

RESOLUTION NO. 17-164

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "PURCHASE AND SALE AGREEMENT" BETWEEN THE CITY OF KEY WEST AND THE UTILITY BOARD OF THE CITY OF KEY WEST D/B/A KEYS ENERGY SERVICES ("KEYS") FOR THE DIESEL ENERGY PLANT, LOCATED AT 100 ANGELA ST, ADJACENT TO THE TRUMAN WATERFRONT PROPERTY; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS ON BEHALF OF THE CITY, UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Diesel Energy Plant adjacent to the Truman Waterfront property is no longer in use, and Keys Energy has offered the City of Key West an opportunity to acquire the property at no cost; and

WHEREAS, in Resolution No. 16-157, the City approved a Task Order for a Pre-Acquisition Inspection by AMEC Foster Wheeler, and having received and reviewed said inspection, city staff has determined that it is in the best interests of the City to move forward with acquisition of the property; and

WHEREAS, acquisition of the property was approved by the electorate after referendum held on November 8, 2016; and

WHEREAS, City staff recommends approval of the attached "Purchase and Sale Agreement," which defines the respective rights and obligations between the parties in order for the City

to acquire, and Keys Energy to release the property located at
for use by the City; and

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

Section 1: That the attached "Purchase and Sale
Agreement" between the City and Keys, for the Diesel Plant
Property located at 100 Angela Street is hereby approved.

Section 2: That the City Manager is authorized to
execute necessary paperwork, and to ensure the completion of
necessary pre-purchase due diligence, upon consent of the City
Attorney.

Section 3: 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 6th day of June, 2017.

Authenticated by the Presiding Officer and Clerk of the
Commission on 7th day of June, 2017.

Filed with the Clerk on June 7, 2017.

Mayor Craig Cates	<u>Yes</u>
Vice Mayor Clayton Lopez	<u>Yes</u>
Commissioner Sam Kaufman	<u>Yes</u>
Commissioner Richard Payne	<u>Yes</u>
Commissioner Margaret Romero	<u>Yes</u>
Commissioner Billy Wardlow	<u>Absent</u>
Commissioner Jimmy Weekley	<u>Yes</u>



CRAIG CATES, MAYOR

ATTEST:



CHERYL SMITH, CITY CLERK