

RESOLUTION NO. 21-270

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDING THE BID OF FLOWERS CHEMICAL LABORATORIES IN RESPONSE TO INVITATION TO BID ("ITB") #21-019 FOR WATER TESTING AT THE CITY MARINA AT GARRISON BIGHT IN THE TOTAL AMOUNT OF \$14,100.00 PER YEAR (THREE YEAR CONTRACT WITH OPTION TO EXTEND ADDITIONAL TWO YEAR TERMS); AUTHORIZING NECESSARY BUDGET TRANSFERS AND ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN SUBSTANTIAL CONFORMANCE WITH THE BID DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, two bids were opened on October 6, 2021 in response to ITB #21-019 for water testing at Garrison Bight, the Key West Bight and Key West Ferry Terminal, and City staff recommends award of bid to the lowest responsive and responsible bidder, Flowers Chemical Laboratories, Inc.; and

WHEREAS, the portion of the bid for water testing at Key West Bight and Key West Ferry Terminal is awarded in simultaneous CRA Resolution No. 21-277; and

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

Section 1: That the bid of Flowers Chemical Laboratories in Response to ITB #21-019 is hereby awarded in the amount of \$14,100.00 per year (three-year contract with option for additional two-year terms). Water testing at the Key West Bight and Key West Bight Ferry Terminal will be included in the signed contract, as approved in simultaneous CRA Resolution No. 21-277.

Section 2: That funds for water testing at City Marina at Garrison Bight are budgeted in account #413-7551-575-3400 in the amount of \$11,000.00. A budget transfer(s) of \$3,100.00 is authorized within the Garrison Bight budget to fund the balance of the contract amount.

Section 3: That the City Manager is authorized to execute a contract in substantial conformance with the bid documents, upon consent of the City Attorney.

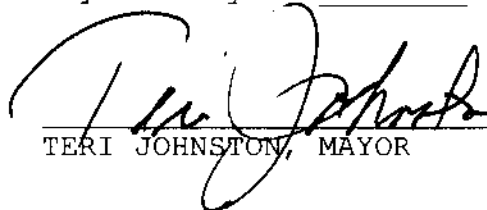
Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this 7th day of December, 2021.


Authenticated by the Presiding Officer and Clerk of the Commission on 8th day of December, 2021.

Filed with the Clerk on December 8, 2021.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Gregory Davila	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Yes</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

  
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TERI JOHNSTON, MAYOR

ATTEST:

  
\_\_\_\_\_  
CHERYL SMITH, CITY CLERK



THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3700

**EXECUTIVE SUMMARY**

**TO:** Patti McLaughlin, City Manager  
**FROM:** Doug Bradshaw, Port and Marine Services Director  
**DATE:** October 29, 2021  
**SUBJECT:** Award for ITB #21-019 Water Testing

**ACTION STATEMENT**

Award of the City Marina at Garrison Bight portion of Invitation to Bid (ITB) #21-019 Water Testing – Key West Bight, Key West Bight Ferry Terminal and City Marina at Garrison Bight to Flowers Chemical Laboratories, Inc. in the amount of \$14,100 per year (3-year contract with an option to extend for additional 2-year terms) and authorize the City Manager to execute the contract and budget transfer.

**BACKGROUND**

City Marina at Garrison Bight has mirrored the yearly required Key West Bight Marina FDEP testing voluntarily for the past several years. The annual water testing is for the following parameters:

- Dissolved Oxygen
- BOD5
- Ph
- Total N, NO<sub>2</sub>-N, NO<sub>3</sub>-N, and unionized ammonia
- Total P and Ortho – PO<sub>4</sub>-P
- Oil and Grease
- Fecal and total coliform
- Polycyclic aromatic hydrocarbons (PAHs)
- Arsenic
- Cadmium
- Chromium VI
- Copper
- Lead
- Zinc

Testing results have always been satisfactory at the marina.

