

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

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AN AMENDMENT TO THE INTERLOCAL AGREEMENT ("ILA") WITH MONROE COUNTY (THE "COUNTY"); SUPPORTING THE CERTIFICATION OF FINANCIAL CAPABILITY FOR PERPETUAL OPERATION AND MAINTENANCE COSTS FOR THE FLAGLER AVENUE ROAD RESILIENCY AND ADAPTATION PROJECT; AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS, UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Monroe County has undertaken the Flagler Avenue Road Resiliency and Adaptation Project which includes design and construction improvements to the Flager Avenue roadway and the stormwater drainage system servicing Flagler Avenue, to make it more resilient to king tides and flooding; and

WHEREAS, Monroe County is applying for a Florida Department of Environmental Protection ("FDEP") Resilient Florida Grant in the amount of \$22.5 million to fund the required 25% match, with the application due September 1, 2026; and

WHEREAS, this project will require long-term operations and maintenance, and Monroe County is requesting that the City of Key West agree to assume long-term operations and maintenance of the stormwater system once it is constructed; and

WHEREAS, a requirement of the FDEP Resilient Florida Grant application is to obtain a South Florida Water Management District ("SFWMD") permit, which requires a Certification of Financial Capability for Perpetual Operations and Maintenance Entities to be

executed by the entity that will maintain the stormwater system, with such certification due within 90 days; and staff is working to expedite permit issuance, as having all permits in hand will increase the score of the Resilient Florida Grant application;

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

Section 1: That the attached "Interlocal Agreement" between Monroe County Florida and the City of Key West, Florida for the Flagler Avenue Road Resiliency and Adaptation Project is hereby amended, as attached and incorporated herein.

Section 2: That the City Manager is hereby authorized to execute the Certification of Financial Capability for Perpetual Operations and Maintenance Entities, certifying that the City of Key West will maintain the proposed stormwater system upon completion.

Section 3: That the Mayor is authorized to execute the amendment to the ILA, and any necessary documents, upon 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 \_\_\_\_\_, 2026.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2026.

Filed with the Clerk on \_\_\_\_\_, 2026.

Mayor Danise Henriquez	_____
Vice Mayor Donald "Donie" Lee	_____
Commissioner Lissette Carey	_____
Commissioner Aaron Castillo	_____
Commissioner Monica Haskell	_____
Commissioner Sam Kaufman	_____
Commissioner Greg Veliz	_____

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

ATTEST:

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