KEY LARGO WASTEWATER TREATMENT DISTRICT
BOARD OF COMMISSIONERS
COMMISSION MEETING AGENDA

April 15, 3:30 PM
98880 Overseas Hwy
Key Largo, FL 33037

Steve Gibbs
Andrew Tobin
Robert Majeska
Norm Higgins
David Asdourian

Chair
Vice Chair
Secretary-Treasurer
Commissioner
Commissioner

Margaret Blank
Ray Giglio
Carol Walker

General Manager
General Counsel
District Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the KLWTD Board, with respect to any matter considered at this meeting, such interested person will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Persons with disabilities requiring accommodations in order to participate in the meeting should contact the District Clerk at 305 451-4019 at least 48 hours in advance to request accommodations.

A. CALL TO ORDER - PLEASE MUTE CELL PHONES

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

D. APPROVAL OF AGENDA WITH ANY ADDITIONS, DELETIONS, OR CONTINUANCES

E. CLOSED SESSION
To discuss a pending case with Douglas N. Higgins, Inc. to which the Key Largo Wastewater Treatment District is a party
The following persons will be in attendance at the closed session.
Robert Majeska, Commissioner
Norman Higgins, Commissioner
Andrew Tobin, Commissioner
David Asdourian, Commissioner
Stephen Gibbs, Chairman
Margaret Blank, General Manager
Ray Giglio, General Counsel, and
Tina Roberge, Court Reporter

F. PUBLIC COMMENT

G. BULK ITEMS Action TAB 1
1. Minutes

H. COMMISSIONER’S ITEMS TAB 2
2. Elk’s Club in Tavernier (Chairman Gibbs)

I. CUSTOMER SERVICE TAB 3
3. EDU Adjustment-Key Largo Shopping Center-AK#1656470 Action
4. EDU Adjustment of Best Western-AK#1557064 Action
5. RESOLUTION NO. 02-04-14 Action
   A RESOLUTION OF THE BOARD OF COMMISSIONERS
   APPROVING THE REQUEST OF MM 102.421, LLC
   (SHAWN TOLLEY) FOR REMOVAL OF TWO TAX
   PARCEL FROM THE 2006 NON-AD VALOREM
   ASSESSMENT; AND PROVIDING FOR APPLICABILITY
   AND AN EFFECTIVE DATE.

J. ENGINEERING REPORT

K. OPERATIONS REPORT

L. FINANCIAL REPORT TAB 4
7. Amendment to Existing SRF Loan for Review and Signature Action
8. Amendment to Existing SRF Loan for Review and Signature Action

M. LEGAL COUNSEL REPORT

N. GENERAL MANAGER’S REPORT TAB 5
9. Manager’s Contract

O. COMMISSIONER’S ROUNDTABLE

P. ADJOURNMENT

MISSION STATEMENT:
"The Mission of the Key Largo Wastewater Treatment District is to preserve and protect the
delicate ecosystem of the Florida Keys while providing exceptional customer service."
KEY LARGO WASTEWATER TREATMENT DISTRICT

Agenda Request Form

Meeting Date: April 15, 2014

[ ] PUBLIC HEARING
[ ] DISCUSSION
[X] ACTION ITEM
[ ] Other:

SUBJECT: April 15, 2014

RECOMMENDED MOTION/ACTION: The approval of minutes with any deletion, additions or corrections.

Approved by General Manager ____________
Date: ____________

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<thead>
<tr>
<th>Originating Department: Clerk</th>
<th>Costs: $</th>
<th>Attachments: Minutes</th>
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<td>Cost Funding Source:</td>
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<table>
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<th>Department Review:</th>
<th>[ ] Engineering</th>
<th>[ ] Advertised: Date: ____________</th>
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<tr>
<td>District Counsel</td>
<td>[ ] Clerk PAV</td>
<td>Paper: ______________________</td>
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<tr>
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<td>[ ] Operations</td>
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<tr>
<td>Finance</td>
<td>[ ] Customer Service</td>
<td></td>
</tr>
</tbody>
</table>

Summary Explanation/Background:

Resulting Board Action:
[ ] Approved  [ ] Tabled  [ ] Dissapproved  [ ] Recommendation Revised
The Key Largo Wastewater Treatment District Board of Commissioners met for a Commission Meeting at 3:30 PM. Present were, Chairman Steve Gibbs, Commissioners, Andy Tobin (arrived 3:44 pm), Norman Higgins, David Asdourian, and Robby Majeska. Also present were General Manager Margaret Blank, Chief Information Officer, Paul Christian, General Counsel, Ray Giglio, District Clerk Carol Walker, and other appropriate District Staff.

Van Cadenhead led the Pledge of Allegiance.

APPROVAL OF AGENDA
District Counsel Ray Giglio added an item on the Higgins law suit and his contract.

Motion: Commissioner Asdourian a motion to approve the agenda as amended. Commissioner Higgins seconded the motion.

<table>
<thead>
<tr>
<th>Member</th>
<th>Yes</th>
<th>No</th>
<th>Other</th>
</tr>
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<tbody>
<tr>
<td>Commissioner Higgins</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Majeska</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Tobin</td>
<td></td>
<td></td>
<td>Absent</td>
</tr>
<tr>
<td>Commissioner Asdourian</td>
<td>X</td>
<td></td>
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</tr>
<tr>
<td>Chairman Gibbs</td>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Motion passed 4 to 0

CLOSED SESSION
Chairman Gibbs announced that the Board will now go into closed session to discuss D.N. Higgins, Inc. at 3:34 and the following persons will be in attendance and no one else:
General Manager Margaret Blank, General Counsel Ray Giglio, Chairman Steve Gibbs, Commissioners, Robert Majeska, Andrew Tobin, Norman Higgins, and David Asdourian, and Court Reporter Tina Roeberg.

April 8, 2014 Meeting called back in session at 4:13 PM.
BULK ITEMS
April 1, 2014 Minutes

Motion: Commissioner Asdourian made a motion to approve the Minutes of April 1, 2014. Commissioner Higgins seconded the motion.

Vote on Motion

<table>
<thead>
<tr>
<th>Member</th>
<th>Yes</th>
<th>No</th>
<th>Other</th>
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</thead>
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<tr>
<td>Commissioner Higgins</td>
<td>X</td>
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</tr>
<tr>
<td>Commissioner Majeska</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Tobin</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Asdourian</td>
<td>X</td>
<td></td>
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<tr>
<td>Chairman Gibbs</td>
<td>X</td>
<td></td>
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</tr>
</tbody>
</table>

Motion passed 5 to 0

COMMISSIONER ITEMS
Ocean Bay Drive
Commissioner Higgins reported that Rick Hill is concerned with the condition of the road. The General Manager is going to invite the County for a meeting on improving the road.

CUSTOMER SERVICE
Assessment Modification Procedures

Motion: Commissioner Tobin made a motion to add the wording that a property owner requesting a waiver of adjacent property not be issued a refund after five years of the original assessment. Commissioner Higgins seconded the motion.

Vote on Motion

<table>
<thead>
<tr>
<th>Member</th>
<th>Yes</th>
<th>No</th>
<th>Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commissioner Higgins</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Majeska</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Tobin</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Asdourian</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chairman Gibbs</td>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Motion passed 5 to 0

The Board decided to take out the word “actively” in the Staff recommendation for EDU/Assessment changes for commercial property.

The Board also decided to limit the refunds on the removal of an Alternate Key to “no refund after five years of original assessment”.
Motion: Commissioner Asdourian made a motion to approve the Assessment of Modification Procedures as recommended by staff with the approved amendments. Commissioner Higgins seconded the motion.

Vote on Motion

<table>
<thead>
<tr>
<th>Member</th>
<th>Yes</th>
<th>No</th>
<th>Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commissioner Higgins</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Majeska</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Tobin</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Asdourian</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chairman Gibbs</td>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Motion passed 5 to 0

LEGAL REPORT

Employment Contract

Ray Giglio asked the Board to extend his current contract until the end of October 2014.

Motion: Commissioner Higgins made a motion to extend Ray Giglio’s contract until the end of October, 2014. Commissioner Asdourian seconded the motion.

Vote on Motion

<table>
<thead>
<tr>
<th>Member</th>
<th>Yes</th>
<th>No</th>
<th>Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commissioner Higgins</td>
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</tr>
<tr>
<td>Commissioner Majeska</td>
<td>X</td>
<td></td>
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</tr>
<tr>
<td>Commissioner Tobin</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Asdourian</td>
<td>X</td>
<td></td>
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</tr>
<tr>
<td>Chairman Gibbs</td>
<td>X</td>
<td></td>
<td></td>
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</table>

Motion passed 5 to 0

General Counsel Ray Giglio thanked Commissioner Tobin for attending the hearing in Key West concerning D.N. Higgins, Inc. He also thanked the District Clerk, Carol Walker for assisting in the collection of needed documents and his wife Marylyn Giglio for her support and all other staff who had been supportive of the time he has spent on the case.

GENERAL MANAGER’S REPORT

Reclaimed Water System

Ms. Blank presented the chart the Board had requested on the use of reuse water that the District could provide.

The Board asked that Ed Castle redo the chart with actual water meter records.

ADJOURNMENT

The KLWTD Board adjourned the Board Meeting at 5:36 PM.
The KLWTD meeting minutes of April 8, 2014 were approved on April 15, 2014.

