

THIRD AMENDMENT TO
AGREEMENT FOR OPERATION, MAINTENANCE,
AND MANAGEMENT SERVICES FOR
THE CITY OF KEY WEST, FLORIDA, WASTEWATER FACILITIES

This Third Amendment to the Agreement is made and entered into this ___ day of _____, 2023, by and between Operations Management International, Inc., ("Contractor") and the City of Key West, Florida ("City").

WITNESSETH:

WHEREAS, the City entered into an Agreement ("Agreement") with Contractor on March 1, 2014, for a period of five years upon certain terms and conditions, with a renewal 5-year term, and a final 5-year renewal term; and

WHEREAS, City and Contractor renewed the agreement with a new 5-year term commencing on March 1, 2014;

WHEREAS, the current term expires on February 29, 2024;

WHEREAS, City and Contractor desire to amend certain provisions of the Agreement and extend the current term to align with the end of the fiscal year;

NOW, THEREFORE, in mutual consideration of the benefits conferred upon the parties by the terms of this Amendment, the City and Contractor agree to modify the Agreement as follows:

a. Paragraph 4.1 is hereby deleted and replaced in its entirety with the following:

4.1 Term. The initial term of this Agreement shall be for five (5) years commencing on March 1, 2014 and upon mutual agreement, will be renewable for up to (2) two additional terms of (5) five year periods. The terms of any subsequent renewal shall be as follows:

First Renewal: (Begin) March 1, 2019; (End) September 30, 2024

Second Renewal: (Begin) October 1, 2024; (End) September 30, 2029

All other terms and conditions of the Agreement dated March 1, 2014 and subsequent amendments, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have signed the day and year first above written.

ATTEST:

CITY OF KEY WEST

City Clerk

City Manager

WITNESS

CONTRACTOR

Andy Rouse

Print Name

Andy Rouse, Vice President

Print Name and Title