

Resolution No. 2023-3184

A Resolution of the City of Sanford, Florida, amending the City's annual operating budget for the fiscal year beginning October 1, 2023 and ending September 30, 2024 relating to the Grant Agreement with the Florida Department of Environmental Protection for the benefit of the City pertaining to the nutrient reduction of Lake Jesup and Lake Monroe; providing for general and specific implementing administrative actions; providing for a savings provision; providing for conflicts; providing for severability and providing for an effective date.

Whereas, the Commission of the City of Sanford, Florida has adopted an annual operating budget for the fiscal year beginning October 1, 2023 and terminating on September 30, 2024 specifying certain projected revenues and expenditures for the operations of Sanford municipal government; and

Whereas, the City's budget provides for certain methodologies and criteria for the expenditure of budgeted funds during the course of the City's fiscal year; and

Whereas, from time-to-time circumstances and events may require that the original City budget and implementing provisions may need revision such as the City entering a Grant Agreement with the Florida Department of Environmental Protection relating to the nutrient reduction of Lake Jesup and Lake Monroe; and

Whereas, the City Commission, in its judgment and discretion, has the authority to adjust the budget to more closely coincide with actual and expected events and the sound implementation of the projects and programs of the City such as the projects and programs arising from the Grant Agreement with the Florida Department of Environmental Protection relating to the nutrient reduction of Lake Jesup and Lake

Monroe,

Now, therefore, be it adopted and resolved by the City Commission of the City of Sanford, Florida as follows:

Section 1. Adoption of Budget Amendment; Grant Agreement with the Florida Department of Environmental Protection relating to the Nutrient Reduction of Lake Jesup and Lake Monroe

The annual operating budget of the City of Sanford for the fiscal year beginning October 1, 2023 and terminating on September 30, 2024 is hereby revised and amended to address the Grant Agreement with the Florida Department of Environmental Protection for the benefit of the City relating to the nutrient reduction of Lake Jesup and Lake Monroe as set forth in the Exhibit to this Resolution. Except as amended herein, the annual operating budget for the City of Sanford for fiscal year beginning October 1, 2023 and terminating on September 30, 2024 shall remain in full force and effect.

Section 2. Implementing Administrative Actions; Procurement of Goods and Services Under Grant Agreement with the Florida Department of Environmental Protection relating to the Nutrient Reduction of Lake Jesup and Lake Monroe.

The City Manager, or designee, is hereby authorized and directed to implement the provisions of this Resolution by means of such administrative actions as may be deemed necessary and appropriate with regard to the provisions of this Resolution. Notwithstanding the generality of the foregoing, the City Manager, or designee(s), shall have authority to implement the procurement of goods and services under the requirements of the Grant Agreement with the Florida Department of Environmental

Protection relating to the nutrient reduction of Lake Jesup and Lake Monroe. Such activities shall be implemented in accordance with the Purchasing Policies and Procedures of the City and controlling State law to include, but not be limited to, the implementation of Section 287.055 and Section 287.075, *Florida Statutes*.

Section 3. Savings.

The prior actions of the City of Sanford relating to the adoption of the City budget and related activities to include, but not be limited to, those relating to the to include, but not limited to, the nutrient reduction of Lake Jesup and Lake Monroe, are hereby ratified and affirmed.

Section 4. Conflicts.

All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed.

Section 5. Severability.

If any section, sentence, phrase, word, or portion of this Resolution is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word, or portion of this Resolution not otherwise determined to be invalid, unlawful, or unconstitutional.

Section 6. Effective Date.

This Resolution shall become effective immediately upon adoption.

Section 5. Savings.

The prior actions of the City of Sanford pertaining to the projects and programs directed at nutrient reduction relating to Lake Jesup and Lake Monroe, as well as any and all activities pertaining thereto, are hereby ratified and affirmed.

Section 6. Conflicts.

All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed.

Section 7. Severability.

If any section, sentence, phrase, word, or portion of this Resolution is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word, or portion of this Resolution not otherwise determined to be invalid, unlawful, or unconstitutional.

Section 8. Effective Date.

This Resolution shall become effective immediately upon adoption.

Passed and Adopted this 13th day of November, 2023.

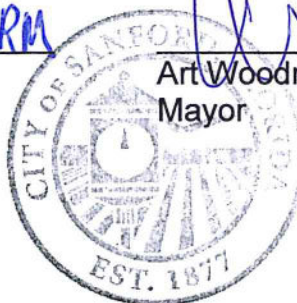
Attest:

City Commission of the City of Sanford, Florida

Traci Houchin MMC, FCRM

Traci Houchin, MMC, FCRM
City Clerk

Art Woodruff
Art Woodruff
Mayor



For use and reliance of the Sanford City Commission only.
Approved as to form and legality.



William L. Colbert
City Attorney

REQUEST FOR BUDGET AMENDMENT

Fiscal Year 23/24

Department: Utilities - Water/Sewer

Division: Public Works

Date: 11/7/2023

CHANGES IN REVENUES

REVENUE ACCOUNT NUMBER						Revenue Account Title	Current Budget	Current Unrealized (Budget)	Amount of Change	Adjusted Unrealized
Fund	Revenue	Act Cd	Ele	Project #						
						Physical Environment/SJRWMD Water Conservation				
452	0000	337	30	36			\$0	\$0	\$ 2,900,000	\$ 2,900,000
										-
										-
										-
										-
TOTAL CHANGES IN REVENUES									<u><u>\$ 2,900,000</u></u>	

