

RESOLUTION NO. 2020-77

A RESOLUTION OF THE COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT FOR FEDERALLY-FUNDED SUBAWARD WITH MIAMI-DADE COUNTY FOR THE REIMBURSEMENT OF NECESSARY EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE 2019 PURSUANT TO THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on March 12, 2020, the Mayor of Miami Dade County (the “County”) issued a Declaration of State of Emergency concerning the Novel Coronavirus Disease 2019 (“COVID-19”) pandemic and subsequently issued various emergency orders to mitigate and slow the spread of COVID-19; and

WHEREAS, on March 13, 2020, President Donald J. Trump issued a proclamation declaring a nationwide emergency due to the COVID-19 pandemic; and

WHEREAS, on March 12, 2020, the City Manager for the City of North Miami Beach (“City”) declared a State of Emergency due to COVID-19 pursuant to Section 2-29 of the City Code of Ordinances, as well as the authority provided in §§ 252.38(3)(a) and §870.043, Florida Statutes; and

WHEREAS, on March 27, 2020, President Trump signed the Coronavirus Aid, Relief, and Economic Security Act (the “CARES Act”) into law; and

WHEREAS, among other things, the CARES Act includes a \$150 billion Coronavirus Relief Fund for local governments to cover expenses that are necessary expenditures incurred due to the COVID-19 public health emergency; and

WHEREAS, the State of Florida was allocated \$8.328 billion from the Coronavirus Relief Fund, of which the County received \$474 million; and

WHEREAS, at the August 4, 2020, Special Meeting of the County Board of County Commissioners (the “BCC”), the BCC allocated a total of not-to-exceed \$100,000,000 in CARES Act funds for municipalities in the County as follows: \$75,000,000 for reimbursement of FEMA local match eligible expenditures and CARES Act eligible governmental operations expenditures that are not FEMA reimbursable; and \$25,000,000 for municipal program proposals subject to approval in advance by the Board; and

WHEREAS, the City has closely tracked expenses and applied for reimbursement of eligible costs incurred by the City associated with the COVID-19 pandemic; and

WHEREAS, the City desires to enter into the Interlocal Agreement for Federally-Funded Subaward (the “Agreement”) with the County, pandemic in substantially the form attached hereto as Exhibit “A,” for the reimbursement of eligible expenses under the CARES Act that were incurred due to the COVID-19; and

WHEREAS, the City Commission finds that this Resolution is in the best interest and welfare of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above-stated recitals are hereby adopted, confirmed and incorporated herein.

Section 2. Approval of the Agreement. The the Interlocal Agreement for Federally-Funded Subaward with the County, in substantially the form attached hereto as Exhibit “A”, which is incorporated herein and made a part hereof by this reference, is hereby approved.

Section 3. Authorization. The City Manager is hereby authorized to execute the Agreement with the County, in substantially the form attached hereto as Exhibit “A,” together with

such further revisions or modifications as may be acceptable to the City Manager and the City Attorney, and to execute any subsequent amendments or related documents necessary to implement the Agreement, subject to the approval of the City Attorney as to form, content, and legal sufficiency.

Section 4. Implementation. The City Manager and City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and provisions of this Resolution.

Section 5. Effective Date. This Resolution shall be effective immediately upon adoption.

APPROVED AND ADOPTED by the City Commission of the City of North Miami Beach, Florida at regular meeting assembled this 15th the day of September, 2020.

ATTEST:

ANDRISE BERNARD
CITY CLERK

ANTHONY F. DEFILLIPO
MAYOR

(CITY SEAL)

APPROVED AS TO FORM &
LANGUAGE & FOR EXECUTION

WEISS SEROTA HELFMAN COLE &
BIERMAN, PL
CITY ATTORNEY

SPONSORED BY: Mayor and City Commission