

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING AN EMERGENCY PROCUREMENT DATED JUNE 9, 2023 APPROVED BY THE CITY MANAGER AS PROVIDED FOR UNDER SECTION 2-797(2) OF THE CODE OF ORDINANCES, AUTHORIZING A TASK ORDER IN AN AMOUNT NOT TO EXCEED \$361,040.78 FOR CHARLEY TOPPINO & SONS, INC. TO REPLACE A STORMWATER PLUG VALVE AT SIMONTON BEACH; AUTHORIZING ANY NECESSARY BUDGET TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 21-125, the City Commission approved a three-year General Utilities contract with Charley Toppino & Sons, Inc.; and

WHEREAS, staff has identified that a plug valve that controls the emergency stormwater outfall at Simonton Beach cannot be fully closed and expeditious repairs are necessary to maintain proper function; and

WHEREAS, the City Manager has determined that delaying this project could cause a public safety hazard; 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 authorize and procure the necessary task order to ensure prompt replacement of the plug valve ; and

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

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

Section 1: That the attached emergency task order dated June 9, 2023 by the City Manager, pursuant to section 2-797(2) of the Code of Ordinances, for replacement of a plug valve at Simonton Beach, by Charley Toppino and Sons, Inc in an amount not to exceed \$361,040.78 is hereby ratified.

Section 2: That this task order will be paid from budget Line 402-3803-538-4600, stormwater / renewal and replacement / repairs and maintenance. Transfers within the stormwater fund of \$50,000.00 from Account 402-3802-538-4600 (R&R Renewal and Replacement), \$100,000.00 from Account 402-3802-538-6500 (R&R

Construction - South Street), and \$61,040.78 from account 402-3801-538-9900 (Reserves - Other Uses) to Account 402-3803-538-4600 are authorized to fully fund the project. Any necessary budget transfers or adjustments are hereby authorized.

Section 3: 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 _____, 2023.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2023.

Filed with the Clerk on _____, 2023.

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

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK