

**RESOLUTION NO. 22-07-62**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT BETWEEN MONROE COUNTY, FLORIDA, AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE REIMBURSEMENT FUNDING FROM BOATING IMPROVEMENT FUNDS DURING FISCAL YEAR 2022-2023; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, since 2004, Islamorada, Village of Islands (the "Village") has operated a buoy maintenance program ("Program"), thereby maintaining a Florida Uniform Waterway Marker compliant system of 135 navigational buoys and a series of fixed regulatory, recreational and informational markers within the Village's 1200' offshore jurisdiction in the Atlantic Ocean and Gulf of Mexico to aid in boater navigation and facilitate preservation of nearshore waters, flats and reefs; and

**WHEREAS**, Florida Boating Improvement Funds ("BIF") are allocated to Monroe County (the "County") for County-wide use for boat ramps, lifts and hoists, marine railways, and other public launching facilities; piers, docks and other mooring facilities; recreational channel marking and other uniform waterway markers; derelict vessel removal; boating education; economic development initiatives that promote boating; and other local boating-related activities that enhance boating access for recreational boaters; and

**WHEREAS**, beginning in 2012, the County began soliciting applications from municipalities for submission by April 1 of each year for consideration by the Monroe County Board of County

Commissioners ("BOCC") for the allocation of County Boating Improvement Funds in the following fiscal year; and

**WHEREAS**, on February 23, 2022, the Village submitted a Municipality Funding Request to the County requesting Fourteen Thousand Dollars (\$14,000.00) for reimbursement of Program costs expended during Fiscal Year 2022-2023, which include operation and maintenance of the Village's existing buoy maintenance program, labor and supplies for the buoy installation at newly permitted locations as the need arises, and for printing and distribution of educational materials advising boaters about boating safety issues and waterway marker information; and

**WHEREAS**, on May 18, 2022, the BOCC approved the Village's BIF Municipality Funding Request for FY 2022-2023 in the amount of Fourteen Thousand Dollars (\$14,000.00); and

**WHEREAS**, Monroe County staff has prepared an Interlocal Agreement ("Agreement"), attached hereto as Exhibit "A", providing the terms and conditions for reimbursement to the Village of approved Fiscal Year 2022-2023 expenditures in an amount not to exceed Fourteen Thousand Dollars (\$14,000.00); and

**WHEREAS**, the Village Council finds that approval of the Agreement between Monroe County and the Village is in the best interest of the Village and its residents.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

**Section 1.**     **Recitals.** The above recitals are true and correct and incorporated into this Resolution by this Reference.

**Section 2.**     **Approval of Agreement.** The Village Council hereby approves the Agreement between Monroe County and the Village for the reimbursement of Fiscal Year 2022-2023

Project costs from Boating Improvement Funds, together with such non-material changes as may be acceptable to the Village Manager and approved as to form and legality by the Village Attorney.

**Section 3. Authorization of Village Officials.** The Village Manager and/or his/her designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

**Section 4. Execution of Agreement.** The Village Manager is authorized to execute the Agreement on behalf of the Village, to execute any required agreements and/or documents to implement the terms and conditions of the Agreement and to execute any extensions and/or amendments to the Agreement, subject to the approval as to form and legality by the Village Attorney.

**Section 5. Authorization of Fund Expenditures.** Notwithstanding the limitations imposed upon the Village Manager pursuant to the Village's Purchasing Procedures Ordinance, the Village Manager is hereby authorized to expend budgeted funds for the services.

**Section 6. Effective Date.** This Resolution shall become effective immediately upon its adoption.

Motion to adopt by Councilman David Webb, seconded by Councilman Mark Gregg.

#### **FINAL VOTE AT ADOPTION**

#### **VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Pete Bacheler	YES
Vice Mayor Henry Rosenthal	YES
Councilman Mark Gregg	YES
Councilman Buddy Pinder	YES
Councilman David Webb	YES

**PASSED AND ADOPTED THIS 14<sup>th</sup> DAY OF JULY, 2022.**

  
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PETE BACHELER, MAYOR

ATTEST:

  
\_\_\_\_\_  
MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY  
FOR THE USE AND BENEFIT OF  
ISLAMORADA, VILLAGE OF ISLANDS:

  
\_\_\_\_\_  
JOHN J. QUICK, INTERIM VILLAGE ATTORNEY