

## **RESOLUTION 2019-13**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEFUNIAK SPRINGS, FLORIDA REQUESTING THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION THROUGH THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM TO FORGIVE PRINCIPAL AND INTEREST FOR THE ACQUISITION AND DEVELOPMENT OF GENE HURLEY PARK

WHEREAS, the City Council recognizes the DeFuniak Springs Airport as a critical component of the City's future growth and economic development, and wishes to expand the current airport, by among other things, extending the current east-west runway at the DeFuniak Spring Airport; and,

WHEREAS, Gene Hurley Park will interfere with the progression of the proposed runway extension and has been identified as a present potential safety concern; and,

WHEREAS, the City of DeFuniak Springs obtained a \$40,000.00 grant from the Florida Department of Environmental Protection through the Florida Recreation Development Assistance Program on May 4, 1994 for acquisition of property for Gene Hurley Park; and,

WHEREAS, the City of DeFuniak Springs obtained a \$100,000.00 grant from the Florida Department of Environmental Protection through the Florida Recreation Development Assistance Program on September 12, 1996, and later amended to March 15, 1999, for the development of Gene Hurley Park; and,

WHEREAS, a condition of the grant is for the property acquired or developed with FRDAP funds be dedicated in perpetuity as an outdoor recreation site for the use and benefit of the public; and,

WHEREAS, the terms further provided that said property shall be managed for outdoor recreation purposes for a minimum of twenty-five (25) years from the completion date set forth in the project completion certificate; and,

WHEREAS, twenty-five (25) years have not passed since the aforementioned completion date; and,

WHEREAS, should the City convert all or part of the project site to a use other than an approved public recreational use, the City is required to replace the facilities at its expense or return the grant funds with interest; and,

WHEREAS, the acquisition principal of \$40,000.00 and interest of \$76,352.00 through 2018 equals \$116,352.00; and,

WHEREAS, the development principal of \$100,000.00 and interest of \$139,840.00 through 2018 equals \$239,840.00; and

WHEREAS, the combined principal of \$140,000.00 and combined interest of \$216,192.00 equals a total of \$356,192.00.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of DeFuniak Springs, Florida, that:

1. The City of DeFuniak Springs request the Florida Department of Environmental Protection through its Florida Recreation Development Assistance Program waive the need to repay the combined principal of \$140,000.00 together with the combined interest of \$216,192.00.
2. The City of DeFuniak Springs requests the Florida Department of Environmental Protection through its Florida Recreation Development Assistance Program allow the City of DeFuniak Springs to convert the use of the Gene Hurley Park property from recreational to a use compatible with the development of an airport runway extension.
3. Effective Date. This Resolution shall take effect immediately upon its passage and publication as provided by law.

IS HEREBY ADOPTED by the City Council of the City of DeFuniak Springs  
this 28<sup>th</sup> day of May 2019.

  
\_\_\_\_\_  
Robert 'Bob' Campbell  
Mayor

Attest:

  
\_\_\_\_\_  
Cynthia Smith Permenter  
Deputy City Clerk