RESOLUTION NO. 12-05-36

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE PAYMENT OF $71,552.61 TO VEOLIA ENVIRONMENTAL SERVICES; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL STEPS NECESSARY TO FINALIZE AND IMPLEMENT THE TERMS AND CONDITIONS OF THE PAYMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; APPROVING A BUDGET AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Islamorada, Village of Islands (the “Village”) renewed its Agreement for Solid Waste Collection, Disposal and Recycling Services with Veolia Environmental Services (“Veolia”) effective October 1, 2008; and

WHEREAS, the Village used a lower house count for confirmation and processing of invoices than the house counts used for calculating annual non-ad valorem assessments from October 1, 2008 through September 30, 2011; and

WHEREAS, the Village did not correctly compute changes to residential service fee rates based on changes in CPI in accordance with the Agreement from October 1, 2008 through September 30, 2011; and

WHEREAS, Village staff has confirmed that $71,552.61 would be the amount due Veolia if a true-up of house counts and rates back to October 1, 2008 is approved by the Village Council; and

WHEREAS, the Village Council finds that approval of payment to Veolia is in the best interest of the Village; and

WHEREAS, the Village Council finds that approval of a budget amendment to cover expenditures is necessary.
NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF
ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing Recitals are true and correct and are
incorporated herein by this reference.

Section 2. Approval of Payment. The request for payment of $71,552.61 to Veolia
together with any payment terms and conditions is hereby approved.

Section 3. Authorization to Village Officials. The Village Manager or designee
and Village Attorney are authorized to take all steps necessary to implement and finalize the
terms and conditions of the payment, any related documents necessary to implement the payment
as well as any extensions and/or amendments to the payment terms subject to approval as to form
and legality by the Village Attorney.

Section 4. Authorization of Fund Expenditure. Notwithstanding the limitations
imposed upon the Village Manager pursuant to the Village’s Purchasing Procedures Ordinance, the
Village Manager is authorized to expend budgeted funds to implement the terms and conditions of
payment to Veolia.

Section 5. Approval of Budget Amendment. The Village Council approves a
budget amendment to increase the FY 2011-2012 Solid Waste Fund revenues by $72,000.00 and
increase the FY 2011-2012 Solid Waste Fund operating budget by $72,000.00, resulting in a net
decrease of $72,000 to the projected year end FY 2011-2012 Solid Waste Fund committed fund
balance.

Section 6. Effective Date. This Resolution shall take effect immediately upon its
adoption.
PASSED AND ADOPTED this 24th day of May, 2012.

Motion to adopt by Councilman Purdo, second by Councilman Achenberg.

FINAL VOTE AT ADOPTION

Mayor Michael Reckwerdt Yes
Vice Mayor Ken Philipson Yes
Councilman Don Achenberg Yes
Councilman Ted Blackburn Yes
Councilman Dave Purdo Yes

Ken Philipson, Vice Mayor

ATTEST:

Debra E. Eastman, MMC
Village Clerk

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND BENEFIT OF ISLAMORADA, VILLAGE OF ISLANDS:

Village Attorney