

RESOLUTION NO. 21-119

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "PUBLIC TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION AGREEMENT" (PTGA) FM 444447-1-94-01 BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF KEY WEST FOR THE MALLORY T-PIER EXTENSION/IMPROVEMENTS PROJECT TO ADD FISCAL YEAR 2021 FUNDING OF \$521,835.00 WITH A \$173,945.00 CITY MATCH (\$695,780.00 TOTAL); APPROVING NECESSARY BUDGET ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 2019 and 2020, the City Commission approved Agreements to provide partial funding to assist the City with improving and extending the Mallory Square T-Pier, installing a new monopile to allow safe dockage, and other repairs and improvements. This additional funding continues the Mallory T-Pier project; and

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

Section 1: That the attached "Public Transportation Amendment to the Public Transportation Agreement" (Financial

Project Number 444447-1-94-01, Contract G1767) for Mallory T-Pier (Seaport Investment Program) funding for FY 2021 between FDOT and the City is hereby approved, to provide \$521,835.00 in additional grant funding, city match \$173,945.00, resulting in a total project amount of \$695,780.00.

Section 2: That project expenses, including matching funds, are budgeted in Infrastructure Surtax/Port Operations/Infrastructure Account No. 101-4302-543-6300/Project Number IS43022003. The Grant funding of up to \$521,835.00 will be added to the Infrastructure Surtax/Revenue/Other State Grant account No. 101-0000-334-9000/Project Number IS43022003.

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

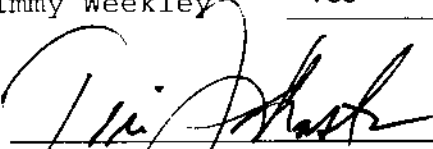
Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held  
this 2nd day of June, 2021.

Authenticated by the Presiding Officer and Clerk of the  
Commission on 3rd day of June, 2021.

Filed with the Clerk on June 3, 2021.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Gregory Davila	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Absent</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

  
TERI JOHNSTON, MAYOR

ATTEST:

  
CHERYL SMITH, CITY CLERK



THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3700

**EXECUTIVE SUMMARY**

**TO:** Greg Veliz, City Manager

**CC:** Patti McLauchlin, Assistant City Manager  
Doug Bradshaw, Port and Marine Services Director

**FROM:** Carolyn Sheldon, Senior Grants Administrator

**DATE:** February 10, 2021

**RE:** **Approving the attached Public Transportation Amendment to the Public Transportation Agreement FM 444447-1 with the Florida Department of Transportation (FDOT) to add Fiscal Year 2021 funding of \$521,835.00 with a \$173,945.00 City Match (\$695,780.00 total) and extend the Agreement to June 30, 2023 for the Mallory T Pier Extension / Improvements project. Authorizing the City Manager to execute the attached Amendment Two. Approving necessary budget amendments or transfers to accept the funding**

**ACTION STATEMENT:**

This resolution will approve the attached Public Transportation Amendment to the Public Transportation Agreement FM 444447-1 with the Florida Department of Transportation (FDOT) to add Fiscal Year 2021 funding of \$521,835.00 with a \$173,945.00 City Match (\$695,780.00 total) and extend the Agreement to June 30, 2023 for the Mallory T-Pier Extension / Improvements project. The City Manager will be authorized to execute the attached Amendment Two. This resolution will also approve necessary budget amendments or transfers to accept the funding.

**BACKGROUND:**

The total project cost is estimated at \$3,400,000.00. Resolution 19-129 passed and adopted by the City Commission on May 7, 2019 approved \$425,000.00 in funding to assist the City with improving and extending the T-Pier.

Subsequently, the City of Key West submitted applications for additional funding from the same program, the Florida Seaport Transportation and Economic Development (FSTED) Program, on June 18, 2019 and June 24, 2020. The funding requests were approved resulting in additional funds being programmed in both Fiscal Year 2020 (Resolution 19-363) and Fiscal Year 2021. Amendment Two brings the total programmed amount to \$2,582,223.00 of the \$3,400,000.00. Staff anticipates the remaining project cost to be programmed incrementally in Fiscal Year 2022 and 2023. The funds are at a 75%/25% cost share.

