

RESOLUTION NO. _____

A RESOLUTION OF THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY OF THE CITY OF KEY WEST (LRA), RATIFYING AN EMERGENCY, PROCUREMENT IN THE BEST INTERESTS OF THE CITY, PURSUANT TO SECTION 2-797(2) AND SECTION 2-797(4)(b) OF THE CITY'S CODE OF ORDINANCES, FOR CHANGE ORDER NO. 6 TO D.L. PORTER CONSTRUCTORS, INC. IN AN AMOUNT NOT TO EXCEED \$586,727.01 TO CONSTRUCT THE MOLE PIER ENTRY CONTROL POINT; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; AUTHORIZING NECESSARY BUDGET TRANSFERS AND AMENDMENTS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 17-035, the LRA awarded the bid of D.L. Porter Constructors, Inc. for construction of the Truman Waterfront Park Amphitheater Project; and

WHEREAS, the relocation of the Navy Outer Mole Pier Entry Control Point (ECP) is necessary to accommodate the ongoing Amphitheater project and significantly enhance Outer Mole Pier security and access; and

WHEREAS, to expedite and coordinate the relocation and construction of the ECP with ongoing construction at the Amphitheater, City Staff obtained a cost proposal for completion of the ECP, from D.L. Porter Constructors, Inc., as authorized by an in-kind endorsement letter 11011 AMISA/0097, dated August 15, 2017, from the U.S. Navy; and

WHEREAS, City staff finds that the cost and scope of work is reasonable and that the change order will be funded using in-kind funds from the Navy Reserves account, pursuant to terms of Public Benefit Lease (PBL) N69450-12-RP-00166 and from the Florida Defense Support Task Force Grant 15-11; and

WHEREAS, pursuant to City Code Section 2-797(4)(b), the City Manager finds that exceptional circumstances exist to exempt an emergency procurement from competitive bid requirements in the best interests of the City, and recommends approval of this Change Order for construction of the Navy Outer Mole Pier Entry Control Point; and

WHEREAS, the City Manager acted without delay, using emergency powers authorized under Section 2-797(2) of the City's Code of Ordinances, to procure a change order with D.L. Porter Constructors LLC for construction of the ECP, at a cost of up to \$586,727.01; and

WHEREAS, Section 2-797(2) of the City's Code of Ordinances requires the City Commission to ratify such an emergency purchase at its next scheduled meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY, AS FOLLOWS:

Section 1: That the City Commission, in accordance with Section 2-797(2) and 2-797(4)(b) of the Code of Ordinances, hereby ratifies Change Order No. 6 for D.L. Porter Constructors, Inc. for Construction of the Mole Pier ECP, in an amount not to exceed \$586,727.01.

Section 2: That the City Manager is authorized to execute necessary documents, upon the consent of the City Attorney.

Section 3: That up to \$586,250.00 in-kind funds from Navy Reserves Account #602-1900-519-9800, per the terms of Public Benefit Lease N69450-12-RP-00166, and up to approximately \$75,000.00 in Florida Defense Support Task Force Grant 15-11 funds, will be transferred to account #602-1900-519-4600 (Project No. OM19001602).

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 Authority.

Passed and adopted by the Naval Properties Local Redevelopment Authority at a meeting held this _____ day of _____, 2017.

Authenticated by the presiding officer and Clerk of the
Authority on _____, 2017.

Filed with the Clerk _____, 2017.

Chairman Craig Cates	_____
Commissioner Sam Kaufman	_____
Commissioner Clayton Lopez	_____
Commissioner Richard Payne	_____
Commissioner Margaret Romero	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

CRAIG CATES, CHAIRMAN

ATTEST:

CHERYL SMITH, CITY CLERK