



Legislation Details (With Text)

File #: 21-0283
Type: Consent
Status: Agenda Ready
In control: Board of County Commissioners
On agenda: 1/12/2021
Final action:
Title: RECLAIMED WATER AGREEMENT AMENDMENT TEMPLATE
Sponsors:
Indexes:
Code sections:
Attachments: 1. Agreement Template.pdf

Date	Ver.	Action By	Action	Result
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PLACEMENT: Consent

TITLE:

RECLAIMED WATER AGREEMENT AMENDMENT TEMPLATE

EXECUTIVE SUMMARY:

The Board of County Commissioners is requested to approve the Reclaimed Water Agreement Amendment Template and authorize the Director of the Utilities & Solid Waste Department, or his/her designee, to execute Reclaimed Water Agreement Amendments.

DEPARTMENT: Utilities and Solid Waste

PREPARED BY: **Name:** Todd Leyland
Title: Treatment Plant Operations Administrator

REQUESTED BY: Sam Amerson, P.E., Utilities & Solid Waste Director

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

1. Agreement prepared by: Martin County (Legal & Utilities Departments)
2. Parties to the Agreement: Martin County
Reclaimed Water Customer
3. Purpose of the Agreement: To provide a mechanism to modify the original Reclaimed Water Agreements for various reasons including changes of

ownership and reclaimed water allocation.

4. New/Revised Document: New

5. Duration: No expiration date is being established

6. Benefits to Martin County: The proposed template will allow for changes to existing Reclaimed Water Agreements to be executed by the Director of the Utilities & Solid Waste Department, or designee, without having to obtain Board of County Commissioners approval. As most of these Amendments involve either changes of ownership or allocation, the changes are usually minor and do not substantially change the Agreement.

7. Costs to Martin County: N/A

The Board has previously authorized the Utilities & Solid Waste Department Director to execute standard Agreements that have been approved by the Board of County Commissioners. These Agreements include Developer Agreements, Non-Exclusive Roll-Off Franchise Agreements, and Grinder Installation and Maintenance Agreements.

The proposed Reclaimed Water Agreement Amendment is requested to be added to the above list of Agreements that will be executed by the Department Director.

ISSUES:

None

LEGAL SUFFICIENCY REVIEW:

This item has been reviewed for legal sufficiency to determine whether it is consistent with applicable law, has identified and addressed legal risks, and has developed strategies for legal defensibility.

RECOMMENDED ACTION:

RECOMMENDATION

Move that the Board approve the Reclaimed Water Agreement Amendment Template and authorize the Director of the Utilities & Solid Waste Department, or his/her designee, to execute Reclaimed Water Agreement Amendments.

ALTERNATIVE RECOMMENDATIONS

Pull this item from the Consent Agenda and direct staff accordingly.

FISCAL IMPACT:

RECOMMENDATION

None

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

- ☐ Budget Transfer / Amendment ☐ Chair Letter ☒ Contract / Agreement
☐ Grant / Application ☐ Notice ☐ Ordinance ☐ Resolution
☐ Other:

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