*Key to the Caribbean - Average yearly temperature 77° F.*

**M E M O R A N D U M**

**PURPOSE AND JUSTIFICATION:**

The Port of Key West's existing berthing structure at Mallory T-Pier is in need of an upgrade. The Mallory T-Pier Extension/Improvements project will increase the length of the pier from its existing length of 115' to a length of 200' and install a new mooring monopile to allow safe dockage. Other improvements to the T-Pier include bulkhead caps; cap faces repair or installation; cable protection systems; cap soffit repair; crack repairs; deck ballast; panel soffit repair or installation; rebar repair; reconstruction of underdeck concrete; sheet piling; and stormwater management. FDOT's funding will assist with the cost of design, permitting, construction and construction engineering and inspection services.

**FINANCIAL IMPACT:**

With the approval of Amendment Two, grant revenue of \$521,835.00 will be added to Account 1010000 3349000 / IS43022003 (Infrastructure Surtax/Revenue/Other State Grants) to increase revenue to \$1,936,667.00. Expenses are budgeted in Account 1014302 5436300 / IS43022003 (Infrastructure Surtax/Port Operations/Infrastructure).

The cost share is 75% FDOT / 25% City.

**RECOMMENDATION:**

Staff recommends that the City Commission approve the attached Public Transportation Amendment to the Public Transportation Agreement FM 444447-1-94-01 with the Florida Department of Transportation (FDOT) to add Fiscal Year 2021 funding of \$521,835.00 with a \$173,945.00 City Match (\$695,780.00 total) and extend the Agreement to June 30, 2023 for the Mallory T-Pier Extension/Improvements project and authorize the City Manager to execute Amendment Two.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION**  
**AMENDMENT TO THE PUBLIC TRANSPORTATION**  
**GRANT AGREEMENT**

Form 725-000-03  
 STRATEGIC  
 DEVELOPMENT  
 OGC 11/19

Financial Project Number(s): <small>(item-segment-phase-sequence)</small> 444447-1-94-01 444447-1-94-02	Fund(s): Work Activity Code/Function: Federal Number/Federal Award Identification Number (FAIN) – Transit only: Federal Award Date:	PORT; POED 215	FLAIR Category: 088794; 088807 Object Code: 751000 Org. Code: 55062020629 Vendor Number: F596000346036 Amendment No.: Two
Contract Number: G1767	Agency DUNS Number:	80-939-7102	
CFDA Number: N/A	CFDA Title: N/A		
CSFA Number: 55.005; 55.034	CSFA Title: Seaport Grant Program; Seaport Investment Program		

THIS AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT ("Amendment") is made and entered into on 6/8/2021 | 9:04 PM EDT, by and between the State of Florida, Department of Transportation ("Department"), and Port of Key West, City Of Key West, ("Agency"), collectively referred to as the "Parties."

**RECITALS**

WHEREAS, the Department and the Agency on 5/21/2019 (date original Agreement entered) entered into a Public Transportation Grant Agreement ("Agreement").

WHEREAS, the Parties have agreed to modify the Agreement on the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants in this Amendment, the Agreement is amended as follows:

1. **Amendment Description.** The project is amended to add fiscal year 2021 funds.
2. **Program Area.** For identification purposes only, this Agreement is implemented as part of the Department program area selected below (select all programs that apply):
  - Aviation
  - Seaports**
  - Transit
  - Intermodal
  - Rail Crossing Closure
  - Match to Direct Federal Funding (Aviation or Transit)
  - (Note: Section 15 and Exhibit G do not apply to federally matched funding)
  - Other
3. **Exhibits.** The following Exhibits are updated, attached, and incorporated into this Agreement:
  - Exhibit A: Project Description and Responsibilities
  - Exhibit B: Schedule of Financial Assistance
  - \*Exhibit B1: Deferred Reimbursement Financial Provisions
  - \*Exhibit B2: Advance Payment Financial Provisions
  - \*Exhibit C: Terms and Conditions of Construction
  - Exhibit D: Agency Resolution
  - Exhibit E: Program Specific Terms and Conditions
  - Exhibit F: Contract Payment Requirements
  - \*Exhibit G: Financial Assistance (Single Audit Act)
  - \*Exhibit H: Audit Requirements for Awards of Federal Financial Assistance

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION**  
**AMENDMENT TO THE PUBLIC TRANSPORTATION**  
**GRANT AGREEMENT**

Form 725-080-03  
STRATEGIC  
DEVELOPMENT  
OGC 11/19

\_\_\_ \*Additional Exhibit(s):

**4. Project Cost.**

The estimated total cost of the Project is  Increased/ \_\_\_ decreased by \$695,780 bringing the revised total cost of the project to \$2,582,223.