CHANGES IN EXPENDITURES

EXPENDITURE ACCOUNT NUMBER						Expenditure Account Title	Current Budget	Current Balance	Amount of Change	Remaining Balance
Fund	Dpt/Div	Activity	Obj	Ele	Project #					
						W/S Combination Services/Improve Other Than				
452	4530	536	63	00	WW2401	BLDG	\$3,456,364	\$ 3,456,364	\$ 2,900,000	\$ 6,356,364
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TOTAL CHANGES IN EXPENDITURES									<u><u>\$ 2,900,000</u></u>	

REASON FOR AMENDMENT: FDEP grant for Nutrient Reduction Lake Jesup and Monroe

DIRECTOR APPROVAL: William M. Marcoux DATE: Nov 7, 2023

FINANCE APPROVAL: Cynthia Lindsey DATE: 11/7/2023

CITY MANAGER APPROVAL: Craig M. Bolger DATE: Nov 7, 2023

CITY COMMISSION AGENDA DATE: 13-Nov-23 APPROVED? Y

FOR FINANCE USE

Entry Date: _____ Batch Number: _____ Document #: BA 02-100



CITY OF
SANFORD
FLORIDA



APPROVED

WS __ RM X

Item No. 80L

CITY COMMISSION MEMORANDUM 23-226
NOVEMBER 13, 2023 AGENDA

TO: Honorable Mayor and Members of the City Commission
PREPARED BY: William Marcous, Utilities Manager
SUBMITTED BY: Norton N. Bonaparte, Jr. ICMA-CM, City Manager
SUBJECT: Approval of Resolution No. 2023-3183; Accepting Grant and Approving Grant Agreement; Florida Department of Environmental Protection; Nutrient Reduction Relating to Lake Jesup and Lake Monroe; \$2,900,000; Approval of Resolution No. 2023-3184; Amending the City Budget

STRATEGIC PRIORITIES:

- Unify Downtown & the Waterfront
- Promote the City's Distinct Culture
- Update Regulatory Framework
- Redevelop and Revitalize Disadvantaged Communities

SYNOPSIS:

Approval of Resolution No. 2023-3183, to approve Grant Agreement relating to Florida Department of Environmental Protection (FDEP) nutrient reduction with regards to Lake Jesup and Lake Monroe is requested as well as approval of associated Resolution No. 2023-3184, providing for an amendment to the City budget is requested.

FISCAL/STAFFING STATEMENT:

The proposed FDEP Grant Agreement would provide \$2,900,000 of funding for the continuation of the program for nutrient reduction relating to Lake Jesup and Lake Monroe. This effort represents the efforts of the City Manager to obtain funding for beneficial programs and projects from non-City derived revenue sources.

BACKGROUND:

The meandering and scenic St. Johns River is Florida's longest river. The 310-mile waterway includes upper, middle and lower basins, and flows from Indian River County northward to its mouth where it empties into the Atlantic Ocean east of Jacksonville.

The Middle St. Johns River Basin has an important role in the water cycle and Lakes Jesup and Lake Monroe are two areas abutting the City where the St. Johns River widens. Water quality of the two lakes has been adversely affected over the years by nutrient contamination associated with urban and agricultural land uses and the use of fertilizers, septic tanks and urban stormwater which occur and contribute to the long-term degradation of water quality. Damaged ecosystems can be

repaired by reducing the amount of nutrient exposure in the environment. The Middle St. Johns River Basin is highly impacted by nutrient pollution.

Lake Jesup, the largest lake in Seminole County, and Lake Monroe, which abuts and is located within the City Limits, are hydrologically complex systems with a large, urbanized watersheds. The lakes are shallow with Lake Jesup having a particularly low flushing rate. Lake Jesup drains a 150-square-mile watershed, including portions of Oviedo, Sanford, Winter Park, Casselberry, Maitland, Longwood, Altamonte Springs, Lake Mary, Eatonville, Winter Springs and Orlando in Seminole and Orange counties and flows northward into the St. Johns River and Lake Monroe.

Accordingly, enhancing the water quality of Lake Jesup and Lake Monroe will not only benefit the environment and protect valuable natural resources; but will also enhance the quality of life for those who live in, own property in, visit or recreate in the City.

The City's efforts to continually work in collaboration with the FDEP and other agencies to abate the nutrient levels of Lake Monroe and Lake Jesup are rewarded when grants such as the one that is the subject of this agenda item are awarded to the City. FDEP Agreement Number LPA0554 provides for a grant of \$2,900,000 to the City under Line Item Budget Number LP GAA LI 1705A, FY 23-24, GR as enacted by the Florida Legislature as part of its annual budgetary activities.

Also, a budget amendment resolution, Resolution No. 2023-3184, is needed to incorporate the \$2,900,000 into the City budget in order to implement the projects and programs under the Grant Agreement with the FDEP.

LEGAL REVIEW:

The Assistant City Attorney has assisted in this matter and has no legal objection subject to all procurement activities being accomplished in accordance with the requirements of controlling Florida law and the City's Purchasing Policies and Procedures to include, but not limited to, the implementation of Section 287.055 and Section 287.075, *Florida Statutes*, by the City pursuant to its policies. A great number of auditing provisions are in place in the FDEP's Grant Agreement relative to which the City must take great care as to procurement activities and contract management practice and principles.

RECOMMENDATION:

City staff recommends that the City Commission adopt Resolution No. 2023-3183, approving the FDEP Grant Agreement pertaining to nutrient reduction relating to Lake Jesup and Lake Monroe, and Resolution No. 2023-3184 approving the requisite budget amendment and associated procurement activities.

SUGGESTED MOTION:

"I move to adopt Resolution No. 3183 and Resolution No. 3184, as proposed."

- Attachments: (1). FDEP Grant Agreement.
(2). Resolution No. 2023-3183, approving the FDEP Grant Agreement.

- (3). Resolution No. 2023-3184, approving a budget amendment (with budget amendment form).