

PROPOSED RESOLUTION NO. 2017-R-10

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, AUTHORIZING EXECUTION OF THE MEMORANDUM OF AGREEMENT (“MOA”) FOR PARTICIPATING MIAMI “URBAN AREA SECURITY INITIATIVE” (“UASI”) GRANT 2016 AGENCY “CITY OF PEMBROKE PINES,” THROUGH THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT, FOR THE BENEFIT OF THE MIAMI UASI, COMPRISED OF VARIOUS COUNTY AND MUNICIPAL ENTITIES THAT ARE PARTICIPATING AGENCIES, INCLUDING THE CITY OF PEMBROKE PINES; APPROVING AND AUTHORIZING THE EXECUTION OF THE MOA BETWEEN THE CITY OF MIAMI, AS SPONSORING AGENCY, AND THE CITY OF PEMBROKE PINES AS A PARTICIPATING AGENCY, WHICH PROVIDES FOR THE USE OF THE CITY OF PEMBROKE PINES’ SHARE OF THE GRANT PROCEEDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Pembroke Pines is a member of the Miami UASI which seeks to improve on the prevention and response to terrorist attacks; and

WHEREAS, the United States Department of Homeland Security (“USDHS”) is authorized by the Emergency Wartime Supplemental Appropriations Act of 2003 to provide funds to States for subsequent distribution to selected urban areas to address the unique equipment, training, planning, exercise and operational needs for large urban areas, and to assist them in building an enhanced and sustainable capacity to prevent, respond to, and recover from threats or acts of terrorism; and

WHEREAS, the USDHS, through the State of Florida Division of Emergency Management (“DEM”), has subgranted UASI Grant Program FY 2016 grant funds, in the total amount of \$5,158,500 through June 30, 2108,

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unless otherwise extended by a written amendment prior to June 30, 2018 to the Miami UASI, through the City of Miami which is acting as the Sponsoring Agency with regards to the grant, which means that the City of Miami has entered into an Agreement with the State of Florida to administer the grant proceeds and distribute them to the participating agencies, including the City of Pembroke Pines ("City"); and

WHEREAS, the City of Miami City Commission, by Resolution No. R-16-0522, adopted on October 27, 2016, has authorized the Miami City Manager to enter into this Agreement with the City on behalf of the City of Miami; and

WHEREAS, the City of Pembroke Pines shall be allocated grant proceeds in the amount of One-Hundred Eighteen Thousand, One-Hundred Seventy-Six Dollars and Fifty-Five Cents (\$118,176.55), to be used to reimburse the City of Pembroke Pines for the purchase of certain eligible equipment and facilities; and

WHEREAS, in accordance with the UASI Grant Program FY 2016, execution of the attached Memorandum of Understanding between the City of Miami, as Sponsoring Agency, and the City, as Participating Agency, will provide the necessary guidelines to coordinate the expenditure and reimbursement of funds as required under the UASI Grant Program FY 2016 and will enhance the ability of the City to respond to terrorist threats or acts and

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permit the City to receive reimbursements for expenditures that are compliant with said Program; and

WHEREAS, the City Commission hereby determines it to be in the best interests of the citizens and residents of the City of Pembroke Pines to approve this MOA;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THAT:

Section 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby incorporated herein and made a specific part of this Resolution.

Section 2. The City Commission of the City of Pembroke Pines does hereby approve the Memorandum of Agreement for Participating Miami UASI Agency Grant 2016 Agency between the City of Miami, as Sponsoring Agency, and the City of Pembroke Pines, as Participating Agency, attached hereto and incorporated herein as **Exhibit “A,”** and authorizes the execution of the same by the City Manager.

Section 3. The appropriate City Officials are hereby authorized to execute this Agreement and do all things necessary and expedient to effectuate the intent of this Resolution.

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

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Section 5. 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 6. This Resolution shall become effective upon its passage and adoption by the City Commission.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS _____ DAY OF _____, 2017.

FLORIDA
ATTEST:

CITY OF PEMBROKE PINES,

By:

MARLENE GRAHAM, CITY CLERK

MAYOR FRANK C. ORTIS

ORTIS _____

CASTILLO _____

SCHWARTZ _____

APPROVED AS TO FORM:

SHECHTER _____

OFFICE OF THE CITY ATTORNEY

SIPLE _____