

RESOLUTION NO. 2022-49

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A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, TO AMEND RESOLUTION 2021-105 RELATING TO A WELL ABANDONMENT PROGRAM; AUTHORIZING THE VILLAGE MANAGER TO DEVELOP PROGRAM GUIDELINES AND REQUIREMENTS FOR WELL ABANDONMENT AND WATER MAIN EXTENSIONS; EARMARKING \$2 MILLION DOLLARS OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDING FOR THE PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Councilmember Marsha Matson and Co-Sponsored by Mayor Karyn Cunningham, and Councilmember Patrick Fiore)*

WHEREAS, Palmetto Bay residents lacking potable water from WASD water mains have reported to Village Council contamination of their drinking water from their private wells; and

WHEREAS, the Village of Pinecrest, a municipality immediately north of the Village of Palmetto Bay, has issued a report of their wells contaminated by arsenic, dieldrin, (a carcinogen banned in most countries), pesticides, and other toxic substances; and

WHEREAS, it is estimated that approximately 200 homes in the Village are not connected to the WASD water system; and

WHEREAS, the Village of Palmetto Bay Comprehensive Plan Water Supply Facilities Element Policy 11.2.2 provides for “potable water service to those areas within municipal limits that are currently dependent upon private wells to satisfy potable water needs...” and

WHEREAS, the Village of Palmetto Bay has signed on to Miami-Dade County’s Resilient 305 Plan; and

WHEREAS, one of the recommendations of the Resilient 305 Plan is to abandon wells and connect to a public water system; and

WHEREAS, the Village has an obligation to protect the health and safety of residents in the quality of water they consume; and

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WHEREAS, Resolution 2021-105 is amended to incorporate the following actions below,

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1: The above whereas clauses are incorporated as if set forth in full.

Section 2: The Village Manager is hereby authorized to develop guidelines and requirements to implement a well abandonment and water main extension program.

Section 3: Abandoning the contaminated wells and providing clean water to residents is a "necessary investment in water" that the American Rescue Plan Act (ARPA) was designed to address under the infrastructure category.

Section 4: Two Million dollars, \$2,000,000.00, of ARPA funding is to be earmarked for this program.

Section 5: The program shall consist of installation of water main extensions in the areas that presently don't have water main extensions.

Section 6: This Resolution shall take effect immediately upon enactment.

PASSED AND ENACTED this 2nd day of May, 2022.

Attest:

DocuSigned by:
Missy Arocha
6EDC211E5...
Missy Arocha
Village Clerk

DocuSigned by:
Karyn Cunningham
35B93C...
Karyn Cunningham
Mayor

1 APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE
2 USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY,
3 FLORIDA ONLY:

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DocuSigned by:

John Dellagloria, Esq.
Village Attorney

FINAL VOTE AT ADOPTION:

- | | |
|------------------------------|---------------|
| Council Member Patrick Fiore | <u>YES</u> |
| Council Member Steve Cody | <u>ABSENT</u> |
| Council Member Marsha Matson | <u>YES</u> |
| Vice-Mayor Leanne Tellam | <u>NO</u> |
| Mayor Karyn Cunningham | <u>YES</u> |