The Department's participation is  increased/ \_\_\_ decreased by \$521,835. The Department agrees to participate in the Project cost up to the maximum amount of \$1,936,667, and, additionally the Department's participation in the Project shall not exceed 75.00% of the total eligible cost of the Project.

Except as modified, amended, or changed by this Amendment, all of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the day and year written above.

AGENCY Port of Key West, City Of  
Key West

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

By: [Signature]  
Name: Patti McLaughlin  
Title: Interim City Manager

DocuSigned by:  
[Signature: Daniel Iglesias]  
Name: Daniel Iglesias, P.E.  
Title: Director of Transportation Development

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

Legal Review: Alicia Trujillo  
DocuSigned by:  
[Signature: Alicia Trujillo]

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION  
GRANT AGREEMENT EXHIBITS**

Form 725-000-02  
STRATEGIC  
DEVELOPMENT  
OGC 02/20

**EXHIBIT A**

**Project Description and Responsibilities**

**A. Project Description** (description of Agency's project to provide context, description of project components funded via this Agreement (if not the entire project)): Widening and lengthening of the T-pier from its existing width of 15' and length 115' to a maximum width of 25' and length 216' and the installation of one mooring monopile to more safely dock existing cruise ships. Final dimensions will be determined by engineering analysis as well as submerged land leases and limitations established by laws or regulations.

**B. Project Location** (limits, city, county, map): Port of Key West, Key West, FL

**C. Project Scope** (allowable costs: describe project components, improvement type/service type, approximate timeline, project schedule, project size): This Project includes the environmental work, design work, and construction work required to complete the berth upgrade activities described in the Project Description, including: aids to navigation; apron improvements; bulkhead caps; cap faces repair or installation; cable protection systems; cap soffit repair or installation; cast in place concrete; cathodic protection; concrete beams; construction; construction inspection cost; construction management; construction services; consulting services; contractor stand-by; cost estimates; crack repairs; deck ballast; demobilization; demolition; engineering services; fenders and bollards; form work; geotechnical services; mitigation assessments; mobilization; monopile components and construction; panel soffit repair or installation; permitting; pilings; plan development (e.g., 30 / 60 / 90 / 100 % and as-builts); precast concrete; preconstruction engineering and design; procurement costs; rebar repair or installation; reconstruction of underdeck concrete; sheet piling; stormwater management; structural components; surveying; temporary facilities; and tie-back systems.

**D. Deliverable(s):**

The project scope identifies the ultimate project deliverables. Deliverables for requisition, payment and invoice purposes will be the incremental progress made toward completion of project scope elements. Supporting documentation will be quantifiable, measurable, and verifiable, to allow for a determination of the amount of incremental progress that has been made, and provide evidence that the payment requested is commensurate with the accomplished incremental progress and costs incurred by the Agency.

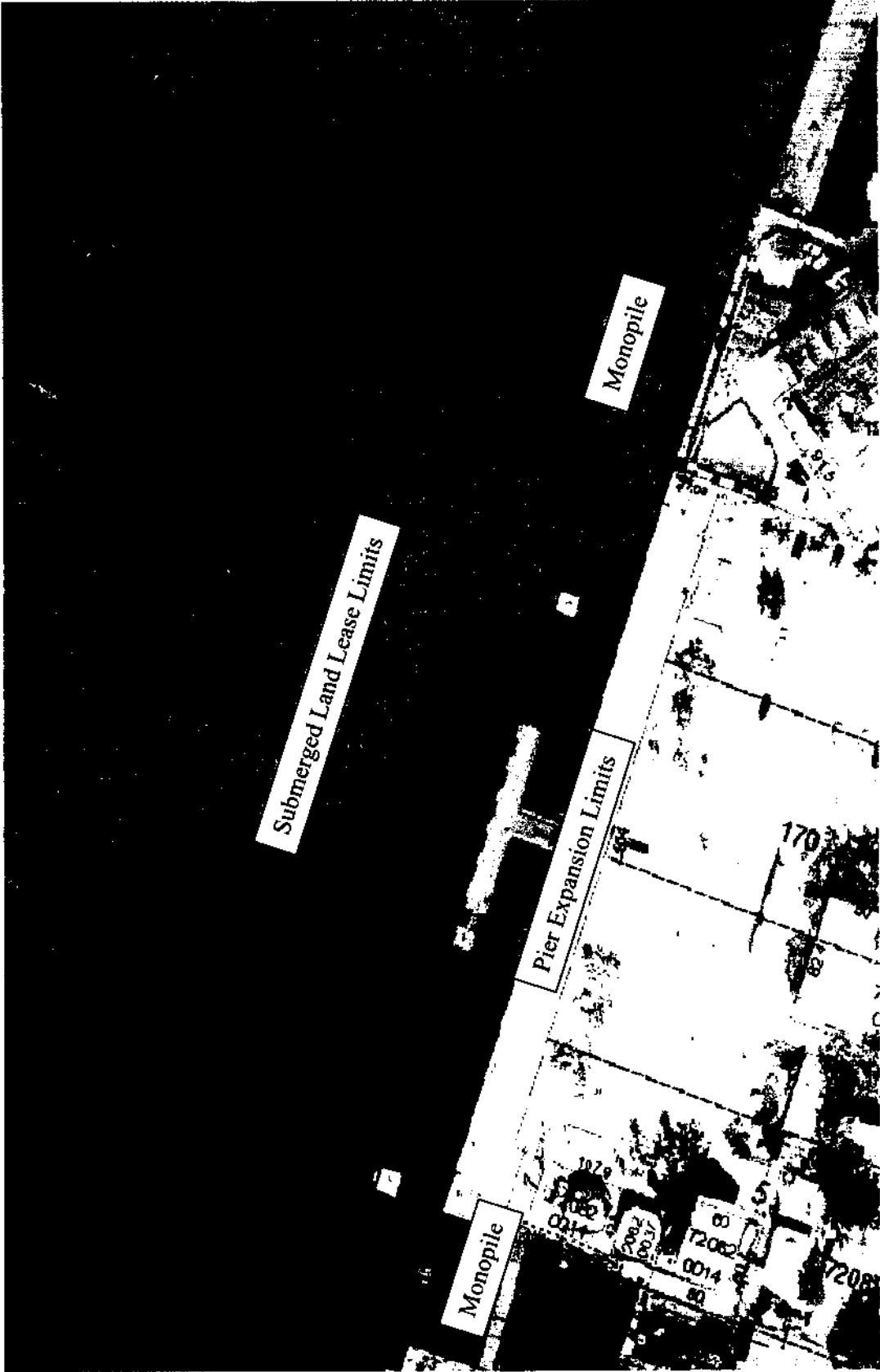
**E. Unallowable Costs** (including but not limited to): Travel costs are not allowed.

**F. Transit Operating Grant Requirements (Transit Only):**

Transit Operating Grants billed as an operational subsidy will require an expenditure detail report from the Agency that matches the invoice period. The expenditure detail, along with the progress report, will be the required deliverables for Transit Operating Grants. Operating grants may be issued for a term not to exceed three years from execution. The original grant agreement will include funding for year one. Funding for years two and three will be added by amendment as long as the grantee has submitted all invoices on schedule and the project deliverables for the year have been met.



# T-PIER EXPANSION AREA AND MONOPILE INSTALLATION LOCATION



STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION  
 GRANT AGREEMENT EXHIBITS**

Form 725-006-02  
 STRATEGIC  
 DEVELOPMENT  
 OGC 02/20

**EXHIBIT B**

**Schedule of Financial Assistance**

FUNDS AWARDED TO THE AGENCY AND REQUIRED MATCHING FUNDS PURSUANT TO THIS AGREEMENT  
 CONSIST OF THE FOLLOWING:

**A. Fund Type and Fiscal Year:**

Financial Management Number	Fund Type	FLAIR Category	State Fiscal Year	Object Code	CSFA/CFDA Number	CSFA/CFDA Title or Funding Source Description	Funding Amount
444447-1-94-01	POED	088807	2019	751000	55.034	Seaport Investment Program	\$425,000
444447-1-94-01	LF	088807	2019	-	-	Local Matching Funds	\$141,667
444447-1-94-01	PORT	088794	2020	751000	55.005	Seaport Grant Program	\$989,832
444447-1-94-01	LF	088794	2020	-	-	Local Matching Funds	\$329,944
444447-1-94-02	PORT	088794	2021	751000	55.005	Seaport Grant Program	\$426,835
444447-1-94-02	LF	088794	2021	-	-	Local Matching Funds	\$142,278
444447-1-94-02	POED	088807	2021	751000	55.034	Seaport Investment Program	\$95,000
444447-1-94-02	LF	088807	2021	-	-	Local Matching Funds	\$31,667
<b>Total Financial Assistance</b>							<b>\$2,582,223</b>

**B. Estimate of Project Costs by Grant Phase:**

Phases*	State	Local	Federal	Totals	State %	Local %	Federal %
Land Acquisition	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Planning	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Environmental/Design/Construction	\$1,936,667	\$645,556	\$0	\$2,582,223	75.00	25.00	0.00
Capital Equipment/ Preventative Maintenance	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Match to Direct Federal Funding	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Mobility Management (Transit Only)	\$0	\$0	\$0	\$0	0.00	0.00	0.00
<b>Totals</b>	<b>\$1,936,667</b>	<b>\$645,556</b>	<b>\$0</b>	<b>\$2,582,223</b>			

\*Shifting items between these grant phases requires execution of an Amendment to the Public Transportation Grant Agreement.

**BUDGET/COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:**

I certify that the cost for each line item budget category (grant phase) has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION  
GRANT AGREEMENT EXHIBITS**

Form 725-000-02  
STRATEGIC  
DEVELOPMENT  
OGC 02/20

Brittany Williams-Sanders

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Department Grant Manager Name

---

Signature

Date

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION  
GRANT AGREEMENT EXHIBITS**

Form 725-000-02  
STRATEGIC  
DEVELOPMENT  
OGC 02/20

**EXHIBIT D**

**AGENCY RESOLUTION**

***PLEASE SEE ATTACHED***

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION  
GRANT AGREEMENT EXHIBITS**

Form 725-000-02  
STRATEGIC  
DEVELOPMENT  
OGC 02/20

**EXHIBIT G**

**AUDIT REQUIREMENTS FOR AWARDS OF STATE FINANCIAL ASSISTANCE**

**THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:**

**SUBJECT TO SECTION 215.97, FLORIDA STATUTES:~**

**Awarding Agency:** Florida Department of Transportation  
**State Project Title:** Seaport Grant Program  
**CSFA Number:** 55.005  
**\*Award Amount:** \$1,416,667

\*The award amount may change with amendments

Specific project information for CSFA Number 55.005 is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

**COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:**

State Project Compliance Requirements for CSFA Number 55.005 are provided at:  
<https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION  
GRANT AGREEMENT EXHIBITS**

Form 725-000-02  
STRATEGIC  
DEVELOPMENT  
OGC 02/20

**EXHIBIT G**

**AUDIT REQUIREMENTS FOR AWARDS OF STATE FINANCIAL ASSISTANCE**

**THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:**

**SUBJECT TO SECTION 215.97, FLORIDA STATUTES:~**

**Awarding Agency:** Florida Department of Transportation  
**State Project Title:** Seaport Investment Program  
**CSFA Number:** 55.034  
**\*Award Amount:** \$520,000

\*The award amount may change with amendments

Specific project information for CSFA Number 55.034 is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

**COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:**

State Project Compliance Requirements for CSFA Number 55.034 are provided at:  
<https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>

