

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED AMENDED VERSION OF "AMENDMENT NO. 2 TO AGREEMENT NO. LPA0246" BETWEEN THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) AND THE CITY OF KEY WEST TO INCREASE FUNDING BY \$900,000.00 (FY 23-24) PLUS \$1,159,198.66 (FY 22-23) BRINGING THE TOTAL FUNDING AMOUNT TO \$3,659,198.66, WITH OTHER TERMS REMAINING IDENTICAL TO THE "AMENDMENT NO.2" APPROVED IN RESOLUTION 24-159, FOR THE CONSTRUCTION OF KEY WEST TREATMENT PLANT SOLIDS DEWATERING UPGRADES PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS; AUTHORIZING ANY NECESSARY BUDGET AMENDMENTS AND TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, in Resolutions 22-007 and 23-335, the City Commission approved an FDEP Agreement and Amendment to Agreement to provide State funding for the Key West Treatment Plant Solids Dewatering Upgrades Project, using funds provided through the Florida Keys Stewardship Act; and

WHEREAS, subsequent to City Commission approval of "AMENDMENT NO. 2 TO AGREEMENT NO. LPA0246" on August 8, 2024, in Resolution 24-159, FDEP provided an amended version of Amendment No. 2, which includes additional funding in the amount of \$1,159,198.66 allocated from FY 22-23, and increases the total funding amount to \$3,659,198.66; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That the attached amended version of "Amendment No. 2 to Agreement No. LPA0246" between FDEP and the City is hereby approved, to increase funding by \$900,000.00 (FY 23-24) plus \$1,159,198.66 (FY 22-23), bringing the total funding amount to \$3,659,198.66, with other terms remaining the same as the "Amendment No. 2" approved in Resolution 24-159.

Section 2: Project expenses are budgeted in 401-3504-535-6500/SE35042006 and grant funds will be budgeted in 401-0000-334-3900/SE35042006 for this project. Any necessary budget amendments or adjustments are hereby authorized.

Section 3: That the City Manager is authorized to execute any necessary documents, upon advice and consent of the City Attorney.

Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2024.

Filed with the Clerk on \_\_\_\_\_, 2024.

Mayor Danise Henriquez	_____
Commissioner Sam Kaufman	_____
Commissioner Lissette Carey	_____
Commissioner Monica Haskell	_____
Commissioner Mary Lou Hoover	_____
Commissioner Donald "Donie" Lee	_____
Commissioner Clayton Lopez	_____

\_\_\_\_\_  
DANISE HENRIQUEZ, MAYOR

ATTEST:

\_\_\_\_\_  
KERI O'BRIEN, CITY CLERK