

**RESOLUTION NO. 23-xxx**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT THREE  
TO THE SUBAWARD GRANT AGREEMENT WITH THE  
ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES FOR  
THE RESTORE ACT STATE EXPENDITURE PLAN FUNDED  
CANAL ROAD IMPROVEMENTS EAST OF STATE HIGHWAY 161 PROJECT**

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FINDINGS:

1. The purpose of this Amendment is for Alabama Department of Conservation and Natural Resources (ADCNR) to provide funding under the Resources and Ecosystem Sustainability, Tourism Opportunities, and Revived Economies of the Gulf Coast States Act of 2012 (RESTORE Act) State Expenditure Plan to the City of Orange Beach for the widening of Canal Road from State Highway 161 to Wilson Boulevard for the purpose of increasing traffic capacity, improving safety, and encouraging economic growth and development.
2. On May 19, 2020, City Council adopted Resolution No. 20-111 authorizing execution of a Subaward Grant Agreement with ADCNR agreeing to the provisions of the grant for the project.
3. ADCNR will disperse funds to the City to carry out the scope of the project in an amount not to exceed a total of \$5,947,275.
4. After having reviewed said agreement, the City Council has determined that the provisions are in the best interest of the City of Orange Beach, Alabama.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE BEACH, ALABAMA, AS FOLLOWS:

1. That the Mayor is hereby authorized to execute a grant agreement amendment in substantially the form and of substantially the content now before the Council between the City of Orange Beach and the Alabama Department of Conservation and Natural Resources (ADCNR) as an act for and on behalf of the City of Orange Beach subject to final approval by the City Attorney; and
2. That this Resolution shall become effective immediately upon its adoption.

ADOPTED THIS 21<sup>st</sup> DAY OF MARCH, 2023.

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Renee Eberly  
City Clerk

C E R T I F I C A T E

I, Renee Eberly, City Clerk of the City of Orange Beach, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. 23-xxx, which was duly and legally adopted at a regular meeting of the City Council on March 21, 2023.

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City Clerk