

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING THE EMERGENCY AWARD OF BID IN RESPONSE TO ITB 13-023 (PROJECT OM1302) TO DN HIGGINS, INC. FOR MOLE PIER FENDER REPLACEMENT IN A TOTAL AMOUNT NOT TO EXCEED \$219,700.00, PURSUANT TO SECTION 2-797(2) OF THE CODE OF ORDINANCES; RATIFYING AN EMERGENCY BUDGET TRANSFER; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Key West leases from the United States of America through the Department of the Navy a section of the Navy Outer Mole Pier for the specific purpose of cruise ship berthing; and

WHEREAS, in lieu of rent payments to the Navy for use of the Mole Pier, the City has agreed to perform certain in-kind projects, including the fender replacement work contemplated in ITB 13-023; and

WHEREAS, the cost of this project will be covered as an in-kind service through the Navy Mole Lease funds; and

WHEREAS, to fully use funds authorized before expiration of the previous Mole Pier Lease on June 30, 2013, an emergency procurement was authorized by the City Manager, pursuant to section 2-797(2) of the Code of Ordinances; and

WHEREAS, on October 9, 2013, bids submitted in response to ITB 13-023 were opened, and D.N. Higgins, Inc. provided the lowest responsive bid; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA AS FOLLOWS:

Section 1: That the emergency award of bid in response to ITB 13-023 to D.N. Higgins, Inc. is hereby ratified in an amount not to exceed \$219,700.00 for Mole Pier Fender Replacement, pursuant to section 2-797(2) of the Code of Ordinances.

Section 2: That necessary budget transfers from Navy Outer Mole Payments Reserves Account #602-1900-519-98-06 to Navy Repairs and Maintenance Account #602-1900-519-46-00 to fund the project number set forth in ITB 13-023, and Navy In-Kind letter 11011 OPDBRM/0010, dated January 25, 2013, and the attached letter from the Navy dated June 7, 2013, are hereby ratified.

Section 3: That the City Manager is authorized to execute any contractual documents, with the advice and consent of the City Attorney, that are consistent with ITB 13-023 and the approval granted herein.

Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this _____ day of _____, 2014.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2014.

Filed with the Clerk on _____, 2014.

Mayor Craig Cates	_____
Vice Mayor Mark Rossi	_____
Commissioner Teri Johnston	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____
Commissioner Tony Yaniz	_____

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK