

PROPOSED

RESOLUTION NO. 2020-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, URGING THE U.S. ARMY CORPS OF ENGINEERS TO FUND CONSTRUCTION OF THE PORT EVERGLADES NAVIGATION IMPROVEMENTS PROJECT IN THE U.S. ARMY CORPS OF ENGINEERS' FISCAL YEAR 2020 WORK PLAN AND TO PROVIDE THE PROJECT WITH A "NEW START" DESIGNATION; PROVIDING FOR THE TRANSMITTAL OF THIS RESOLUTION TO THE ASSISTANT SECRETARY OF THE ARMY FOR CIVIL WORKS AND TO ALL MEMBERS OF THE UNITED STATES CONGRESS REPRESENTING BROWARD COUNTY RESIDENTS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Port Everglades generates nearly \$34 billion in economic activity annually and supports over 13,000 direct jobs in South Florida and over 231,000 jobs throughout Florida;

WHEREAS, Port Everglades is the region's main seaport for receiving petroleum and jet fuel, one of the top container ports in Florida, and one of the top three cruise ports worldwide;

WHEREAS, Port Everglades is a key partner along European and South American trade routes and is strategically located with access to a multimodal transportation network including the Atlantic Ocean shipping lanes, the Florida East Coast Railway, Florida's highway system, and the Fort Lauderdale-Hollywood International Airport;

WHEREAS, the current configuration of Port Everglades makes it difficult to accommodate today's larger container and tanker vessels;

WHEREAS, navigation is further challenged by strong and unpredictable crosscurrents in or near the outer entrance channel to Port Everglades;

1 WHEREAS, the existing inner Federal Channel project depth of 42 feet does not
2 provide adequate depth for large tankers and container ships currently visiting Port
3 Everglades;

4 WHEREAS, the next generation of container ships and oil tankers requires
5 significantly more channel depth to operate efficiently;

6 WHEREAS, the Port Everglades Navigation Improvements Project (the "Project")
7 is authorized for construction in Section 1401(1.)(4.) of the Water Resources
8 Development Act of 2016;

9 WHEREAS, the Project consists of deepening and widening major channels and
10 basins within Port Everglades, along with environmental mitigation, monitoring, and coral
11 propagation;

12 WHEREAS, another segment of the Project is a reconfiguration of the U.S. Coast
13 Guard ("USCG") Station Ft. Lauderdale that is necessary to allow channel widening;

14 WHEREAS, the Preconstruction Engineering and Design phase is underway for
15 the Project and is fully funded to completion;

16 WHEREAS, the Project needs a construction "New Start" designation from the
17 U.S. Army Corps of Engineers;

18 WHEREAS, the Project is undergoing significant environmental analysis by
19 supplementing the requirements of the National Environmental Policy Act, supplementing
20 the consultation under the Endangered Species Act, obtaining a Water Quality
21 Certification, and completing the Marine Protection, Research, and Sanctuaries Act
22 Section 103 concurrence;

23 WHEREAS, environmental design, tasks, and reports are completed in
24 consultation with an interagency working group with representatives from the National

1 Marine Fisheries Service, the Environmental Protection Agency, the U.S. Fish and
2 Wildlife Service, the Florida Department of Environmental Protection, the Florida Fish and
3 Wildlife Commission, and Broward County;

4 WHEREAS, construction of the Project is pending congressional appropriation of
5 funds and execution of a Project Partnership Agreement;

6 WHEREAS, it is anticipated that the Project will create 2,200 construction jobs and
7 nearly 1,500 permanent direct local jobs resulting from additional cargo capacity;

8 WHEREAS, the United States Congress ("Congress") appropriated \$377 million in
9 additional funding for the U.S. Army Corps of Engineers to fund navigation construction
10 projects like the Project at Port Everglades that were not identified in the Fiscal Year
11 ("FY") 2020 Administration budget; and

12 WHEREAS, Congress will allow the U.S. Army Corps of Engineers to start two new
13 navigation construction projects in FY 2020, NOW, THEREFORE,

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15 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
16 BROWARD COUNTY, FLORIDA:

17 Section 1. Broward County urges the U.S. Army Corps of Engineers to include
18 the Port Everglades Navigation Improvement Project in its Work Plan and designate the
19 project a New Start, and to provide approximately \$39 million in FY 2020 funding for the
20 reconfiguration of the USCG Station Ft. Lauderdale to begin phase one of the Port
21 Everglades Navigation Improvement Project.

22 Section 2. The Broward County Board of County Commissioners hereby directs
23 the Intergovernmental Affairs/Boards Section to transmit a copy of this Resolution to the
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1 Assistant Secretary of the Army for Civil Works and to all members of the United States
2 Congress representing Broward County residents.

3 Section 3. Severability.

4 If any portion of this Resolution is determined by any court to be invalid, the invalid
5 portion will be stricken, and such striking will not affect the validity of the remainder of this
6 Resolution. If any court determines that this Resolution, in whole or in part, cannot be
7 legally applied to any individual, group, entity, property, or circumstance, such
8 determination will not affect the applicability of this Resolution to any other individual,
9 group, entity, property, or circumstance.

10 Section 4. Effective Date.

11 This Resolution is effective upon adoption.

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13 ADOPTED this day of , 2020. **PROPOSED**

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15 Approved as to form and legal sufficiency:
16 Andrew J. Meyers, County Attorney

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18 By /s/ Kristin M. Carter 01/16/2020
19 Kristin M. Carter (date)
20 Assistant County Attorney

21 By /s/ Rocio Blanco Garcia 01/16/2020
22 Rocio Blanco Garcia (date)
23 Assistant County Attorney

24 KMC
Port Everglades Resolution
01/16/2020