City of Norman's and public's interest in health, safety and welfare of the community to file the HMGP Grant Application with the FEMA to seek reimbursement of design and construction costs relating to improvements planned to the Lower Imhoff Creek, IC-2.

SECTION 2. The City of Norman understands and supports the application that will be submitted and finds:

- (a) The City of Norman has legal authority to enter into an agreement with FEMA to receive a grant; and
- (b) The City of Norman is able to provide the minimum 10% non-federal cost share specified in the HMGP Grant for this application.

SECTION 3. The City of Norman hereby authorizes and directs the City Manager or his designees, the Director of Public Works or his agents to work with Meshek and Associates, L.L.C., to:

- (a) file and sign, for, on behalf of, and as agent of the City of Norman, a HMGP Grant Application, DR-4438, to FEMA for reimbursement of design and construction costs associated with Phase I of the Lower Imhoff Creek project;
- (b) provide the assurances, certifications, and commitments required for the HMGP Grant Application; and
- (c) represent the City of Norman in carrying out the City of Norman's responsibilities under the assurances provided to FEMA.

SECTION 4. The City of Norman will work with FEMA to meet established deadlines required for entering into a grant agreement to obtain the aforementioned grant reimbursement funding.

PASSED AND ADOPTED this _____ day of _____, 2022.

Mayor Pro Tem

ATTEST:

Brenda Hall, City Clerk