______________________________
Chairman Gibbs

______________________________
Carol Walker, CMC District Clerk
TAB 2
KEY LARGO WASTEWATER TREATMENT DISTRICT

Agenda Request Form

Meeting Date: April 15, 2014

[ ] PUBLIC HEARING
[X] DISCUSSION
[ ] ACTION ITEM
[ ] Other:

SUBJECT: Elk's Club in Tavernier

RECOMMENDED MOTION/ACTION: Discussion

Approved by General Manager

Date: 4/15/2014

Summary Explanation/Background: The President of the Elk's Club in Tavernier has requested that the KLWTD look into helping them with their sewer connection. Staff has apparently explained to them what they must do to comply. We should give them a final and conclusive answer as to what their obligations are in order to hook up.

Resulting Board Action:

☐ Approved    ☐ Tabled    ☐ Disapproved    ☐ Recommendation Revised
KEY LARGO WASTEWATER TREATMENT DISTRICT  

Agenda Request Form  

Meeting Date: April 15, 2014  

[ ] PUBLIC HEARING  

[ ] DISCUSSION  

[X] GENERAL APPROVAL OF ITEM  

[ ] RESOLUTION  

[ ] BID/RFP AWARD  

[ ] CONSENT AGENDA  

[ ] Other:  

SUBJECT: EDU Adjustment – Key Largo Shopping Center – AK#1656470  

RECOMMENDED MOTION/ACTION: Approval of Staff Recommendation  

Approved by General Manager Date: 4/10/2014  

<table>
<thead>
<tr>
<th>Originating Department: Customer Service</th>
<th>Costs:</th>
<th>Attachments:</th>
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<tbody>
<tr>
<td>[ ] District Counsel</td>
<td>[ ] Engineering</td>
<td></td>
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<tr>
<td>[ ] General Manager</td>
<td>[ ] Clerk</td>
<td></td>
</tr>
<tr>
<td>[ ] Finance</td>
<td>[ ] Customer Service</td>
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</tr>
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</table>

Advertisement:  

<table>
<thead>
<tr>
<th>Date:</th>
<th>Paper:</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>[X] Not Required</td>
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</table>

Summary Explanation/Background:  

Staff recommendation is to approve adjustment of the EDU assignment from 4.5 to 6.4.  

An EDU assignment of 4.5 EDU was assigned after an appeal was conducted in 2011. Although the current appeal was customer initiated, the District has continued to monitor water usage to assure the correct EDU assignment is associated to the parcel.  

Based on the review, water usage has increased over the past three years to 6.4 EDU. Although this is an increase in EDU assignment, the customer still holds a credit balance in their assessment account in the amount of $16,920.  

Resulting Board Action:  

☐ Approved ☐ Tabled ☐ Disapproved ☐ Recommendation Revised  

Prepared: 03/07/2012
# EDU Calculation Summary

## Key Largo Shopping Center LLC

<table>
<thead>
<tr>
<th>AK#</th>
<th>RE#</th>
<th>Year Assessed</th>
<th>Original Assessment</th>
<th>Current Assessment</th>
<th>Current Water Usage</th>
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<tr>
<td>1656470</td>
<td>00532950-000000</td>
<td>2006</td>
<td>12.4</td>
<td>4.5</td>
<td>6.4</td>
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## Service Address

<table>
<thead>
<tr>
<th>Service Address</th>
<th>Tenant</th>
<th>FKAA Acct#</th>
<th>Billed EDU</th>
<th>Current Water Usage</th>
<th>EDU Change Per Meter</th>
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</thead>
<tbody>
<tr>
<td>105922 O/S HWY</td>
<td>KEY LARGO SHOPPING CENTER LLC</td>
<td>575838-035547</td>
<td>1.0</td>
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<td>1.0</td>
<td>1.9</td>
<td>-0.9</td>
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<tr>
<td>105980 O/S HWY</td>
<td>TOM THUMB FOOD STORES</td>
<td>547110-32884</td>
<td>2.5</td>
<td>4.1</td>
<td>-1.6</td>
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<tr>
<td>106 Plaza</td>
<td>THOMAS KIFFNEY</td>
<td>515073-34847</td>
<td>1.0</td>
<td>0.3</td>
<td>0.7</td>
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<td>106 Plaza #8,9</td>
<td>MATTRESS AND BEYOND</td>
<td>580431-35549</td>
<td>1.0</td>
<td>0.1</td>
<td>0.9</td>
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</table>

| All Meters      | Total EDU                      | 10.5              | 6.4        |                     |                      |
|                 | Active Meters                  | 5.5               | 6.4        |                     |                      |
Water Usage Calculations

Owner: KEY LARGO SHOPPING CENTER LLC
Current Tenant: KEY LARGO SHOPPING CENTER LLC
FKAA Meter #: 1834282876
FKAA Location ID: 035145
FKAA Customer ID: 575838
Property Type Code: COMMUNITY SHOPPING CENTERS
Service Address: 165922 Overseas Highway
Service City: Key Largo
Year Assessed: 2006
RES or Non-RES: Non RES
Most Current Year in Study: 2013
EDU Originally Assessed: 12.4
Current EDU: 12
Billed EDU: 1
# Months Studied: 36
Calculation Date:

Notes/Comments:
Used Meter for the parcel. Other 6 are being removed.

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<th>2012</th>
<th>2013</th>
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<tr>
<td>DEC</td>
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</tbody>
</table>

Average: 0
Std Dev: 0

Prepared: 3/24/12
AK: 1656470/ FKAA Acct: 575838-035145
Key Largo Shopping Center LLC
Po Box 12307
La Jolla, CA 92039

For property located at: 106 Plaza, Key Largo

Dear Customer,

This letter is your official notification for the findings of the review and recommended decision regarding the request for adjustment of the Equivalent Dwelling Unit ("EDU") assignment for the above referenced property. A review of water usage for the time period from January 1, 2011 to December 31, 2013 was calculated per Key Largo Wastewater Treatment District's ("KLWTD") Rules and Regulations. The review resulted in the following recommended adjustments:

<table>
<thead>
<tr>
<th>EDU Assignment</th>
<th>Prior to Review</th>
<th>Adjusted</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monthly Wastewater Base Charge</td>
<td>1.0</td>
<td>1.9</td>
</tr>
<tr>
<td>(On FKAA BUI: EDU Assignment X $33.60)</td>
<td>$33.60</td>
<td>$63.84</td>
</tr>
</tbody>
</table>

This recommendation will be presented to the KLWTD Board of Commissioners for review and approval tentatively at the first Board of Commissioners regular meeting after 30 days from the date of this letter. Please contact the District Clerk for confirmation of meeting date at 305-451-4019 ext 205 or at carol.walker@klwtd.com. If you agree with the findings of this review, no further action is required. However, if you would like to challenge these findings, it is your right to have a public hearing before the Board of Commissioners where you may submit any evidence that you have. To do so, you MUST notify the District Clerk within 15 calendar days of the date of this letter.

Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu
Assessment Coordinator
Key Largo Wastewater Treatment District

Margaret Blank
General Manager
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners
Water Usage Calculations

<table>
<thead>
<tr>
<th>AK / RE</th>
<th>1656470 / 009332950-000000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Owner</td>
<td>MARINE BANK</td>
</tr>
<tr>
<td>Current Tenant</td>
<td>TOM THUMB FOOD STORES</td>
</tr>
<tr>
<td>FPLA Meter #</td>
<td>163205725</td>
</tr>
<tr>
<td>FPLA Location ID</td>
<td>39884</td>
</tr>
<tr>
<td>FPLA Customer ID</td>
<td>947110</td>
</tr>
<tr>
<td>Property Type Code</td>
<td>16 - COMMUNITY SHOPPING CENTERS</td>
</tr>
<tr>
<td>Service Address</td>
<td>100288 OS WAY</td>
</tr>
<tr>
<td>Service City</td>
<td>Key Largo</td>
</tr>
<tr>
<td>Year Assessed</td>
<td>2006</td>
</tr>
<tr>
<td>RES or Non-RES</td>
<td>Non Res</td>
</tr>
<tr>
<td>Most Current Year in Study</td>
<td>2013</td>
</tr>
<tr>
<td>EDU Originally Assessed</td>
<td>12.4</td>
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<tr>
<td>Current EDU</td>
<td>4.5</td>
</tr>
<tr>
<td>Bills EDU</td>
<td>2.5</td>
</tr>
<tr>
<td>If Months Studied</td>
<td>36</td>
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<tr>
<td>Calculation Date</td>
<td></td>
</tr>
</tbody>
</table>

Notes/Comments:

### Table:

<table>
<thead>
<tr>
<th>Year</th>
<th>Month</th>
<th>Exemptions</th>
<th>Monthly Consumption (Gal)</th>
<th>Monthly Consumption with Mean Substitutions</th>
<th>Monthly Consumption - 3 STD DEV Correction</th>
<th>Monthly Consumption - 2 STD DEV Correction</th>
<th>3 Consecutive Months</th>
<th>3 Month Consumption (Gal)</th>
<th>3 Month Consumption - 3 STD DEV</th>
<th>3 Month Consumption - 2 STD DEV</th>
</tr>
</thead>
<tbody>
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**Notes/Comments:**

- Note an "X" next to the consumption value to be thrown out.
- Average: 8,411.630414
- Standard Deviation: 2,500

**Prepared:** 2/24/12
RECOMMENDED DECISION of WASTEWATER BASE FACILITY CHARGE REVIEW

February 26, 2014

AK: 1656470/ FKAA Acct: 547110-32884
Tom Thumb Food Stores
97 W Okeechobee Rd
Hialeah, FL 33010-4721

For property located at: 105980 Overseas HWY #14, KEY LARGO

Dear Customer,

This letter is your official notification for the findings of the review and recommended decision regarding the request for adjustment of the Equivalent Dwelling Unit ("EDU") assignment for the above referenced property. A review of water usage for the time period from January 1, 2011 to December 31, 2013 was calculated per Key Largo Wastewater Treatment District's ("KLWTD") Rules and Regulations. The review resulted in the following recommended adjustments:

<table>
<thead>
<tr>
<th>EDU Assignment</th>
<th>Prior to Review</th>
<th>Adjusted</th>
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<tbody>
<tr>
<td>Monthly Wastewater Base Charge</td>
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<td>(On FKAA Bill: EDU Assignment X $33.60)</td>
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This recommendation will be presented to the KLWTD Board of Commissioners for review and approval tentatively at the first Board of Commissioners regular meeting after 30 days from the date of this letter. Please contact the District Clerk for confirmation of meeting date at 305-451-4019 ext 205 or at carol.walker@klwtd.com. If you agree with the findings of this review, no further action is required. However, if you would like to challenge these findings, it is your right to have a public hearing before the Board of Commissioners where you may submit any evidence that you have. To do so, you MUST notify the District Clerk within 15 calendar days of the date of this letter.

Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu
Assessment Coordinator
Key Largo Wastewater Treatment District

Margaret Blank
General Manager
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners

connecting is an improvement in environmental balance

KLWTD Letter FL-3
Revised: 6/18/2013
## Water Usage Calculations

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### Average

- October: 977,777,778
- November: 977,777,778
- December: 977,777,778

Average: 977,777,778

Std Dev: 248.5513564

Prepared: 2/24/12
Key Largo Wastewater Treatment District
98880 Overseas Highway – PO Box 491
Key Largo, FL 33037
Phone: (305) 451-4019 Fax: (305) 453-5807
www.klwtd.com

RECOMMENDED DECISION of WASTEWATER BASE FACILITY CHARGE REVIEW

February 26, 2014

AK: 1656470 / FKAA Acct: 515073-34847
THOMAS KIFFNEY
105910 OVERSEAS HWY
KEY LARGO, FL 33037-4839

For property located at: 106 PLAZA (1,2,3) KEY LARGO, FL 33037

Dear Customer,

This letter is your official notification for the findings of the review and recommended decision regarding the request for adjustment in the Equivalent Dwelling Unit ("EDU") assignment for the above referenced property. A review of water usage for the time period from January 1, 2011 to December 31, 2013 was calculated per Key Largo Wastewater Treatment District’s ("KLWTD") Rules and Regulations. The review resulted in the following recommended adjustments:

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<tr>
<td>Monthly Wastewater Base Charge</td>
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(On FKAA Bill: EDU Assignment x $33.60)

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Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu
Assessment Coordinator
Key Largo Wastewater Treatment District

Margaret Blank
General Manager
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners

(Enclosure – KLWTD FI-1)
Water Usage Calculations

<table>
<thead>
<tr>
<th>Year</th>
<th>Month</th>
<th>Monthly Consumption (Gal)</th>
<th>Exemption</th>
<th>Monthly Consumption Removing Exemptions</th>
<th>3 STD DEV</th>
<th>3 Month Consumption (Gal)</th>
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Average: 53.84615385 53.84615385 53.84615385 53.84615385
Std Dev: 64.69680231 64.69680231 64.69680231 64.69680231

Prepared: 2/24/12
RECOMMENDED DECISION of WASTEWATER BASE FACILITY CHARGE REVIEW

February 25, 2014

AK: 1656470 / FKAA Acct: 580431-35549
Mattress And Beyond
1837 NE 37th Ave
Homestead, FL 33033

For property located at: 106 PLAZA (#8, 9) KEY LARGO FL 33037

Dear Customer,

This letter is your official notification for the findings of the review and recommended decision regarding the request for adjustment in the Equivalent Dwelling Unit ("EDU") assignment for the above referenced property. A review of water usage for the time period from January 1, 2011 to December 31, 2013 was calculated per Key Largo Wastewater Treatment District’s ("KLWTD") Rules and Regulations. The review resulted in the following recommended adjustments:

<table>
<thead>
<tr>
<th>EDU Assignment</th>
<th>Prior to Review</th>
<th>Adjusted</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monthly Wastewater Base Charge</td>
<td>$33.60</td>
<td>$3.36</td>
</tr>
</tbody>
</table>

(On FKAA Bill: EDU Assignment X $33.60)

This recommendation will be presented to the KLWTD Board of Commissioners for review and approval tentatively at the first Board of Commissioners regular meeting after 30 days from the date of this letter. Please contact the District Clerk for confirmation of meeting date at 305-451-4019 ext 205 or at carol.walker@klwtd.com. If you agree with the findings of this review, no further action is required. However, if you would like to challenge these findings, it is your right to have a public hearing before the Board of Commissioners where you may submit any evidence that you have. To do so, you MUST notify the District Clerk within 15 calendar days of the date of this letter.

Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu
Assessment Coordinator
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners
(Enclosure – KLWTD FL-1)

Margaret Blank
General Manager
Key Largo Wastewater Treatment District
Key Largo Wastewater Treatment District  
98880 Overseas Highway – PO Box 491  
Key Largo, FL 33037  
Phone: (305) 451-4019  Fax: (305) 453-5807  
www.klwtd.com

RECOMMENDED DECISION of ASSESSMENT REVIEW  
February 26, 2014

AK: 1656470/ FKAA Acct: 575838-035145  
Key Largo Shopping Center LLC  
Po Box 12307  
La Jolla, CA 92039

For property located at: 106 Plaza, Key Largo

Dear Property Owner:

In accordance with the Key Largo Wastewater Treatment District’s ("KLWTD") Resolution No. 25-08-13 ("Resolution"), a review of your wastewater assessment for the parcel listed above was conducted in response to your request received January 13, 2014. This letter is your official notification for the findings of this review, recommended decision that will be presented to the KLWTD Board of Commissioners for action and your rights pertaining to these findings.

The Resolution dictates that your Equivalent Dwelling Unit ("EDU") assignment be based upon:

"... [a] review [of] the available [FKAA] metered water consumption (in gallons) for all qualified Water Meters attributable to a particular Tax Parcel..."

Using this methodology, a revised study of your water usage was conducted and the following recommendation has been made:

<table>
<thead>
<tr>
<th>Prior to Review*</th>
<th>Adjusted</th>
</tr>
</thead>
<tbody>
<tr>
<td>EDU Assignment</td>
<td>4.5</td>
</tr>
</tbody>
</table>

*Based on current outstanding assessment balance.

This recommendation will be presented to the KLWTD Board of Commissioners for review and approval tentatively at the first Board of Commissioners regular meeting after 30 days from the date of this letter. Please contact the District Clerk for confirmation of meeting date at 305-451-4019 ext 205 or at carol.walker@klwtd.com. If you agree with the findings of this review, no further action is required. However, if you would like to challenge these findings, it is your right to have a public hearing before the Board of Commissioners where you may submit any evidence that you have. To do so, you MUST notify the District Clerk within 15 calendar days of the date of this letter. Should the Board of Commissioners accept these recommendations by majority vote, your 2015 non-ad valorem tax assessment will be calculated using the adjusted EDU assignment reflected above.

Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu  
Assessment Coordinator  
Key Largo Wastewater Treatment District

Margaret Blank  
General Manager  
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners

connecting is an improvement in environmental balance

KLWTD Letter FL-6  
Revised: 08/06/2013
AK#1656470 - 105910 O/S HWY

KL Shopping Center

DISCLAIMER: The Monroe County Property Appraiser's office maintains data on property within the County solely for the purpose of fulfilling its responsibility to secure a just valuation for ad valorem tax purposes of all property within the County. The Monroe County Property Appraiser's office cannot guarantee its accuracy for any other purpose. Likewise, data provided regarding one tax year may not be applicable in prior or subsequent years. By requesting such data, you hereby understand and agree that the data is intended for ad valorem tax purposes only and should not be relied on for any other purpose.
KEY LARGO WASTEWATER TREATMENT DISTRICT

Agenda Request Form

Meeting Date: April 15, 2014

Agenda Item No. 4

[ ] PUBLIC HEARING
[ ] DISCUSSION
[X] GENERAL APPROVAL OF ITEM
[ ] RESOLUTION
[ ] BID/RFP AWARD
[ ] CONSENT AGENDA

[ ] Other:

SUBJECT: EDU Adjustment of Best Western – AK#1557064

RECOMMENDED MOTION/ACTION: Approval of Staff Recommendation

Approved by General Manager

Date: 4/10/2014

Originating Department:
Customer Service

Costs: $17,405 - As a reduction of the principal balance of assessment (no refund).

Attachments:
1. Water Usage Calculation
2. Customer Request for Review
3. Recommended Decision of Assessment Review
4. Recommended Decision of Wastewater Base Facility Charge Review
5. Map

Department Review:

[ ] Engineering
[ ] Clerk
[ ] Customer Service

Advertised:

Date: ____________
Paper: ____________
[X] Not Required

Summary Explanation/Background:

Staff recommendation is to approve adjustment of the EDU assignment from 78.2 EDU to 72.3 EDU.

An EDU assignment of 78.2 was assigned when the parcel was initially assessed in 2008. Actual consumption based on water usage resulted in an EDU calculation of 72.3 EDU.

KLWTD will review water consumption data annually for the next two years. The EDU assignment will be adjusted if applicable.

