



## STAFF REPORT

Regular City Commission Meeting

July 11, 2024

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**To:** Elected Officials

**From:** Dale L. Martin, City Manager

**Date:** July 11, 2024

**Item Name:** Proposed Resolution 2024-40, a Resolution by the City of Flagler Beach, Florida approving a proposal from McKim and Creed to complete the requirements of a Consent Order, and a Budget Amendment to cover the expense, providing for conflict and effective date.

**Background:** On December 22, 2023, the Florida Department of Environmental Protection (FDEP) and the City of Flagler Beach entered into Consent Order Case Number 23-0409. The Consent Order stipulates a variety of corrective actions for the City to complete. With preliminary assistance from the staff of McKim & Creed, the City has begun compliance efforts in accordance with the Consent Order (such as the approved in-kind project to evaluate the effectiveness of “slip lining” the City’s wastewater collection system to reduce inflow and infiltration (“clean” water that reduces the effectiveness and increases the cost of wastewater treatment).

Additional compliance efforts are beyond the technical capacity of City staff and require further assistance to ensure compliance with the provisions of the Consent Order. McKim & Creed, a pre-approved professional engineering consultant, has offered a proposal to provide the needed assistance.

**Fiscal Impact:** A Budget Amendment is necessary to move the \$289,920 from the Utility Unrestricted Reserve Fund (401. 3800.389101) to Utility Capital Equipment (401.5351.303100.568).

**Staff Recommendation:** Adopt Resolution 2024-40 approving the McKim & Creed proposal dated June 28, 2024. Authorizing the Consent Order Response Assistance & Capacity Management Operations and Maintenance (CMOM) Phase I, and amending the FY 2023/24 budget.

**Attachments:** Proposed Resolution 2024-40  
Consent Order