

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

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DIRECTING STAFF TO INITIATE A REQUEST FOR PROPOSALS PROCESS TO PERFORM WATER QUALITY TESTING OR TO RENEW AN INTERLOCAL AGREEMENT WITH THE COLLEGE OF THE FLORIDA KEYS IN ACCORDANCE WITH SEC. 80-3, CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, the City of Key West was engaged in an Interlocal Agreement (ILA) with the College of the Florida Keys (CFK) pursuant to Sec. 80-3 of the Code or Ordinances that expired in March, 2024; and

WHEREAS, the City and CFK began discussing renewal of the ILA in October, 2024 and a proposal to renew was heard by the City Commission at its November and December 2024 meetings with requests for postponement that were approved; and

WHEREAS, after the December 2024 City Commission meeting, the City received a letter from the President of the CFK dated December 16, 2024, wherein the President withdrew the CFK from any further negotiations to renew the ILA or enter into a new ILA with the City for water quality testing; and

WHEREAS, the City, through the City Attorney sent a letter to the CFK President dated December 17, 2024 requesting that the CFK reconsider, and explained that the proposed ILA drafted by the CFK referenced a multi-year term, and Sec. 80-3 required annual agreements. Additionally, the frequency of testing was proposed to be reduced; and

WHEREAS, the City then received a second letter from the CFK dated December 20, 2024 wherein the CFK reiterated their position that they do not desire to renew the ILA, nor do they wish to enter into a new ILA and that no agenda items regarding an ILA with the CFK should appear on any future agendas of the City Commission; and

WHEREAS, the City has not received any written correspondence from the CFK that is contrary to their stated intentions contained in the December 16<sup>th</sup> and December 20<sup>th</sup> letters, however the CFK President has verbally expressed a willingness to renew an ILA; and

WHEREAS, staff requests guidance from the City Commission regarding seeking a new partner for water quality testing required pursuant to Sec. 80-3, or to execute a renewal of an ILA with CFK,

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

Section 1: The City Manager is: \_\_\_\_\_ directed to initiate an RFP process to seek a new qualified partner for water quality testing in compliance with Sec. 80-3 of the Code of Ordinances; or \_\_\_\_\_ votes to approve the attached renewal of the ILA with CFK in compliance with Sec. 80-3 of the Code of Ordinances.

Section 2: 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.

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Passed and adopted by the City Commission at a meeting held  
this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Authenticated by the Presiding Officer and Clerk of the  
Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Filed with the Clerk on \_\_\_\_\_, 2025.

Mayor Danise Henriquez	_____
Vice Mayor Lissette Carey	_____
Commissioner Aaron Castillo	_____
Commissioner Monica Haskell	_____
Commissioner Mary Lou Hoover	_____
Commissioner Sam Kaufman	_____
Commissioner Donald "Donie" Lee	_____

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

ATTEST:

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