Resulting Board Action:

☐ Approved ☐ Tabled ☐ Disapproved ☐ Recommendation Revised
## Water Usage Calculations

### Notes/Comments:

**Year** | **Month** | **Exemption (Reduce if not to the consumption value to be shown here)** | **Monthly Consumption** | **Monthly Consumption With Mean Substitution** | **Monthly Consumption 3 STD DEV Correction** | **Monthly Consumption 2 STD DEV Correction** | **3 Consecutive Months** | **3 Month Consumption** | **3 Month Consumption 2 STD DEV** | **3 Month Consumption 3 STD DEV** |
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**Exemption Notes/Comments:**

- **Year Month**
- **Exemption**
- **Monthly Consumption**
- **Monthly Consumption With Mean Substitution**
- **Monthly Consumption 3 STD DEV Correction**
- **Monthly Consumption 2 STD DEV Correction**
- **3 Consecutive Months**
- **3 Month Consumption**
- **3 Month Consumption 2 STD DEV**
- **3 Month Consumption 3 STD DEV**

**Average:**

- **2011:** 14550
- **2012:** 14550
- **2013:** 14550

**Calculation Date:**

**Prepared:** 2/24/12
Key Largo Wastewater Treatment District

98880 Overseas Highway
Key Largo, FL 33037
Phone: 305-451-4019
Fax: 305-453-5807

Request for Review of Initial Pre-Payment amount or Monthly Base Charge
and Adjustment of Fees and Charges for Wastewater Service

*Name: Solomon Bacon Inn 2/6/14
*Date of Request: 12/27/2013

*Service Address: 201 Ocean Drive, Key Largo, FL 33037
(This is a Residential Dwelling) [ ] (This is a non-residential Dwelling)

*Phone: 401.371.2520 Email: jokougan@supertelinc.com
Alternate Key (AK): 1557014
FKAA Account No: 512037-034930 FKAA Meter No: 1K3158325

*Reason for Request:
Hotel's average water use is well below the standard for 78.2 EDU's.

*A copy of your latest FKAA bill must be provided with this request

*Initial only one:

☑ I, the undersigned, certify that I am the OWNER of the parcel listed above and hereby request that the Key Largo Wastewater Treatment District (the District) review my current Equivalent Dwelling Unit (EDU) assignment for this property and that my assessment be adjusted accordingly as outlined in the District's Assessment Resolutions. I further request that my monthly base charge for wastewater services as billed monthly on my current water bill be adjusted to meet the new EDU assignment. I understand and accept that this review may result in an INCREASE of the EDU assignment for this property and if so, will result in an increase of my monthly base charge and assessment for the parcel.

☐ I, the undersigned, certify that I am the TENANT of the unit or parcel listed above and hereby request that the Key Largo Wastewater Treatment District (the District) review my current Equivalent Dwelling Unit (EDU) assignment and that my monthly base charge for wastewater services as billed monthly on my current water bill be adjusted accordingly. I understand that, should a change be required, the entire parcel and all current tenants' EDU assignments may also be reviewed at the District's discretion. I further understand and accept that this review may result in an INCREASE of the EDU assignment for this property and if so, will result in an increase of my monthly base charge and possibly, the assessment for the parcel.

*Signature: [Signature] 12/27/2013
*Date

"*" Denotes Required Fields

KLWTD Form F-1 February 1, 2012
AK: 1557064
SOLOMON BEACON INN
PO BOX 1448
NORFOLK, NE 68701

For property located at: 201 OCEAN DR, KEY LARGO

Dear Property Owner:

In accordance with the Key Largo Wastewater Treatment District's ("KLWTD") Resolution No. 25-08-13 ("Resolution"), a review of your wastewater assessment for the parcel listed above was conducted in response to your request received December 30, 2013. This letter is your official notification for the findings of this review, recommended decision that will be presented to the KLWTD Board of Commissioners for action and your rights pertaining to these findings.

The Resolution dictates that your Equivalent Dwelling Unit ("EDU") assignment be based upon:

"... [a] review [of] the available [FKAA] metered water consumption (in gallons) for all qualified Water Meters attributable to a particular Tax Parcel..."

Using this methodology, a revised study of your water usage was conducted and the following recommendation has been made:

<table>
<thead>
<tr>
<th>Prior to Review*</th>
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<tbody>
<tr>
<td>EDU Assignment</td>
<td>78.2</td>
</tr>
</tbody>
</table>

*Based on current outstanding assessment balance.

This recommendation will be presented to the KLWTD Board of Commissioners for review and approval tentatively at the first Board of Commissioners regular meeting after 30 days from the date of this letter. Please contact the District Clerk for confirmation of meeting date at 305-451-4019 ext 205 or at carol.walker@klwtd.com. If you agree with the findings of this review, no further action is required. However, if you would like to challenge these findings, it is your right to have a public hearing before the Board of Commissioners where you may submit any evidence that you have. To do so, you MUST notify the District Clerk within 15 calendar days of the date of this letter. Should the Board of Commissioners accept these recommendations by majority vote, your 2015 non-ad valorem tax assessment will be calculated using the adjusted EDU assignment reflected above.

Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu
Assessment Coordinator
Key Largo Wastewater Treatment District

Margaret Blank
General Manager
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners

connecting is an improvement in environmental balance
Key Largo Wastewater Treatment District
98880 Overseas Highway – PO Box 491
Key Largo, FL 33037
Phone: (305) 451-4019  Fax: (305) 453-5807
www.klwtd.com

RECOMMENDED DECISION of WASTEWATER BASE FACILITY CHARGE REVIEW

January 3, 2014

AK: 1557064 / FKAA Acct: 512037-036930
BEST WESTERN SUITES
277 GERMAN OAK DR
CORDOVA, TN 38018

For property located at: 201 OCEAN DRIVE TRL, KEY LARGO, FL 33037

Dear Customer,

This letter is your official notification for the findings of the review and recommended decision regarding the request for adjustment in the Equivalent Dwelling Unit ("EDU") assignment for the above referenced property. A review of water usage for the time period from January 1, 2011 to December 31, 2013 was calculated per Key Largo Wastewater Treatment District’s ("KLWTD") Rules and Regulations. The review resulted in the following recommended adjustments:

<table>
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<tr>
<th>EDU Assignment</th>
<th>Prior to Review</th>
<th>Adjusted</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monthly Wastewater Base Charge</td>
<td>78.2</td>
<td>72.3</td>
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<tr>
<td>(On FKAA Bill: EDU Assignment X $33.60)</td>
<td>$2,627.52</td>
<td>$2,429.38</td>
</tr>
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</table>

Wastewater monthly base charges billed on or after 10/30/2013 (sixty days prior to date review request was submitted) will be credited based on the adjusted EDU assignment of 72.3 EDUs. Future wastewater monthly base charges will be adjusted accordingly.

This recommendation will be presented to the KLWTD Board of Commissioners for review and approval tentatively at the first Board of Commissioners regular meeting after 30 days from the date of this letter. Please contact the District Clerk for confirmation of meeting date at 305-451-4019 ext 205 or at carol.walker@klwtd.com. If you agree with the findings of this review, no further action is required. However, if you would like to challenge these findings, it is your right to have a public hearing before the Board of Commissioners where you may submit any evidence that you have. To do so, you MUST notify the District Clerk within 15 calendar days of the date of this letter.

Please contact me at (305) 451-4019 ext 210 or diane.oberheu@klwtd.com should you have further questions.

Sincerely,

Diane Oberheu
Assessment Coordinator
Key Largo Wastewater Treatment District

CC: KLWTD Commissioners

(Enclosure – KLWTD FI-1)

Marked Blank
General Manager
Key Largo Wastewater Treatment District

connecting is an improvement in environmental balance
KEY LARGO WASTEWATER TREATMENT DISTRICT

Agenda Request Form

Meeting Date: April 15, 2014

Agenda Item No. 5

[ ] PUBLIC HEARING

[X] RESOLUTION

[ ] DISCUSSION

[ ] BID/RFP AWARD

[X] GENERAL APPROVAL OF ITEM

[ ] CONSENT AGENDA

[ ] Other:

SUBJECT: Waiver of Two Tax Parcels – MM 102.421 LLC – Serviced AK#1666734

RECOMMENDED MOTION/ACTION: Approval of Staff Recommendation

Approved by General Manager: __________________________ Date: 4/10/2014

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<th>Costs: - Assessment Revenue $9,940 ($4,970 each parcel)</th>
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<td></td>
<td>[ ] Engineering_______ [ ] Clerk_______ [ ] Customer Service_____</td>
<td>[X] Not Required</td>
</tr>
</tbody>
</table>

Summary Explanation/Background:

Staff recommendation is to approve the waiver of two vacant parcels (AK#1666751 and 1666742) adjoining AK#1666734 which is located at 102421 Overseas Highway.

Shawn Tolley, the registered agent of MM 102.421 LLC, requested a waiver of the above referenced vacant parcels.

Each waived parcel has paid $1,988 in principal (total of $3,976.00). This amount will be transferred to the served parcel which has a current principal balance of $3,658.80. This will result in an overage of principal paid, due to the customer in the amount of $317.20.

Resulting Board Action:

☐ Approved    ☐ Tabled    ☐ Disapproved    ☐ Recommendation Revised

KLWTD Form F-3

Prepared: 03/07/2012
RESOLUTION NO. 02-04-14
A RESOLUTION OF THE BOARD OF COMMISSIONERS
APPROVING THE REQUEST OF MM102.421, LLC
(Shaun Tolley) FOR REMOVAL OF TWO TAX
PARCEL FROM THE 2006 NON-AD VALOREM
ASSESSMENT; AND PROVIDING FOR APPLICABILITY
AND AN EFFECTIVE DATE.

WHEREAS, the Key Largo Wastewater Treatment District approved the request
of the property owner, MM 102.421, LLC, (Shaun Tolley) to waive service to the
parcels described in Section 2; and

WHEREAS, the Key Largo Wastewater Treatment District has determined the
parcel described in Section 2 is adjacent to the parcel described in Section 1
which is receiving service, and that the parcel in Section 1 is developed and used
as a single property.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF
COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT
DISTRICT;

Section 1.
PARCEL ID: 00543210-000000
AK NO. 1666734
PARCEL DESCRIPTION: SQR 1 LOTS 10 AND 11 BAHIA MAR EST KEY
LARGO OR595-870 OR846-2286Q/C OR902-170Q/C
OR1109-772 OR1401-1546/48Q/C OR1401-1549/51Q/C
OR1401-1552/53AFF OR1401-1554D/C OR1401-
1557/63TRUST OR2181-2324Q/C OR2443-2093
OR2443-2094

Section 2.
PARCEL ID: 00543230-000000
AK NO. 1666751
PARCEL DESCRIPTION: BK 1 LT 13 BAHIA MAR EST PB4-79 KEY LARGO
OR595-870 OR846-2286 OR902-170 OR1109-772
OR1401-1546/48 OR1401-1549/51 OR1401-1552/53AFF
OR1401-1554D/C OR1401-1557/63TRUST OR2181-2324
OR2223-2336 OR2460-1070C OR2469-84

PARCEL ID: 00543220-000000
AK NO. 1666742
PARCEL DESCRIPTION: BK 1 LT 12 BAHIA MAR EST PB4-79 KEY LARGO
OR595-870 OR846-2286 OR902-170 OR1109-772
OR1401-1546/48 OR1401-1549/51 OR1401-1552/53AFF
OR1401-1554D/C OR1401-1557/63TRUST OR2181-2324
OR2223-2336 OR2460-1070C OR2469-84
Section 3. The Key Largo Wastewater Treatment District Board of Commissioners does hereby exclude the lots designated above in Section 2 from the Preliminary Key Largo Wastewater Treatment District 2006 No Ad-Valorem Assessment.

Section 4. APPLICABILITY AND EFFECTIVE DATE. This resolution shall take effect upon adoption by the Board of Commissioners.

RESOLVED AND ADOPTED THIS 15th DAY OF APRIL, 2014

The foregoing RESOLUTION was offered by Commissioner , who moved its approval. The motion was seconded by Commissioner , and being put to a vote the result was as follows:

<table>
<thead>
<tr>
<th></th>
<th>AYE</th>
<th>NAY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chairman Gibbs</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Asdourian</td>
<td></td>
<td></td>
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<tr>
<td>Commissioner Majeska</td>
<td></td>
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<tr>
<td>Commissioner Tobin</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Commissioner Higgins</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The Chairman thereupon declared Resolution No. 02-04-14 duly passed and adopted the 15th day of April 2014

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: Chairman Gibbs

ATTEST: Approved to as to form and legal sufficiency

__________________________ _________________________________
Carol Walker, District Clerk General Counsel, Ray Giglio
SEAL
Request for Wastewater Assessment Waiver or Exemption

ALL fields must be completed, unless indicated as optional, before the request will be reviewed.

Property Owner of Record: MM103.421, LLC

Name of Request Initiator: Shawn Tolley

Email (optional): Lisa@Sandyfactory.com Phone: 3054539144

PARCEL 1
RE/Parcel ID: 005432300000000039 Alternate Key: 16666757
Parcel Legal Description: BK1 LT13 Bahia Mare Est.

PARCEL 2
RE/Parcel ID: 005432200000000039 Alternate Key: 16666742
Parcel Legal Description: BK1 LT12 Bahia Mare Est.

PARCEL 3
RE/Parcel ID: Alternate Key: 
Parcel Legal Description: 

I request a WAIVER of wastewater assessment because I own a parcel that has been assessed, is serviced by central sewer and is adjacent to the parcel(s) referenced above. I understand that I will pay an administrative fee of $200 to process the waiver. (Fee is not due with the submission of this request form.) I further understand, should I later combine the parcels with Monroe County and the waived alternate key referenced above becomes the surviving alternate key for the combined parcel, the assessment will be transferrable to the surviving alternate key.

Alternate Key for Serviced Parcel: 16666734.

☐ I request an EXEMPTION of wastewater assessment for the parcel(s) listed above for the reason(s) stated below:

Signature 12/3/13

The completed request form may be mailed to the address below, faxed to 305-453-5807 or hand delivered to the District office located at 98880 Overseas Hwy, Key Largo, FL 33037.

Mailing Address: PO Box 491, Key Largo, FL 33037
KEY LARGO WASTEWATER TREATMENT DISTRICT
WAIVER OF WASTEWATER SERVICE
AND
ACKNOWLEDGEMENT OF POTENTIAL COSTS

THIS WAIVER of wastewater service and acknowledgement of potential costs is executed on the date(s) shown below:

WHEREAS, on August 9, 2006, the Key Largo Wastewater Treatment District ("District") adopted a Final Assessment Resolution levying non-ad valorem assessments against each of the Tax Parcels listed in Attachment A under and in accordance with Chapter 197.3632, Florida Statutes; and

WHEREAS, the purpose of the non-ad valorem assessments is to recover a portion of the costs of providing wastewater service to the Tax Parcels listed in Attachment A; and

WHEREAS, the undersigned are all of the owners of the Tax Parcels listed in Attachment A; and

WHEREAS, in order to induce the District to waive the non-ad valorem assessment against one or more of the Tax Parcels listed in Attachment A ("Excluded Parcels"), (1) the undersigned are certifying that the Tax Parcels listed in Attachment A are being utilized as a single parcel for development purposes, and that the undersigned do not intend to separate the parcels for development, and (2) the undersigned are waiving their right to receive wastewater service to the Excluded Parcels; and

WHEREAS, even though the Excluded Parcels will not receive wastewater service at this time, the Excluded Parcels will nevertheless receive a special benefit from construction by the District of wastewater collection, transmission, and treatment facilities, but relying on the representations above, the District is willing to forego an assessment against the Excluded Parcels at this time; and

WHEREAS, the District has advised the undersigned that, if they or their successors desire to have wastewater service provided to any of the Excluded Parcels the cost to the District, and the cost to the undersigned persons or their successors, of providing the service will be significantly greater than the costs of providing service at this time;

NOW, THEREFORE, in consideration of the premises and in further consideration of the promises below, the undersigned agree:

1. The undersigned certify that they are all of the owners, or legal representatives of all of the owners, of the Tax Parcels, as shown in the records of the Monroe County Property Appraiser, listed in Attachment A.

2. The undersigned certify that they desire to receive wastewater service to the Tax Parcel listed in Attachment A and designated as the Tax Parcel receiving wastewater service, and further hereby waive their right to receive wastewater to the Tax Parcel(s) listed in Attachment A and designated as Excluded Parcel(s).

3. The undersigned certify that the Tax Parcels listed in Attachment A are being utilized as a single parcel for development purposes, and that the undersigned do not intend to separate the parcels for development.
4. If the District later provides Wastewater Service to an Excluded Parcel, the then-current owner(s) shall be required to pay to the District an amount fairly representing the special benefit that the Tax Parcel will receive, as determined by the District. The undersigned understand and acknowledge that the amount charged at the time of later connection is expected to be significantly greater than the non-ad valorem assessment.

5. In reliance on the certifications and statements of the undersigned, the District will forego its right to impose the non-ad valorem assessment on the excluded parcels.

6. The District will advise the Monroe County Tax Collector to remove the assessment(s) against the Excluded Parcel(s). The District has been advised by the Monroe County Tax Collector that upon receipt of such advice, the Monroe County Tax Collector will issue amended tax bills reflecting the removal of the assessment(s) from the Excluded Parcels. If the assessment(s) have already been paid, the District will take steps to refund the amount(s) received by the District to the then-current owner(s) of the Excluded Parcels. However, the District will not be obligated to refund any amounts charged by the Monroe County Tax Collector for collecting the assessment(s).

7. The District acknowledges receipt of an administrative fee of $200.00.

8. The undersigned mortgagee(s) hereby consent to this waiver of wastewater service and acknowledgement of potential costs, and all of its terms.

9. This waiver and all of its terms shall be binding upon, and inure to the benefit of, the signatories, their successors and assigns, and all subsequent owners of the Tax Parcels listed in Attachment A, and each of them.

IN WITNESS WHEREOF, the undersigned, comprising all of the owners of the Tax Parcels listed in Attachment A have executed this waiver of wastewater service and acknowledgement of potential costs on the dates shown opposite their names.

Signed, Sealed and Delivered in the presence of these Witnesses (one of whom may be the Notary):

Sign: [Signature]
Owner or Co-Owner
Shawn Kelley

Sign: [Signature]
Owner or Co-Owner

Sign: [Signature]
Witness

STATE OF: Florida
COUNTY OF: Monroe

The foregoing instrument was acknowledged before me this 12-10-13 (date), by Shawn Kelley (name(s)), who is personally known to me or who has produced (type of identification) as identification.

