

**RESOLUTION NO. 2017-036**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, REQUESTING THE GOVERNOR OF FLORIDA TO APPLY FOR AND ADMINISTER FUNDS ASSOCIATED WITH THE PARTIAL CONSENT DECREE IN THE CASE OF VOLKSWAGEN “CLEAN DIESEL” MARKETING, SALES PRACTICES, AND PRODUCTS LIABILITY LITIGATION; PROVIDING FOR TRANSMITTAL OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Coconut Creek has a strong commitment to long term environmental sustainability and the reduction of carbon emissions; and

**WHEREAS**, the City Commission supports development of creative strategies that will result in more prosperous and equitable communities, a healthier and cleaner environment, and a more vibrant economy; and

**WHEREAS**, according to [www.zevfacts.com](http://www.zevfacts.com), the State of Florida ranks second highest in terms of sales of zero emissions vehicles since January 2015, only behind California; and

**WHEREAS**, in an effort to promote the reduction of petroleum use and carbon emissions, it is important to promote the use of clean, alternative fuel technology through zero-emission vehicle deployment projects, including investment in green vehicle technology and charging stations; and

**WHEREAS**, the United States Government granted final approval of a \$14.7 billion settlement against Volkswagen (VW) for violation of the Clean Air Act; and

**WHEREAS**, \$4.7 billion of the settlement will be used to mitigate the pollution from these cars and to invest in green vehicle technology; and

**WHEREAS**, a portion of the \$4.7 billion includes \$2.7 billion that will be placed in an Environmental Mitigation Trust (“Trust”) and allocated to beneficiaries (states, tribes, and certain territories) based on the number of impacted Volkswagen vehicles in the respective jurisdictions; and

**WHEREAS**, the Trust will support projects that reduce nitrogen oxide (“NOx”) emissions where the VW vehicles were, are, or will be operated; and

**WHEREAS**, Florida’s share of the Trust is approximately \$152,379,150 based on the estimated number of impacted VW vehicles purchased in the State between 2009 and 2016; and

**WHEREAS**, each eligible state must file a single Certification Form to become a beneficiary of the funds no later than 60 days after the Trust effective date, and each Certification Form must include a designation of Lead Agency certified by the Office of the Governor, indicating which agency, department, office or division will have the delegated authority to act on behalf of each state; and

**WHEREAS**, only states with an approved beneficiary will be eligible for their portion of the Trust funds; and

**WHEREAS**, states are required to file for beneficiary status by the deadline, which is expected to be approximately April 2017.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:**

**Section 1:** That the City Commission of the City of Coconut Creek, Florida, hereby requests the Governor of Florida to apply for and administer the Environmental Mitigation Trust funds associated with the partial consent decree in the case of Volkswagen “Clean Diesel” Marketing, Sales Practices, and Products Liability Litigation.

**Section 2:** That the City Commission hereby directs the City Clerk to send a copy of this Resolution to Governor Rick Scott.

**Section 3:** That this Resolution shall be in full force and effect immediately upon its adoption.

Adopted this 9th day of February, 2017.

\_\_\_\_\_  
Mikkie Belvedere, Mayor

Attest:

\_\_\_\_\_  
Leslie Wallace May, City Clerk

Belvedere	<u>Aye</u>
Rydell	<u>Aye</u>
Sarbone	<u>Aye</u>
Tooley	<u>Aye</u>
Welch	<u>Aye</u>

SR;jw

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