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

This Fourth Amendment to the Agreement is made and entered into this 15TH day of AUGUST, 2024., by and between the City of Key West, Florida, a municipal corporation (hereinafter the "CITY") and Operations Management International, Inc., a Florida corporation (hereinafter "OMI").

WITNESSETH:

WHEREAS, CITY entered into an Agreement ("Agreement") with OMI on March 1, 2014, for a period of five years upon certain terms and conditions, with first renewal 5-year term, and a second five-year renewal term; and

WHEREAS, on November 19, 2013, the City Commission approved a five-year contract establishing OMI to provide operation and maintenance services for wastewater and stormwater utilities of the City of Key West (Resolution 13-304). This contract governs the operations of the Richard A. Heyman Environmental Protection Facility and the wastewater and stormwater collection / transmission systems. The contract has an initial five-year term, a renewal five-year term, and a final five-year term:

WHEREAS, CITY and OMI renewed the agreement with the first renewal five-year term, commencing on March 1, 2019;

WHEREAS, CITY and OMI extended the agreement term to September 30, 2024, to align with the end of the fiscal year;

WHEREAS, CITY and OMI desire to extend the agreement with the second renewal five-year term, commencing on October 1, 2024 and ending on September 30, 2029;

WHEREAS, CITY and OMI desire to amend certain provisions of the Contract to allow regional personnel labor costs that directly support the Key West project to be an allowed Direct Cost.

NOW, THEREFORE, in mutual consideration of the benefits conferred upon the parties by the terms of this Amendment, CITY and OMI agree to extend the Agreement with a renewal five-year term.

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

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

CITY OF KEY WEST, FLORIDA
ATTEST:

City Clerk

CITY OF KEY WEST, FLORIDA

Interim City Manager
Todd C. Stoughton
8-12-2024

Reviewed for Legal Sufficiency
RR 8/8/24
Ronald J. Ramsingh, City Attorney

WITNESS

Andy Rouse.

ANDY ROUSE, VP.
Print Name, Title

CONTRACTOR

Greg Fischer, VP General Mgr.
Print Name, Title