LISA MARKS
Notary Public
Printed Name
Commission Expiration Date
WAIVER OF WASTEWATER SERVICE
AND
ACKNOWLEDGEMENT OF POTENTIAL COSTS

Attachment A

Tax Parcel receiving wastewater Service:
Alternate Key Number: 1666734
RE Number: 00543210-000000
Physical Location: 102421 OVERSEAS HWY, KEY LARGO
Legal Description: SQR 1 LOTS 10 AND 11 BAHIA MAR EST KEY LARGO OR595-870
OR846-2286Q/C OR902-170Q/C OR1109-772 OR1401-1546/48Q/C
OR1401-1549/51Q/C OR1401-1552/53AFF OR1401-1554D/C
OR1401-1557/63TRUST OR2181-2324Q/C OR2443-2093 OR2443-2094

Excluded Parcels:

Excluded Parcel No. 1:
Alternate Key Number: 1666751
RE Number: 00543230-000000
Physical Location: VACANT LAND KEY LARGO
Legal Description: BK 1 LT 13 BAHIA MAR EST PB4-79 KEY LARGO OR595-870 OR846-2286 OR902-170 OR1109-772 OR1401-1546/48 OR1401-1549/51 OR1401-1552/53AFF OR1401-1554D/C OR1401-1557/63TRUST OR2181-2324 OR2223-2336 OR2460-1070C OR2469-84

Excluded Parcel No. 2:
Alternate Key Number: 1666742
RE Number: 00543220-000000
Physical Location: VACANT LAND KEY LARGO
Legal Description: BK 1 LT 12 BAHIA MAR EST PB4-79 KEY LARGO OR595-870 OR846-2286 OR902-170 OR1109-772 OR1401-1546/48 OR1401-1549/51 OR1401-1552/53AFF OR1401-1554D/C OR1401-1557/63TRUST OR2181-2324 OR2223-2336 OR2460-1070C OR2469-84
Served Parcel
AK#1666734
102421 Overseas HWY

Waived
AK#1666751
Vacant Land

Waived
AK#1666742
Vacant Land

MM 102.421 LLC
Randy's Florida Keys Gifts

Disclaimer: The Monroe County Property Appraiser's office maintains data on properties within the County solely for the purpose of fulfilling its responsibility to secure a just valuation for ad valorem tax purposes of all property within the County. The Monroe County Property Appraiser's office cannot guarantee its accuracy for any other purpose. Likewise, data provided regarding one tax year may not be applicable in prior or subsequent years. By requesting such data, you hereby understand and agree that the data is intended for ad valorem tax purposes only and should not be relied on for any other purpose.
**Subject:** KLWTD Cash Basis Financial Report – March 2014

**Recommended Motion/Action:** Review/Discussion of Cash Basis Financial Report

**Summary Explanation/Background:**


**Resulting Board Action:**

☐ Approved  ☐ Tabled  ☐ Disapproved  ☐ Recommendation Revised
### KLWTD Cash Basis Financial Report for March 2014

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>DEPOSIT DATE</th>
<th>$ AMOUNT</th>
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<tbody>
<tr>
<td>Wastewater Service Revenue 02/22-02/28/14</td>
<td>3/7/2014</td>
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<tr>
<td>Wastewater Service Revenue 03/01-03/07/14</td>
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<td>Wastewater Service Revenue 03/08-03/14/14</td>
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<tr>
<td>Wastewater Service Revenue 03/15-03/21/14</td>
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<td>WW Rev Subtotal:</td>
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<td>$732,880.85</td>
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<td>Miscellaneous Revenues</td>
<td>03/01-03/31/14</td>
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<td>Islamorada ILA Capacity Fee <em>(deposited in Assessment account)</em></td>
<td>3/24/2014</td>
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<td>SDC Prepayments Total <em>(deposited in Assessment account)</em></td>
<td>03/01-03/31/14</td>
<td>$17,907.83</td>
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<td>MC Tax Collector Payments Total <em>(deposited in Assessment account)</em></td>
<td>3/6/2014</td>
<td>$167,834.83</td>
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<td><strong>REVENUES (Total Deposits in March 2014)</strong></td>
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<td><strong>$1,022,423.92</strong></td>
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<td><strong>EXPENDITURES (Total checks written in March 2014)</strong></td>
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<td><strong>$331,136.60</strong></td>
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<td><strong>EXPENDITURES (Payroll in March 2014)</strong></td>
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<td><strong>$154,928.23</strong></td>
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<tr>
<td><strong>TOTAL EXPENDITURES:</strong></td>
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<td><strong>$486,064.83</strong></td>
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### KLWTD BANK OPERATING ACCOUNT BALANCES at 3/31/14

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<th>Account Type</th>
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<th>Balance</th>
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<tbody>
<tr>
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<tr>
<td>BB&amp;T Payroll Acct</td>
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<tr>
<td>BB&amp;T Assessment Acct</td>
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<tr>
<td>BB&amp;T Debt Service Acct</td>
<td>9673</td>
<td>$2,666,931.72</td>
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<td>BB&amp;T Replacement &amp; Renewal Acct</td>
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<td>Capital Bank General Acct-9006</td>
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<td>Community Assessment Acct -3609</td>
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<td>First State Assessment Acct - 3292</td>
<td></td>
<td>$2,362,667.51</td>
</tr>
</tbody>
</table>
KEY LARGO WASTEWATER TREATMENT DISTRICT
Agenda Request Form

Meeting Date: April 15, 2014  Agenda Item No. 7

[ ]  PUBLIC HEARING  [ ]  RESOLUTION
[ ]  DISCUSSION  [ ]  BID/RFP AWARD
[X]  GENERAL APPROVAL OF ITEM  [ ]  CONSENT AGENDA
[ ]  Other:

SUBJECT: Amendment to Existing SRF Loan for Review and Signature

RECOMMENDED MOTION/ACTION: Approve Amendment 4 to Loan Agreement 46401P

Approved by General Manager Date: 4/10/2014

<table>
<thead>
<tr>
<th>Originating Department:</th>
<th>Costs: $</th>
<th>Attachments: Amendments to Loan Agreements</th>
</tr>
</thead>
<tbody>
<tr>
<td>Finance</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Department Review:</th>
<th>Engineering</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Clerks</td>
<td></td>
</tr>
<tr>
<td>[ ] District Counsel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>[X] General Manager</td>
<td></td>
<td></td>
</tr>
<tr>
<td>[X] Finance</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| Advertised:            |               |          |
| Date:                  |               |          |
| Paper:                 |               |          |
| [X] Not Required       |               |          |

<table>
<thead>
<tr>
<th>All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.</th>
<th>Yes I have notified everyone</th>
<th>Please initial one.</th>
</tr>
</thead>
<tbody>
<tr>
<td>[ ] Engineering</td>
<td>[ ] Clerk</td>
<td>[ ] General Manager</td>
</tr>
</tbody>
</table>

Summary Explanation/Background:

SRF Loan 46401P: This amendment provides additional funding of $1,667,955.00, excluding capital interest, at an interest rate of 2.57% plus $33,359.00 in service fees, to the District for expenditures already incurred, but not yet reimbursed. The District is not obligated to draw down these loan funds, unless deemed necessary. This amendment also increases the semi-annual loan payment by $83,501.00, or from $754,103.00 to $837,604.00 commencing on July 15, 2014.

Resulting Board Action:

☐ Approved  ☐ Tabled  ☐ Disapproved  ☐ Recommendation Revised
Good morning,

Attached is a copy of proposed Amendment 4 to the District's State Revolving Fund loan agreement. The amendment provides an additional $1,667,955 for this project.

Please have the appropriate officials sign and seal three copies and return them to us within three weeks at 2600 Blair Stone Road, Mail Station 3505, Tallahassee, Florida, 32399-2400. We will sign the documents and mail a fully executed original to the District.

Sandy Waters
Planner II
State Revolving Fund Management
2600 Blair Stone Road, MS 3505
Tallahassee, FL 32399-2400
Sandra.Waters@dep.state.fl.us
Phone (850)245-8382
Fax (850)245-8411

Please take a few minutes to share your comments on the service you received from the department by clicking on this link. DEP Customer Survey.
AMENDMENT 4 TO LOAN AGREEMENT WW46401P
KEY LARGO WASTEWATER TREATMENT DISTRICT

This amendment is executed by the STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (Department) and the KEY LARGO WASTEWATER TREATMENT DISTRICT, FLORIDA, (the “District”), an independent special district existing as a public agency under the laws of the State of Florida.

WITNESSETH:

WHEREAS, the Department and the District entered into a Clean Water State Revolving Fund Loan Agreement, Number WW46401P, as amended, authorizing a Loan amount of $22,670,199, excluding Capitalized Interest; and

WHEREAS, the District is entitled to additional financing of $1,667,955, excluding Capitalized Interest, which includes a shift of funding from leveraged funds to State funds in the amount of $742,882 under Loan Agreement WW464010; and

WHEREAS, revised provisions for audit and monitoring are needed; and

WHEREAS, a Financing Rate must be established for the additional financing amount awarded in this amendment; and

WHEREAS, a Loan Service Fee must be estimated for the additional financing; and

WHEREAS, the Semiannual Loan Payment amount needs revision to reflect an adjustment in the Loan amount; and

WHEREAS, the Project costs need adjustment to reflect revised estimates; and

WHEREAS, the definition of Project needs revision.

