

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION OF \$600,000 FROM THE UTILITIES FUND BALANCE TO FUND THE SE 9TH AVENUE FORCE MAIN PIPE BURSTING IN-KIND PROJECT; PROVIDING FOR PURPOSE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Pompano Beach operates a municipal utilities system that includes wastewater collection and transmission infrastructure; and

WHEREAS, the City was cited by the Florida Department of Environmental Protection ("FDEP") for twelve (12) violations, related to sanitary sewer overflows for the period 2021 through 2023, resulting in assessed penalties and fees in the amount of \$55,967.00; and

WHEREAS, the City and FDEP entered into Consent Order, OGC Case No. 25-0457, which allows the City to perform an in-kind, environmentally beneficial project in lieu of paying civil penalties, thus instead allowing beneficial use of those funds toward said project for needed upgrade to City utility facilities; and

WHEREAS, the Utilities Department accordingly developed the "SE 9th Avenue Force Main Pipe Bursting Project" which has been determined to constitute an eligible in-kind project under the Consent Order and is necessary for utility infrastructure at the designated location to enhance system reliability, reduce the risk of future failures, and protect the environment; and

WHEREAS, the total estimated cost for the project is \$600,000, and an appropriation from the Utilities Fund Balance in this amount, is necessary for project completion; and

WHEREAS, the City Commission finds that funding this project serves a valid public purpose and is in the best interest of the City and its residents; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. The City Commission hereby authorizes the appropriation of \$600,000 from the Utilities Fund Balance for the SE 9th Avenue Force Main Pipe Bursting In-Kind Project. The City Administration is further authorized to allocate and expend up to \$600,000 to complete the project.

SECTION 2. The appropriated funds shall be used solely to implement the SE 9th Avenue Force Main Pipe Bursting Project as an approved in-kind project under FDEP Consent Order OGC Case No. 25-0457.

SECTION 3. That the proper City officials are hereby authorized to take all necessary administrative and procedural actions to carry out the intent of this Resolution, including execution of relate

SECTION 4. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2025.

REX HARDIN, MAYOR

ATTEST:

KERVIN ALFRED, CITY CLERK

MEB/mcm
11/25/25
l:reso/2026-58