

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE PURCHASE OF FLEXI-PAVE MATERIAL FROM K.B. INDUSTRIES, INC. IN AN AMOUNT NOT TO EXCEED \$226,739.60 ON A SOLE SOURCE BASIS PURSUANT TO SECTION 2-797(1) FOR BRAND NAME ITEMS IN ACCORDANCE WITH 2-844 OF THE CODE OF ORDINANCES, FOR TRUMAN WATERFRONT PARK; AUTHORIZING NECESSARY BUDGET TRANSFERS AND ADJUSTMENTS; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Key West Code of Ordinances section 2-797(1) permits the purchase of goods and services without competition on a sole source basis under certain specified conditions; and

WHEREAS, Key West Code of Ordinances section 2-844(a) further provides "Since use of a brand name specification is restrictive of product competition, it may be used only when the purchasing agent makes a written determination that only the identified brand name item will satisfy the city's needs."

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

Section 1: That the purchase of Flexi-Pave material
from K. B. Industries, Inc. in an amount not to exceed
\$226,739.60 is hereby approved for renovation of Truman
Waterfront Park Playground, pursuant to Section 2-797(1), in
accordance with Section 2-844, of the code of ordinances.

Section 2: That funding in the amount of \$200,000.00
is budgeted in Account 101-7201-572-63, and a transfer from
Infrastructure Surtax/Reserves in the amount of \$26,739.60 is
hereby authorized.

Section 3: That the City Manager or Designee is
authorized to execute any necessary documents for this
procurement, upon consent of the City Attorney.

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 _____, 2022.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2022.

Filed with the Clerk on _____, 2022.

Mayor Teri Johnston	_____
Vice Mayor Sam Kaufman	_____
Commissioner Gregory Davila	_____
Commissioner Mary Lou Hoover	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

TERI JOHNSTON, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK