



Board of County Commissioners

2401 SE Monterey Road
Stuart, Florida 34996

Agenda Item Summary

File ID: 21-0283

CNST-9

Meeting Date: 1/12/2021

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:

- | | | |
|--|---------------------------------------|--|
| <input type="checkbox"/> Budget Transfer / Amendment | <input type="checkbox"/> Chair Letter | <input checked="" type="checkbox"/> Contract / Agreement |
| <input type="checkbox"/> Grant / Application | <input type="checkbox"/> Notice | <input type="checkbox"/> Ordinance |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Resolution | |

This document may be reproduced upon request in an alternative format by contacting the County ADA Coordinator (772) 320-3131, the County Administration Office (772) 288-5400, Florida Relay 711, or by completing our accessibility feedback form at www.martin.fl.us/accessibility-feedback <<http://www.martin.fl.us/accessibility-feedback>>.