To: Chelsea.Knight@dot.state.fl.us

**FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL**

G1767

10/8/2020

**CONTRACT INFORMATION**

<b>Contract:</b>	G1767
<b>Contract Type:</b>	GD - GRANT DISBURSEMENT (GRANT)
<b>Method of Procurement:</b>	G - GOVERNMENTAL AGENCY (287.057.F.S.)
<b>Vendor Name:</b>	CITY OF KEY WEST
<b>Vendor ID:</b>	F596000346036
<b>Beginning Date of This Agreement:</b>	05/21/2019
<b>Ending Date of This Agreement:</b>	06/30/2021
<b>Contract Total/Budgetary Ceiling:</b>	ct = \$1,936,667.00
<b>Description:</b>	PORT OF KEY WEST - T-PIER EXTENSION AND MANOPOLE INSTALLATION

**FUNDS APPROVAL INFORMATION**

**FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER ON 10/8/2020**

<b>Action:</b>	Supplemental
<b>Reviewed or Approved:</b>	APPROVED
<b>Organization Code:</b>	55062020629
<b>Expansion Option:</b>	A6
<b>Object Code:</b>	751000
<b>Amount:</b>	\$426,835.00
<b>Financial Project:</b>	44444719402
<b>Work Activity (FCT):</b>	215
<b>CFDA:</b>	
<b>Fiscal Year:</b>	2021
<b>Budget Entity:</b>	55100100
<b>Category/Category Year:</b>	088794/21
<b>Amendment ID:</b>	S002
<b>Sequence:</b>	00
<b>User Assigned ID:</b>	S002
<b>Enc Line (6e)/Status:</b>	0005/04

**Total Amount: \$426,835.00**

To: Chelsea.Knight@dot.state.fl.us

**FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL**

G1767

10/8/2020

**CONTRACT INFORMATION**

<b>Contract:</b>	G1767
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<b>Vendor Name:</b>	CITY OF KEY WEST
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<b>Description:</b>	PORT OF KEY WEST - T-PIER EXTENSION AND MANOPOLE INSTALLATION

**FUNDS APPROVAL INFORMATION**

**FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER ON 10/8/2020**

<b>Action:</b>	Supplemental
<b>Reviewed or Approved:</b>	APPROVED
<b>Organization Code:</b>	55062020629
<b>Expansion Option:</b>	AB
<b>Object Code:</b>	751000
<b>Amount:</b>	\$95,000.00
<b>Financial Project:</b>	44444719402
<b>Work Activity (FCT):</b>	215
<b>CFDA:</b>	
<b>Fiscal Year:</b>	2021
<b>Budget Entity:</b>	55100100
<b>Category/Category Year:</b>	068807/21
<b>Amendment ID:</b>	S003
<b>Sequence:</b>	00
<b>User Assigned ID:</b>	S002
<b>Enc Line (6s)/Status:</b>	0006/04

**Total Amount: \$95,000.00**



RESOLUTION NO. 21-119

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "PUBLIC TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION AGREEMENT" (PTGA) FM 444447-1-94-01 BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF KEY WEST FOR THE MALLORY T-PIER EXTENSION/IMPROVEMENTS PROJECT TO ADD FISCAL YEAR 2021 FUNDING OF \$521,835.00 WITH A \$173,945.00 CITY MATCH (\$695,780.00 TOTAL); APPROVING NECESSARY BUDGET ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 2019 and 2020, the City Commission approved Agreements to provide partial funding to assist the City with improving and extending the Mallory Square T-Pier, installing a new monopile to allow safe dockage, and other repairs and improvements. This additional funding continues the Mallory T-Pier project; and

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

Section 1: That the attached "Public Transportation Amendment to the Public Transportation Agreement" (Financial

Project Number 444447-1-94-01, Contract G1767) for Mallory T-Pier (Seaport Investment Program) funding for FY 2021 between FDOT and the City is hereby approved, to provide \$521,835.00 in additional grant funding, city match \$173,945.00, resulting in a total project amount of \$695,780.00.

Section 2: That project expenses, including matching funds, are budgeted in Infrastructure Surtax/Port Operations/Infrastructure Account No. 101-4302-543-6300/Project Number IS43022003. The Grant funding of up to \$521,835.00 will be added to the Infrastructure Surtax/Revenue/Other State Grant account No. 101-0000-334-9000/Project Number IS43022003.

