

## RESOLUTION NO. 2025 – 04

### A RESOLUTION ADOPTING A VOLUNTARY FLOOD BUYOUT POLICY FOR THE ACQUISITION OF PROPERTY THROUGH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FLOOD MITIGATION ASSISTANCE GRANT PROGRAM.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY CITY, MISSOURI, AS FOLLOWS:

**Section 1.** The Federal Emergency Management Agency (FEMA) has approved Flood Mitigation Assistance Grant Program (FMA) funding administered by the State Emergency Management Agency (SEMA) for the acquisition and demolition of three flood-prone residential properties located at: 8011 Hafner Court, 8056 Hafner Court, and 1215 Westover Court. Specifically, \$3,224,190 was approved for this FMA-07-MO-2022 Flood Mitigation Assistance Grant Program (Project). The City has executed SEMA Flood Mitigation Assistance Grant Program Funding Approval and Grant Agreement forms, and the City has agreed to accept responsibility for adherence to all grant requirements.

**Section 2.** The City is required by SEMA to adopt a Voluntary Flood Buyout Policy for the Project. The City of University City Voluntary Flood Buyout Policy (Policy) is hereby adopted in substantially the form attached hereto as **Exhibit A**.

**Section 3.** Representatives of the City are hereby authorized to use the Policy in connection with the acquisition and demolition of the residential properties listed in Section 1.

**Section 4.** The City does hereby provide the necessary assurance that restrictive covenants shall be conveyed in the deed to any property the City acquires through the Flood Mitigation Assistance Grant Program, as follows: 1) the property shall be dedicated and maintained in perpetuity for uses compatible with open space, recreational, or wetlands management practices; 2) no new structure(s) will be built on the property, except as approved under Title 44 of the Code of Federal Regulations, Section 206.434(d) (44 CFR 206.434(d)); and, 3) after completion of the project, no application for additional disaster assistance will be made for any purpose with respect to the property to any federal entity or source, and no federal entity or source will provide such assistance.

**Section 5.** Only properties meeting the following requirements are eligible to participate in the Project: 1) the property must be listed in the original buyout application submitted to FEMA or later officially amended to the buyout by both SEMA and FEMA, and 2) the property must be a primary residential home. Vacation homes, clubhouses or businesses are not eligible for acquisition under this buyout program.

**Section 6.** As required by SEMA, any changes and additions to the Policy will be reviewed by an advisory committee consisting of representatives from SEMA and the City. In the event of disputes, differences of interpretation, or disagreements over the guidelines, the decision of the City, acting by and through the City Council, shall be final and in all cases shall be the determining factor, after consultation with SEMA.

**Section 7.** The Mayor, the City Manager and other officers and representatives of the City are hereby authorized and directed to take such other action as may be necessary to carry out the Project.

**Section 8.** This Resolution shall be in full force and effect from and after its passage by the City Council.

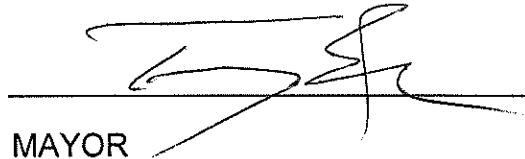
**PASSED and ADOPTED** this 24<sup>th</sup> day of March, 2025.

(Seal)

ATTEST:



CITY CLERK

  
MAYOR