**PURPOSE & JUSTIFICATION**

ITB #21-019 was advertised on September 15, 2021 seeking bids from qualified individuals or

*Key to the Caribbean – Average yearly temperature 77° F.*

EXECUTIVE SUMMARY

firms for water testing services.

The City received 2 bids: Flowers Chemical Laboratories, Inc. and Professional Services Industry, Inc. Staff has reviewed the submittals and found them responsive to the ITB. The following is a breakdown of their pricing per location:

**Bid Summary**

<b>Bidder</b>	<b>Quarterly KWB</b>	<b>Quarterly KWBFT</b>	<b>Annual KWB</b>	<b>Annual KWBFT</b>	<b>Annual CM</b>	<b>Total</b>
Flowers Chemicals	\$23,680	\$11,840	\$8,952	\$4,156	\$14,100	\$62,728
PSI	\$26,932	\$26,316	\$15,617	\$11,021	\$17,915	\$97,800

	<b>KWB/KWBFT Total</b>	<b>CM Total</b>	<b>Total</b>
Flowers Chemicals	\$48,628	\$14,100	\$62,728
PSI	\$79,885	\$17,915	\$97,800

**FINANCIAL IMPACT**

Funding for the City Marina at Garrison Bight testing is budgeted in account #413-7551-575-3400 in the amount of \$11,000. A budget transfer of \$3,100 is needed to fund the testing.

**RECOMMENDATION**

Award for Invitation to Bid (ITB) #027-16 Water Testing to Flowers Chemical Laboratories, Inc. City Marina at Garrison Bight in the amount of \$14,100 per year (3-year contract with an option to extend for additional 2-year terms) and authorize the City Manager to execute the contract and the necessary budget transfer.

## CONTRACT AGREEMENT

This Contract, made and entered into 10th day of December 2021, by and between the City of Key West, hereinafter called the "Owner", and Flowers Chemical Laboratories, Inc., hereinafter called the "Contractor".

WITNESSETH:

The Contractor, in consideration of the sum to be paid him by the Owner and of the covenants and agreements herein contained, hereby agrees at his own proper cost and expense to do all the work and furnish all the materials, tools, labor, and all appliances, machinery, and appurtenances for ITB #21-019 WATER TESTING - KEY WEST BIGHT, KEY WEST BIGHT FERRY TERMINAL, and CITY MARINA at GARRISON BIGHT Key West, Florida to the extent of the Bid made by the Contractor, dated the 29th day of September, 2021, all in full compliance with the Contract Documents referred to herein.

The PROCUREMENT REQUIREMENTS, including the signed copy of the BID FORM, the CONTRACT FORMS, the SCOPE OF WORK, DRAWINGS and/or SUPPLEMENTAL INFORMATION (if any), which consists of WATER TESTING AT KEY WEST BIGHT, KEY WEST BIGHT FERRY TERMINAL, AND CITY MARINA at GARRISON BIGHT are hereby referred to and by reference made a part of this Contract as fully and completely as if the same were fully set forth herein and are mutually cooperative therewith.

In consideration of the performance of the work as set forth in these Contract Documents, the Owner agrees to pay to the Contractor the amount bid in the Bid as adjusted in accordance with the Contract Documents, or as otherwise herein provided, and to make such payments in the manner and at the times provided in the Contract Documents.

The Contractor agrees that the Contract period is for three (3) years with the Owner having an option to renew at the same terms for additional two (2) year terms. The Contract shall begin on the date this Contract is entered into.

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This contract will automatically expire upon completion of the project. Contractor warranty obligations remain in effect.

IN WITNESS WHEREOF, we, the parties hereto, each herewith subscribe the same this

14<sup>th</sup> day of December, A.D. 2021.

CITY OF KEY WEST

By [Signature]

Printed John M. [Signature]

Title City Manager

CONTRACTOR

By [Signature]

Printed 12/10/21

Title President

APPROVED AS TO FORM

Attorney for Owner \_\_\_\_\_

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