

# BUDGET RESOLUTION 2021-161

**A RESOLUTION AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO ACCEPT AND APPROPRIATE FUNDS FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE DESIGN AND CONSTRUCTION OF THE FOXWOOD FARMS SUBDIVISION SANITARY SYSTEM IN THE AMOUNT OF \$718,477**

**WHEREAS**, the City has been awarded a grant from the Florida Department of Environmental Protection to design and construct a sanitary sewer system for the Foxwood Farms subdivision; and

**WHEREAS**, this grant addresses the removal from service a package plant, which serves approximately 365 mixed use residential lots and one (1) community center: and

**WHEREAS**, this project will connect the Foxwood Farms subdivision to the City's central sewer and will remove approximately 5,491 lbs./year of total nitrogen from the Rainbow Springs BMAP area; and

**WHEREAS**, the Florida Department of Environmental Protection will contribute \$718,476.50 to this project.

**NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF OCALA, FLORIDA**, duly assembled in regular session that the FY2021 budget be amended to accept and appropriate grant funding from the Florida Department of Environmental Protection as outlined below:

**SOURCES:**

308-334-000-000-09-33473                      FDEP    \$718,477

**USES:**

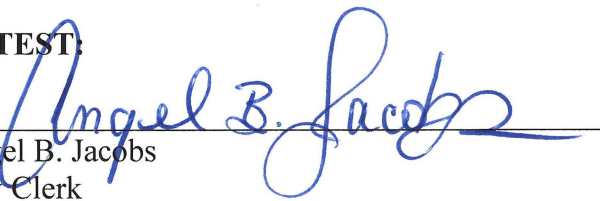
308-050-357-535-69-65010                      Construction in Progress                      \$718,477

This resolution adopted this 20 day of July, 2021.

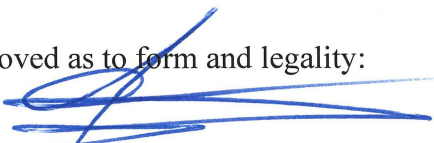

**CITY OF OCALA**

By:   
Justin Grabelle  
President, Ocala City Council

**ATTEST:**

By:   
Angel B. Jacobs  
City Clerk

Approved as to form and legality:

By:   
Robert W. Batsel, Jr.  
City Attorney 

Reviewed for accounting accuracy & completeness:

By:   
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Sandra Wilson  
City Manager

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# CITY OF OCALA

## CITY COUNCIL REPORT

Council Meeting Date: 07/20/21

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Subject: Budget Resolution FDEP Foxwood Farms Sewer Expansion-Grant LPS0025

Submitted By: Sean Lanier

Department: Water & Sewer

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**STAFF RECOMMENDATION** (Motion Ready): Adopt Budget Resolution 2021-161 appropriating the Florida Department of Environmental Protection Grant # LPS0025 for the Foxwood Farms sewer expansion project in the amount of \$718,477

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**OCALA'S RELEVANT STRATEGIC GOALS:** Quality of Place

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**PROOF OF PUBLICATION:** N/A

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### **BACKGROUND:**

The Florida Department of Environmental Protection (FDEP) has deemed Rainbow Springs an impaired body of water due in part to the elevated nitrate levels at the Springs. As such, the primary objective of the project is to design and construct a sanitary sewer conveyance system which will remove from service a package plant which serves approximately 365 mixed-use residential lots and one (1) community center.

The package plant contributes to the total nitrogen impairment of Rainbow Springs and the Rainbow River. The removal of the package plant will result in a substantial and measurable reduction in the identified pollutant sources. Additionally, the flows will go directly to Water Reclamation Facility No. 3 (WRF#3).

Southwest Florida Water Management District does not allow residents or companies to apply for grant funding directly through their annual grant process. Therefore, MHC Foxwood Farms, LLC. (Developer) approached the City of Ocala (City) to apply for a grant on their behalf. Under the agreement (Agenda item #15862) approved by City Council, Developer agrees to cover \$718,476.50 (their portion of the match funds for this project).

The total estimated cost of the project is \$1,436,953. The Developer will provide funding in the amount of \$718,476.50. FDEP Board approved grant funding for the project in the amount of \$718,476.50. These funds will be eligible for work performed on or after July 1, 2019 and will expire December 31, 2022.

### **FINDINGS AND CONCLUSIONS:**

- The grant is to reduce nutrient loading at Rainbow Springs from package plants.
- Acceptance of the grant will aid Developer in the abandonment of the Foxwood Farms package plant and send wastewater flows to WRF#3.
- Developer agrees to cover their portion of the grant and provide all documentation per the grant requirements for quarterly reports and reimbursements.
- The grant will cover design and construction of a sanitary sewer system which will remove from service a package plant, which serves approximately 365 mixed-use residential lots and one (1) community center.
- Connection to the central sewer will remove approximately 5,491 lbs./year of total nitrogen from the Rainbow Springs Basin Management Action Plan area.
- Staff recommends approval.

**FISCAL IMPACT:**

The total estimated cost of the project is \$1,436,953. FDEP agrees to reimburse the City in account #308-334-000-000-09-33473 in an amount not to exceed \$718,476.50, to be passed through to the Developer to cover approved work. The Developer's estimated share is \$718,476.50.

**PROCUREMENT REVIEW:**

This agreement has been reviewed and approved in compliance with the City's procurement policies.

**LEGAL REVIEW:**

This agreement has been approved and reviewed for form and legality by the City Attorney, Robert W. Batsel, Jr.

**ALTERNATIVE:**

- Amend
- Deny
- Table

**SUPPORT MATERIALS:**

LPS0025-Agreement\_(PDF)

Grant Work Performance and Reimbursement Agreement w Exhibits RWB - RBJ Accepted, Final 07-09-2021(2) (PDF)