

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST (CITY) APPROVING THE ATTACHED "UTILITY AGREEMENT" PROPOSAL IN THE AMOUNT OF \$149,040.00 WITH KW RESORT UTILITIES CORP. FOR THE PLANT CAPACITY CHARGE (IMPACT FEE) FOR WASTEWATER SERVICE FOR THE JOHN JONES NAVIGATION CENTER (JJNC) PROJECT (PROJECT IS19002101); AUTHORIZING ANY NECESSARY BUDGET TRANSFERS AND AMENDMENTS; AUTHORIZING THE (INTERIM) CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON ADVICE AND CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, wastewater services are required for the John Jones Navigation Center Project, and shall be provided by KW Resort Utilities Corp; and

WHEREAS, KW Resort Utilities Corp. has determined that a Plant Capacity Charge is required because the existing wastewater pump station must be upgraded to serve the demands of the new facility; and

WHEREAS, the City Commission approved prior agenda items, including but not limited to, Resolutions 19-295, 19-328, 17-190, 17-207, 20-141, 20-219, 20-267, for design permitting, grant funding and procurement for the JJNC project, along with a Resolution regarding the electrical supply with Keys Energy in Resolution 24-117; and

WHEREAS, City staff finds that the Plant Capacity Charge is necessary to ensure proper wastewater treatment for the JJNC, and accordingly recommends approval of the attached contract, in a total amount of \$149,040.00; and

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

Section 1: That the attached "Utility Agreement" proposal from KW Resort Utilities is hereby approved for a Plant Capacity Charge (impact fee) for the John Jones Navigation Center Project for wastewater services in the amount of \$149,040.00.

Section 2: That funds for this Plant Capacity Charge (impact fee) will be used from account #101-1900-519-6200 (Project IS19002101). Any necessary budget transfers or amendments are hereby authorized.

Section 3: That the City Manager is authorized to

execute documents related to this contract, upon the 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 \_\_\_\_\_ day of \_\_\_\_\_, 2024.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_day of \_\_\_\_\_, 2024.

Filed with the Clerk on \_\_\_\_\_, 2024.

Mayor Teri Johnston	_____
Vice Mayor Sam Kaufman	_____
Commissioner Lissette Carey	_____
Commissioner Mary Lou Hoover	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

\_\_\_\_\_  
TERI JOHNSTON, MAYOR

ATTEST:

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