

RESOLUTION NO. -16

RESOLUTION APPROVING THE FUNDING CONTRACT BETWEEN THE IOWA ECONOMIC DEVELOPMENT AUTHORITY AND THE CITY OF DUBUQUE, IOWA FOR THE CITY'S RECEIPT OF HUD COMMUNITY DEVELOPMENT BLOCK GRANT NATIONAL DISASTER RESILIENCE COMPETITION FUNDING FOR INFRASTRUCTURE IMPROVEMENTS ASSOCIATED WITH THE BEE BRANCH WATERSHED FLOOD MITIGATION PROJECT.

Whereas, Six Presidential Disaster Declarations have been issued for flooding, severe storms and tornados between 1999 and 2011 due to flash flooding in the Bee Branch Watershed; and

Whereas, the City Council of the City of Dubuque (the City) has adopted a drainage basin master plan that outlines improvements to mitigate flooding collectively referred to as the Bee Branch Watershed Flood Mitigation Project (the Project); and

Whereas, the Project consists of multiple phases, including the Bee Branch Creek Restoration Project, the 22nd Street Storm Sewer Improvements Project, and the 17th Street Storm Sewer Improvements Project; and

Whereas, the adopted Fiscal Year 2017-2021 Capital Improvement Program Budget included \$3,900,000 for the 22nd Street Storm Sewer Improvements Project; \$8,681,000 for the 17th Street Storm Sewer Improvements Project; and \$18,248,700 for the culverts under the Canadian Pacific Railway property as part of the Bee Branch Creek Restoration Project (the Infrastructure Improvements); and

Whereas, the Iowa Economic Development Authority (Authority) submitted an application for funds from the United State Department of Housing and Urban Development (HUD) under the Disaster Relief Appropriations Act, 2013, Public Law 113-2, for the Community Development Block Grant National Disaster Resilience (CDBG-NDR) competition on behalf of the City and the City agreed to abide by the application terms and conditions; and

Whereas, the Authority received funds under the Disaster Relief Appropriations Act, 2013. (Public Law 113-2) under the CDBG-NDR program; and

Whereas, the Authority has provided a Funding Contract (Contract) outlining the terms under which it will disperse the \$23,309,600.00 in Community Development Block Grant Program Disaster Recovery – National Disaster Resiliency funds for the Bee Branch Watershed Flood Mitigation Project; and

Whereas, the City Council has determined that execution of the Contract is in the best interest of the City of Dubuque; and

Whereas, the Contract requires the City to construct all of the Infrastructure Improvements by the end of Fiscal Year 2021; and

Whereas, the schedule for the various phases of the Bee Branch Watershed Flood Mitigation Project, including the Infrastructure Improvements identified herein, was established through the adoption of Resolution 176-15; and

Whereas, Adjusting the various phases of the Bee Branch Watershed Flood Mitigation Project is necessary to construct all of the Infrastructure Improvements by the end of Fiscal Year 2021.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DUBUQUE, IOWA, THAT:

Section 1. The Mayor is hereby authorized to execute the Contract and such other documents as are necessary to bind the City and to deliver the Contract and such other documents as the Iowa Economic Development Authority may reasonably request.

Section 2. Resolution 176-15 establishing the schedule for the Bee Branch Watershed Flood Mitigation Project is hereby rescinded.

Passed, approved and adopted this _____ day of _____, 2016.

Roy D. Buol, Mayor

Attest:

Kevin S. Firnstahl, CMC, City Clerk