NOW, THEREFORE, the parties hereto agree as follows:

1. Subsection 1.01(18) of the Agreement is deleted and replaced as follows:

“Project” shall mean the works financed by this Loan and Loan WW464010 and shall consist of furnishing all labor, materials, and equipment to construct the collection, transmission, treatment and disposal facilities in accordance with the plans and specifications accepted by the Department for the following contracts:

(a) “Vacuum Collection System - Basin A - 1, 4, and 5 Basin B - 6 and Basin C - 3”; and

(b) “Vacuum Collection System - Basin A Phases 3 and 2”; and

(c) “Vacuum Collection System - Basin B Phases 1 and 2”; and

(d) “Vacuum Collection System - Basin D Phases 1, 2, and 3 and Basin B Phase 4”; and
(e) "Vacuum Collection System - Basin C Phases 1, 2, and 4 and Basin B Phases 3 and 5"; and

(f) "Wastewater Treatment Facility Expansion and Upgrade"; and

(g) "Vacuum Station A and D"; and

(h) "Vacuum Collection System - Basin D Phase 4"; and

In addition, the following equipment contracts have been accepted by the Department:

(i) "Odor Control Equipment"; and

(j) "Miscellaneous Equipment"; and

(k) "Aeration Blowers"; and

(l) "Grit Removal System; and

(m) "VacTron"; and

(n) "Screening Conveyor"; and

(o) "Vacuum Pit O Rings and Seals"; and

(p) "Vacuum Pits"; and

(q) "Wastewater Treatment Process Tanks"; and

(r) "Vacuum Station A and D Emergency Generator"; and

(s) "Injection Well"; and

(t) "Vacuum Station (A & D) Equipment Direct Purchase"; and

(u) "Injection Well Materials"; and

(v) "WWTP Emergency Generator"; and

(w) "Biological Process Equipment"; and

(x) "Vacuum Station Odor Control System"; and

(y) "Automatic Transfer Switch".

The Project is in agreement with the "Key Largo Wastewater Treatment District Facilities Plan - Planning Documents for the State Revolving Fund Loan - Key Largo Regional Wastewater Project", dated April 2006. A Florida Final Programmatic Environmental Impact Statement was published in August 2004 and no adverse comments were received.
2. Subsections 2.03(1) and (3)(a)(i) of the Agreement are deleted and replaced as follows:

The District agrees to the following audit and monitoring requirements.

(1) The financial assistance authorized pursuant to this Loan Agreement consists of the following:

<p>| Federal Resources, Including State Match, Awarded to the Recipient Pursuant to this Agreement Consist of the Following: |
|--------------------------------------------------|--------------------------------------------------|------------------|------------------|</p>
<table>
<thead>
<tr>
<th>Federal Program Number</th>
<th>Federal Agency</th>
<th>CFDA Number</th>
<th>CFDA Title</th>
<th>Funding Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>CS-120001-140</td>
<td>EPA</td>
<td>66.458</td>
<td>Capitalization Grants for State Revolving Funds</td>
<td>$24,338,154</td>
</tr>
</tbody>
</table>

(3) Report Submission.

(a) Copies of reporting packages for audits conducted in accordance with OMB Circular A-133, as revised, and required by Subsection 2.03(2) of this Agreement shall be submitted, when required by Section .320 (d), OMB Circular A-133, as revised, by or on behalf of the District directly to each of the following:

(i) The Department at the following address:

Valerie Peacock, Audit Director  
Office of the Inspector General  
Florida Department of Environmental Protection  
3900 Commonwealth Boulevard, MS 41  
Tallahassee, Florida 32399-3123

3. Additional financing in the amount of $1,667,955, excluding Capitalized Interest, is hereby awarded to the District.

4. A Financing Rate of 2.57 percent per annum is established for the additional financing amount awarded in this amendment. Individually, the interest rate is 1.285 percent per annum and the Grant Allocation Assessment rate is 1.285 percent per annum. However, if this amendment is not executed by the District and returned to the Department before July 1, 2014, the Financing Rate may be adjusted.

5. The estimated principal amount of the Loan is hereby revised to $24,650,371, which consists of $24,338,154 authorized for disbursement to the District and $312,217 of Capitalized Interest. This total consists of the following:

(a) Original Agreement of $2,844,850, including $2,670,199 authorized for disbursement to the District and $174,651 of Capitalized Interest, at a Financing Rate of 2.51
percent per annum (the interest rate is 1.255 percent per annum and the Grant Allocation Assessment rate is 1.255 percent per annum); and

(b) Amendment 1 of $5,133,738, including $5,000,000 authorized for disbursement to the District and $133,738 of Capitalized Interest, at a Financing Rate of 2.41 percent per annum (the interest rate is 1.205 percent per annum and the Grant Allocation Assessment rate is 1.205 percent per annum); and

c) Amendment 2 of $5,003,828, including $5,000,000 authorized for disbursement to the District and $3,828 of Capitalized Interest, at a Financing Rate of 2.62 percent per annum (the interest rate is 0.00 percent per annum and the Grant Allocation Assessment rate is 2.62 percent per annum); and

d) Amendment 3 of $10,000,000 authorized for disbursement to the District, at a Financing Rate of 2.68 percent per annum (the interest rate is 1.34 percent per annum and the Grant Allocation Assessment rate is 1.34 percent per annum); and

e) Amendment 4 of $1,667,955 authorized for disbursement to the District, at a Financing Rate of 2.57 percent per annum (the interest rate is 1.285 percent per annum and the Grant Allocation Assessment rate is 1.285 percent per annum).

The estimated principal does not reflect payments received to date.

6. An additional Loan Service Fee in the amount of $33,359, for a total of $486,763, is hereby estimated. The fee represents two percent of the Loan amount excluding Capitalized Interest; that is, two percent of $24,338,154.

7. The Semiannual Loan Payment amount, adjusted to account for repayments received to date, is hereby revised and shall be in the amount of $837,604. Such payments shall be paid to, and must be received by, the Department beginning on July 15, 2014 and semiannually thereafter on January 15 and July 15 of each year until all amounts due hereunder have been fully paid. Until this Agreement is further amended, each Semiannual Loan Payment will be proportionally applied toward repayment of the amounts owed on each incremental Loan amount at the date such payment is due.

8. The District and the Department acknowledge that the actual Project costs have not been determined as of the effective date of this agreement. Project cost adjustments may be made as a result of Project changes agreed upon by the Department. Capitalized Interest will be recalculated based on actual dates and amounts of Loan disbursements. If the District receives other governmental financial assistance for this Project, the costs funded by such other governmental assistance will not be financed by this Loan. The Department shall establish the final Project costs after its final inspection of the Project records. Changes in Project costs may also occur as a result of the District’s Project audit or a Department audit.

Funds disbursed in accordance with Section 4.08 of this Agreement shall be disbursed in the order in which they have been obligated without respect to budgetary line item estimates. All disbursements shall be made from the original Loan amount until that amount has been
disbursed; the Financing Rate established for the original Loan amount shall apply to such
disbursements for the purpose of determining the associated Capitalized Interest and repayment
amount. The Financing Rate established for any additional increment of Loan financing shall be
used to determine the Capitalized Interest and repayment amount associated with the funds
disbursed from that increment.

The estimated Project costs are revised as follows:

<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>TOTAL PROJECT COST ($)</th>
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</thead>
<tbody>
<tr>
<td>Allowance costs</td>
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<td>Construction and Demolition</td>
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<td>Technical Services After Bid Opening</td>
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<tr>
<td>Contingencies</td>
<td>5,569,642</td>
</tr>
<tr>
<td>Interim Financing Costs</td>
<td>1,260,107</td>
</tr>
<tr>
<td><strong>SUBTOTAL (Project Costs)</strong></td>
<td><strong>68,263,992</strong></td>
</tr>
<tr>
<td>Less SRF Loan WW464010</td>
<td>(32,077,094)</td>
</tr>
<tr>
<td>Less Other Funding Sources</td>
<td>(11,848,744)</td>
</tr>
<tr>
<td><strong>SUBTOTAL (Disbursable Amount)</strong></td>
<td><strong>24,338,154</strong></td>
</tr>
<tr>
<td>Capitalized Interest</td>
<td>312,217</td>
</tr>
<tr>
<td><strong>TOTAL (Loan Principal Amount)</strong></td>
<td><strong>24,650,371</strong></td>
</tr>
</tbody>
</table>

9. All other terms and provisions of the Loan Agreement shall remain in effect.
This Amendment 4 to Loan Agreement WW46401P shall be executed in three or more counterparts, any of which shall be regarded as an original and all of which constitute but one and the same instrument.

IN WITNESS WHEREOF, the Department has caused this Agreement to be executed on its behalf by the Program Administrator and the District has caused this Agreement to be executed on its behalf by its Authorized Representative and by its affixed seal. The effective date of this Agreement shall be as set forth below by the Program Administrator.

for
KEY LARGO WASTEWATER TREATMENT DISTRICT

____________________
Chairman

Attest: Approved as to form and legal sufficiency:

____________________  ______________________
Secretary                   District Counsel

SEAL

APPROVED AND ACCEPTED BY THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION.

