

**RESOLUTION NO. 2013 – 002**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING AN AMENDMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT, THE TOWN OF SOUTHWEST RANCHES, THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, AND THE SOUTH BROWARD DRAINAGE DISTRICT REGARDING THE PILOT PROJECT IN THE S-9 AND S-10 DRAINAGE BASINS; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE SAID AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on February 10, 2010 the Town Council adopted Resolution 2010-035, approving a Memorandum of Agreement ("MOA") relating to a pilot project to help ensure the Town's water quality and to reduce flooding in drainage basins S-9 and S-10; and

**WHEREAS**, the MOA allowed the South Broward Drainage District (SBDD) to install three gates to lower groundwater elevations in the S-9 and S-10 basins as needed; and

**WHEREAS**, the MOA was executed on June 1, 2010 by the South Florida Water Management District (SFWMD), the Town of Southwest Ranches, Department of Agriculture and Consumer Services (DACS) and SBDD, for a one (1) year term from the effective date; and

**WHEREAS**, on October 13, 2011 the Town Council adopted Resolution 2012-004 extending the MOA for an additional year; and

**WHEREAS**, the Amendment attached hereto and incorporated herein as Exhibit "A" extends the MOA for an additional year term in order to allow the Town of Southwest Ranches to evaluate water quality issues and demonstrate continued compliance with the MOA; and

**WHEREAS**, all parties to the June 1, 2010 MOA are desirous of amending the MOA for an additional year.

**NOW, THEREFORE**, be it resolved, by the Town Council of the Town of Southwest Ranches, Florida:

**Section 1. Recitals.** The above referenced recitals are true and correct and are incorporated herein by reference.

**Section 2. Approval.** The Town Council hereby approves the additional one year extension to the June 1, 2010, Memorandum of Agreement between the Town, South Florida Water Management District, Department of Agriculture and Consumer Services, and South Broward Drainage District, which would extend the agreement through June 1, 2013.

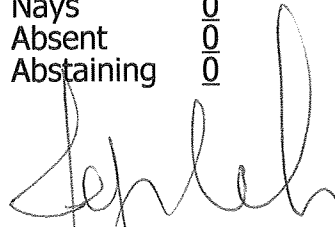
**Section 3. Authorization.** The Town Council hereby authorizes the Mayor, Town Administrator, and Town Attorney to execute any and all documents that may be necessary to effectuate the intent of this Resolution.

**Section 4. Effective Date.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the Town Council of the Town of Southwest Ranches, Florida, this 11<sup>th</sup> day of October, 2012, on a motion by Council Member Breitkreuz and seconded by Council Member Jablonski.

Nelson	<u>YES</u>
Fisikelli	<u>YES</u>
Breitkreuz	<u>YES</u>
Jablonski	<u>YES</u>
McKay	<u>YES</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u>0</u>
Abstaining	<u>0</u>



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Jeff Nelson, Mayor

ATTEST:



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Erika Gonzalez-Santamaria, CMC, Town Clerk

Approved as to Form and Correctness:



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Keith M. Poliakov, Town Attorney  
ACTIVE: 4177891\_1