

**RESOLUTION NO. 25-05-34**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING A FIRST AMENDMENT TO GRANT AGREEMENT #3243 BETWEEN MONROE COUNTY, ON BEHALF OF THE TOURIST DEVELOPMENT COUNCIL ("TDC") AND ISLAMORADA, VILLAGE OF ISLANDS FOR FOUNDERS PARK BEACH INCLUSIVE PLAYGROUND. TO REVISE THE COMPLETION DATE OF THE PROJECT TO SEPTEMBER 30,2026; AUTHORIZING THE VILLAGE MAYOR TO EXECUTE THE FIRST AMENDMENT; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING OR EFFECTIVE DATE.**

**WHEREAS**, Islamorada, Village of Islands (the "Village"), offers its residents and tourists a playground at Founders Park that was created for use primarily by young children and families; and

**WHEREAS**, the current playground features, installed in 2015, has deteriorated over time due to the weather conditions, salt air and extreme sun; and

**WHEREAS**, the Village is aware of the need to provide more inclusive amenities and improve the experience of visitors and residents that have physical limitations or restrictions and is highly motivated to provide an inclusive playground at Founders Park beach; and

**WHEREAS**, in April 2024, the Village applied to the Monroe County Tourist Development Council (the "TDC") requesting \$597,000.00 FY 2025 Capital Project funding for the Founders Park Splash Pad Safety Resurface Project (the "Project"); and

**WHEREAS**, in June 2024, the TDC approved the Village's application for funding in the amount of \$497,771.00; and

**WHEREAS**, on August 7,2024, pursuant to Resolution No. 23-08-72<sup>1</sup>, the Village approved

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<sup>1</sup> / Although the resolution was approved in 2024, the number assigned to it was nonetheless 23-08-72.

execution of the grant Award Agreement, Contract ID#3243 (the "Agreement"), which was subsequently executed by all parties; and

**WHEREAS**, on February 4, 2025 the Village requested an extension of time to September 30, 2026 for completion of the Project; and

**WHEREAS**, as a result, an amendment to the Agreement is required to extend the timeframes set forth therein (the "First Amendment"); and

**WHEREAS**, the Village Council wishes to approve the First Amendment attached hereto as Exhibit "1"; and

**WHEREAS**, The First Amendment requires execution by the Village Mayor and transmittal to the TDC prior to execution by the Monroe County Board of County Commissioners after its June 2025 meeting; and

**WHEREAS**, the Village Council of Islamorada, Village of Islands (the "Village Council") the Village finds that acceptance of the grant funding and approval of a First Amendment is in the best interest of the Village and its residents.

<sup>1/</sup> Although the resolution was approved in 2024, the number assigned to it was nonetheless 23-08-72.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

**Section 1.**     **Recitals.** The above recitals are true and correct and incorporated into this Resolution by this Reference.

**Section 2.**     **Approval of Amendments.** The Village Council hereby approves the First Amendment to the Agreement, a copy of which is attached hereto as Exhibit "1", together with such non-material changes as may be acceptable to the Village Manager and approved as to form

a legality by the village Attorney.

**Section 3. Execution of Agreement.** The Village Mayor is authorized to execute the First Amendment on behalf of the Village, to execute any other required agreements and/or documents to implement the terms and conditions of the Agreement and to execute any extensions and/or amendments to the Agreement, subject to the approval as to form and legality by the Village Attorney.

**Section 4. Authorization of Village Officials.** The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of the Amendment.

**Section 5. Authorization of Funds 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 the Agreement.

**Section 6. Effective Date.** This Resolution shall become effective immediately upon its adoption.

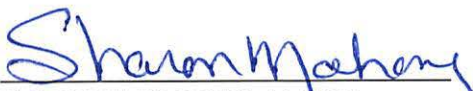
**Remainder of this age intentionally left blank.**

**FINAL VOTE AT ADOPTION**

**VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Sharon Mahoney	Yes
Vice Mayor Don Horton	Yes
Councilman Steve Friedman	Yes
Councilwoman Deb Gillis	Yes
Councilwoman Anna Richards	Yes

**PASSED AND ADOPTED ON THIS 6th DAY OF MAY, 2025.**

  
SHARON MAHONEY, MAYOR

ATTEST:

  
MARNE MCGRATH, VILLAGE CLERK

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

  
JOHN J. QUICK, INTERIM VILLAGE ATTORNEY



**AMENDMENT (1st AMENDMENT) TO AGREEMENT**

**THIS AMENDMENT** to Agreement dated this 16th day of July 2025, is entered into by and between the Board of County Commissioners for Monroe County, on behalf of the Tourist Development Council, and **Islamorada, Village of Islands** a Government agency organized and operating under the laws of the state of Florida (Grantee).

**WHEREAS**, there was an Agreement entered into on September 11, 2024 between the parties, awarding \$497,771 to Grantee for the **Founders Park Inclusive Playground Project ("Agreement")**; and

**WHEREAS**, it has become necessary to revise the completion date of the project to September 30, 2026 to allow for completion of the project; and

**NOW, THEREFORE**, in consideration of the mutual covenants contained herein the parties agree to the amend Agreement as follows:

1. Paragraph 1 of the agreement shall be revised to read as follows: This Agreement is for the period of **October 1, 2024 to September 30, 2026**. This Agreement shall remain in effect for the stated period unless one party gives to the other written notification of termination pursuant to and in compliance with paragraphs 7, 12 or 13 of the original Agreement dated September 11, 2024.

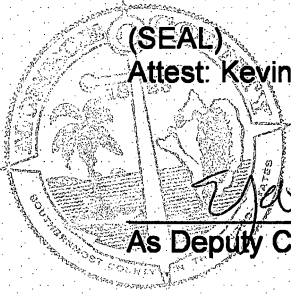
2. Any references to termination date and submission of invoices shall be revised to read September 30, 2026.

3. Reimbursement for this project may not be submitted until after October 1, 2025.

4. The remaining provisions of the Agreement dated September 1, 2024 shall remain in full force and effect.

**REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK**

IN WITNESS WHEREOF, the parties have set their hands and seal on the day and year first above written.



(SEAL)

Attest: Kevin Madok, Clerk

As Deputy Clerk

Board of County Commissioners  
of Monroe County

James K. Schell  
Mayor/Chairman

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM

Christine Limbert-Barrows  
CHRISTINE LIMBERT-BARROWS  
SR. ASSISTANT COUNTY ATTORNEY  
DATE: 6/11/25

**Islamorada, Village of Islands**

**Attest:**

By: Marne McGrath  
City Clerk

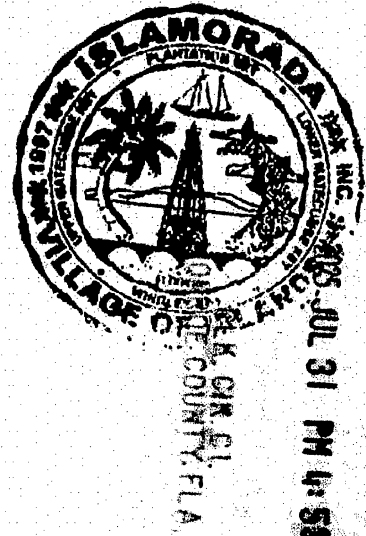
Marne McGrath  
Print Name

Date: 5/8/25

By: Sharon Mahoney  
Mayor

Sharon Mahoney  
Print Name

Date: 5/8/25



FILED FOR RECORD

JUL 31 PM 4:58



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

11/7/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> World Risk Management 20 N. Orange Ave., Suite 500 Orlando FL 32801	<b>CONTACT</b> NAME: Jenna Jennings PHONE (A/C, No, Ext): 4074452414 E-MAIL ADDRESS: jenna.jennings@wrmlc.com FAX (A/C, No): 407-445-2868
<b>INSURED</b> Islamorada, Village of Islands 86800 Overseas Highway Islamorada FL 33036	<b>INSURER(S) AFFORDING COVERAGE</b> INSURER A: Public Risk Management of FL ( INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
ISLAMOR-01	NAIC # 11111

**COVERAGES**

CERTIFICATE NUMBER: 701220732

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:	Y		PRM024-011A-083  APPROVED BY RISK MANAGEMENT BY DATE 11/7/2024 WAIVER N/A YES	10/1/2024	10/1/2025	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 2,000,000 MED EXP (Any one person) \$ EXCLUDED PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> APD	Y		PRM024-011A-083	10/1/2024	10/1/2025	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ APD DEDUCTIBLE \$ 5,000
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
A	<input checked="" type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/>	N/A	PRM024-011A-083	10/1/2024	10/1/2025	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Project: Founders Inclusive Playground Project

Location: 87000 Overseas Hwy., Islamorada, FL

With respects to the listed coverage held by the named insured, as evidence of insurance.

Certificate Holder is additional insured [with respect to General Liability and Automobile Liability] only for Islamorada, Village of Islands' liability or negligence [except for Workers' Compensation and Employers Liability], but not the Certificate Holder's negligence, per FL Statute 768.28.

**CERTIFICATE HOLDER****CANCELLATION**

Monroe County BOCC & Monroe County TDC 1201 White Street, Suite 102 Key West FL 33040	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE 
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