

Jim
1-5-15

15-012

RESOLUTION

A RESOLUTION authorizing the submittal of an application with the United States Environmental Protection Agency ("US EPA") Brownfields Assessment Grant Program ("Program") pursuant to the Small Business Liability Relief and Brownfields Revitalization Act - P.L. 107-118 ("Act") for community-wide services for brownfield site assessments and associated activities in the City of Manitowoc ("City").

WHEREAS, the City recognizes that the remediation and redevelopment of brownfields is an important part of protecting Wisconsin's resources; and

WHEREAS, the Program is intended to assist the City to identify, inventory and prioritize brownfields that exist in the community that are impacted by hazardous substances and/or petroleum, and to perform environmental assessment, investigation and remedial action planning for select priority sites; and

WHEREAS, in this action the Common Council of the City has declared its intent to file one or more applications with the US EPA for fiscal year 2015 assistance under the Program, and for Program activities including, but not limited to: (i) identification, inventory and prioritizing brownfields in the community; (ii) perform environmental assessments, investigation and remedial planning activities for select priority sites; (iii) comprehensive planning and inventory data integration activities including, but not limited to Geographic Information Systems (GIS); (iv) community outreach and education activities; (v) programmatic management of the grant(s), performance reporting and environmental oversight; and (vi) other related Program development and implementation activities such as environmental insurance, and to effectively oversee assessments and other Program activities; and

WHEREAS, the City will fulfill any responsibilities as may be required by the US EPA to implement the Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City that the City herein authorizes the Community Development Director to request Program support from the US EPA; and

BE IT FURTHER RESOLVED, that authority is hereby granted to the Community Development Director to act on behalf of the City to file any and all necessary documents, applications, eligibility determinations and the like, in support of the request for Program support; and

BE IT FURTHER RESOLVED that the Community Development Director and his staff:
(i) be authorized to take any and all necessary steps to assist and oversee the filing of the above referenced application(s) for Program support in accordance with this Resolution; (ii) for the Community Development Director to serve as the City's agent responsible to coordinate the Program should it be so authorized by the US EPA including, but not limited to negotiating the terms and conditions of any required cooperation agreements or contracts, negotiating and finalizing the terms and conditions for all other documents and cooperation agreements related to the Program, to fulfill consultant procurement procedures as required and to enter into agreements and contracts with other third parties for the delivery of services related to the Program, and to disburse monies necessary to implement the Program; and

BE IT FURTHER RESOLVED that the Common Council authorizes the Mayor and other City Officials to act on behalf of the City to:

1. Sign any and all documents, communications, applications, contracts and the like as required by the Community Development Director; and
3. Take any and all steps necessary to undertake, direct and complete the Program should one or more applications be approved by the US EPA.

INTRODUCED JAN - 5 2015 _____

ADOPTED _____

APPROVED _____

JUSTIN M. NICKELS, MAYOR