____________________  ______________________
Program Administrator                   Date
State Revolving Fund
KEY LARGO WASTEWATER TREATMENT DISTRICT

Agenda Request Form

Meeting Date: April 15, 2014   Agenda Item No. 8

[ ] PUBLIC HEARING  [ ] RESOLUTION
[ ] DISCUSSION  [ ] BID/RFP AWARD
[X] GENERAL APPROVAL OF ITEM  [ ] CONSENT AGENDA

SUBJECT: Amendment to Existing SRF Loan for Review and Signature

RECOMMENDED MOTION/ACTION: Approve Amendment 4 to Loan Agreement 464010

Approved by General Manager [Signature] Date: 4/10/2014

<table>
<thead>
<tr>
<th>Originating Department:</th>
<th>Costs: $</th>
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<tbody>
<tr>
<td>Finance</td>
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<thead>
<tr>
<th>Funding Source:</th>
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<tbody>
<tr>
<td>Acct. # see attached</td>
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<table>
<thead>
<tr>
<th>Department Review:</th>
<th>[ ] Engineering  [ ] Clerk</th>
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<tbody>
<tr>
<td>[ ] District Counsel</td>
<td></td>
</tr>
<tr>
<td>[ ] General Manager</td>
<td></td>
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<tr>
<td>[X] Finance</td>
<td></td>
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<tr>
<th>Advertised:</th>
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<tr>
<td>Date:</td>
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<tr>
<td>Paper:</td>
<td></td>
</tr>
<tr>
<td>[X] Not Required</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Attachments:</th>
<th>Amendments to Loan Agreements</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.</th>
</tr>
</thead>
</table>
| Yes I have notified everyone___________________________  
Or  
Not applicable in this case__________________________:
Please initial one. |

Summary Explanation/Background:

SRF Loan 464010: This amendment reduces the loan amount by $742,882.00. The loan service fee will be reduced by $14,858.00 to $641,542.00 payable on July 15, 2014. The semi-annual loan payments will decrease by $27,765.57, or from $1,087,056.00 to $1,059,290.43.

Resulting Board Action:

☐ Approved  ☐ Tabled  ☐ Disapproved  ☐ Recommendation Revised
Good morning,

Attached is a copy of proposed Amendment 4 to the District’s State Revolving Fund loan agreement. The amendment adjusts the project costs and reduces the semiannual loan payment. The adjustments are final unless further revisions become necessary as a result of an audit. An amortization schedule is also attached.

Please have the appropriate officials sign and seal three copies and return them to us within three weeks at 2600 Blair Stone Road, Mail Station 3505, Tallahassee, Florida, 32399-2400. We will arrange for the documents to be signed and mail a fully executed original to you.

Sandy Waters
Planner II
State Revolving Fund Management
2600 Blair Stone Road, MS 3505
Tallahassee, FL 32399-2400
Sandra.Waters@dep.state.fl.us
Phone (850)245-8382
Fax (850)245-8411

Please take a few minutes to share your comments on the service you received from the department by clicking on this link. DEP Customer Survey.
AMENDMENT 4 TO LOAN AGREEMENT WW464010
KEY LARGO WASTEWATER TREATMENT DISTRICT

This amendment is executed by the FLORIDA WATER POLLUTION CONTROL FINANCING CORPORATION (the "Corporation") and the KEY LARGO WASTEWATER TREATMENT DISTRICT, FLORIDA, (the "Local Borrower"), an independent special district existing as a public agency under the laws of the State of Florida.

WITNESSETH:

WHEREAS, the Corporation and the Local Borrower entered into a Clean Water State Revolving Fund Loan Agreement, Number WW464010, as amended, authorizing a Loan amount of $32,819,976, excluding Capitalized Interest; and

WHEREAS, the Loan Amount, Loan Service Fee, and Project costs need adjustment to reflect actual costs; and

WHEREAS, $742,882 of this Loan amount will be reduced and similarly increased in Loan Agreement, Number WW46401P; and

WHEREAS, the Semiannual Loan Payment amount needs revision to reflect adjustment of project costs and the nine Semiannual Loan Payments received by the Department from the Local Borrower; and

WHEREAS, revised provisions for audit and monitoring are needed.

NOW, THEREFORE, the parties hereto agree as follows:

1. The Loan amount is hereby reduced by $742,882, and the adjusted total disbursed amount for this loan is $32,077,094.

2. The Loan Service Fee is reduced by $14,858, and the adjusted total service fee for this Loan is $641,542. This fee represented two percent of the Loan amount excluding Capitalized Interest; that is, two percent of $32,077,094. The Loan Service Fee of $641,542 was assessed on April 2, 2014 and will be paid in the July 15, 2014 payment.

   Interest shall accrue on the Loan Service Fee at the Financing Rate, or rates, set for the Loan until the fee is paid.

3. The total amount to repay by the Local Borrower is $32,799,040.08, which consists of $32,077,094.00 disbursed to the Local Borrower, $80,404.08 of accrued Capitalized Interest and $641,542.00 of service fee charges.

4. The total amount remaining to repay on the Loan is $26,786,162.30, which amount accounts for the Department's receipt of nine Semiannual Loan Payments and consists of the following:
(a) The unpaid principal of the original loan of $7,832,348.42 and the unpaid service fee charge of the original loan of $200,000.00, both at a Financing Rate of 2.72 percent per annum (the interest rate is 1.36 percent per annum, and the Grant Allocation Assessment rate is 1.36 percent per annum).

(b) The unpaid principal of Amendment 1 of $8,202,842.90 and the unpaid service fee charge of $200,000.00, both at a Financing Rate of 2.69 percent per annum (the interest rate is 1.345 percent per annum, and the Grant Allocation Assessment rate is 1.345 percent per annum).

(c) The unpaid principal of Amendment 2 of $8,282,911.22 and the unpaid service fee charge of $200,000.00, both, at a Financing Rate of 2.49 percent per annum (the interest rate is 1.245 percent per annum, and the Grant Allocation Assessment rate is 1.245 percent per annum).

(d) The unpaid principal of Amendment 3 of $1,826,517.76 and the unpaid service fee charge of $41,542.00, both at a Financing Rate of 2.92 percent per annum (the interest rate is 1.46 percent per annum, and the Grant Allocation Assessment rate is 1.46 percent per annum).

5. The Semiannual Loan Payment amount, adjusted to account for repayments received to date, is hereby revised and shall be in the amount of $1,059,290.43. Such payments shall be received by the Department on July 15, 2014 and semiannually thereafter on January 15 and July 15 of each year until all amounts due hereunder have been fully paid.

6. Subsections 2.03(1) and (3)(a)(i) are hereby deleted and replaced as follows:

The Local Borrower agrees to the following audit and monitoring requirements.

3) The financial assistance authorized pursuant to this Loan Agreement consists of the following:

<table>
<thead>
<tr>
<th>Federal Resources, Including State Match, Awarded to the Recipient Pursuant to this Agreement Consist of the Following:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Program Number</td>
</tr>
<tr>
<td>------------------------</td>
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<tr>
<td>CS120001-100</td>
</tr>
</tbody>
</table>

(a) Copies of reporting packages for audits conducted in accordance with OMB Circular A-133, as revised, and required by Subsection 2.04(2) of this Agreement shall be submitted, when required by Section .320 (d), OMB Circular A-133, as revised, by or on behalf of the Local Borrower directly to each of the following:

(i) The Department at the following address:
7. Project Costs are revised as follows:

The Local Borrower, the Corporation, and the Department acknowledge that changes in Project costs may occur as a result of the Local Borrower’s Project audit or a Department audit pursuant to Chapter 62-503 of the Florida Administrative Code. Unless this Agreement is amended subsequent to an audit, the following Project disbursements shall be final.

<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>PROJECT COST($)</th>
</tr>
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<tbody>
<tr>
<td>Allowance Cost</td>
<td>1,391,214.00</td>
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<tr>
<td>Construction and Demolition</td>
<td>30,235,629.00</td>
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<tr>
<td>Technical Services During Construction</td>
<td>450,251.00</td>
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<tr>
<td>SUBTOTAL (Total Disbursed)</td>
<td>32,077,094.00</td>
</tr>
<tr>
<td>Capitalized Interest</td>
<td>80,404.08</td>
</tr>
<tr>
<td>TOTAL (Loan Principal Amount)</td>
<td>32,157,498.08</td>
</tr>
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</table>

8. The Project-specific audit required under Subsection 2.04(4) of the Agreement shall be submitted within twelve months after the effective date of this amendment.

9. All other terms and provisions of the Loan Agreement shall remain in effect.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK
This Amendment 4 to Loan Agreement WW464010 shall be executed in three or more counterparts, any of which shall be regarded as an original and all of which constitute but one and the same instrument.

IN WITNESS WHEREOF, the Corporation has caused this amendment to the Loan Agreement to be executed on its behalf by its Chief Executive Officer and the Local Borrower has caused this amendment to be executed on its behalf by its Authorized Representative and by its affixed seal. The effective date of this amendment shall be as set forth below by the Chief Executive Officer of the Corporation.

for

FLORIDA WATER POLLUTION CONTROL FINANCING CORPORATION

____________________________  ________________________
Chief Executive Officer        Date

Reviewed and approved by the Corporate Secretary

for

KEY LARGO WASTEWATER TREATMENT DISTRICT

____________________________
General Manager

Attest: Approved as to form and legal sufficiency:

____________________________  ________________________
Secretary                      District Counsel

SEAL

APPROVED AND ACCEPTED BY THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION.

____________________________
Program Administrator
State Revolving Fund

4
Meeting Date: April 15, 2014

Agenda Item No. 9

[ ] PUBLIC HEARING

[ ] RESOLUTION

[x] DISCUSSION

[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM

[ ] CONSENT AGENDA

[ ] Other:

SUBJECT: General Manager's contract renewal

RECOMMENDED MOTION/ACTION: Discussion only.

Approved by General Manager: 4/10/2014

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<th>Engineering</th>
<th>Clerk</th>
<th>Operations Manager</th>
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<td></td>
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<tr>
<td>General Manager</td>
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<td>Paper:</td>
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<tr>
<td>[X] Not Required</td>
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</table>

Summary Explanation/Background:

Discussion of General Manager's contract.

Resulting Board Action:

☐ Approved                      ☐ Tabled                      ☐ Disapproved                      ☐ Recommendation Revised