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

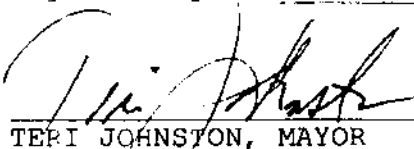
Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held  
this 2nd day of June, 2021.

Authenticated by the Presiding Officer and Clerk of the  
Commission on 3rd day of June, 2021.

Filed with the Clerk on June 3, 2021.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Gregory Davila	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Absent</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

  
TERI JOHNSTON, MAYOR

ATTEST:

  
CHERYL SMITH, CITY CLERK



# Florida Department of Transportation

RON DESANTIS  
GOVERNOR

1000 NW 111 Avenue  
Miami, FL 33172-5800

KEVIN J. THIBAUT  
SECRETARY

## MEMORANDUM

**DATE:** February 10, 2021

**TO:** Mr. Doug Bradshaw  
Port and Marine Services Director  
201 William St.  
Key West, Fl. 33041

**FROM:** Brittany Williams-Sanders, District Aviation & Seaport Programs Administrator

**SUBJECT:** EXTENSION OF TIME Public Transportation Grant Agreement  
FM No.: 444447-1-94-01 Contract No.: G1767  
Port of Key West Mallory T-Pier Expansion and Monopile Installation Initiative

The time allotted for the completion of services on subject agreement dated **May 21, 2019** and any supplemental thereto will expire on **June 30, 2021**.

In accordance with section 7 of the Public Transportation Grant Agreement, you may request a time extension. For your convenience, you may complete, sign, date and return this form to me.

It is requested that the Public Transportation Grant Agreement for the subject project be extended until **06/30/2023** for the following reasons (s): (Use attachment if necessary)

- a) **Permitting – with the design complete, Port of Key West is working through the permitting phase. The time to complete this phase is uncertain but 6 – 8 months is anticipated.**
- b) **Construction – additional time is needed to complete the construction phase.**

Agency: City of Key West Port Operations

By:

(Agency Head or Representative)

Name: Doug Bradshaw

(Type or Printed)

Title: Port and Marine Services Director

Date: 2-12-21

APPROVED: Florida Department of Transportation

8A23324EC66748A...

Daniel Iglesias, P.E.

Director of Transportation Development

Date: \_\_\_\_\_

STATE OF FLORIDA,  
DEPARTMENT OF TRANSPORTATION

Legal Review:

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RESOLUTION NO. 21-119

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "PUBLIC TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION AGREEMENT" (PTGA) FM 444447-1-94-01 BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF KEY WEST FOR THE MALLORY T-PIER EXTENSION/IMPROVEMENTS PROJECT TO ADD FISCAL YEAR 2021 FUNDING OF \$521,835.00 WITH A \$173,945.00 CITY MATCH (\$695,780.00 TOTAL); APPROVING NECESSARY BUDGET ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 2019 and 2020, the City Commission approved Agreements to provide partial funding to assist the City with improving and extending the Mallory Square T-Pier, installing a new monopile to allow safe dockage, and other repairs and improvements. This additional funding continues the Mallory T-Pier project; and

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

Section 1: That the attached "Public Transportation Amendment to the Public Transportation Agreement" (Financial

Project Number 444447-1-94-01, Contract G1767) for Mallory T-Pier (Seaport Investment Program) funding for FY 2021 between FDOT and the City is hereby approved, to provide \$521,835.00 in additional grant funding, city match \$173,945.00, resulting in a total project amount of \$695,780.00.

Section 2: That project expenses, including matching funds, are budgeted in Infrastructure Surtax/Port Operations/Infrastructure Account No. 101-4302-543-6300/Project Number IS43022003. The Grant funding of up to \$521,835.00 will be added to the Infrastructure Surtax/Revenue/Other State Grant account No. 101-0000-334-9000/Project Number IS43022003.

Section 3: That the City Manager is authorized to execute the Amendment to PTGA and related 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 2nd day of June, 2021.

Authenticated by the Presiding Officer and Clerk of the  
Commission on 3rd day of June, 2021.

Filed with the Clerk on June 3, 2021.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Gregory Davila	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Absent</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

  
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TERI JOHNSTON, MAYOR

ATTEST:

  
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CHERYL SMITH, CITY CLERK