

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING THE EMERGENCY PROCUREMENT OF TASK ORDER FROM CHARLEY TOPPINO & SONS, INC., IN THE AMOUNT OF \$78,453.32, PURSUANT TO CITY OF KEY WEST CODE OF ORDINANCES, SECTION 2-797(2), EMERGENCY PROCUREMENT, AND SECTION 2-739(b), BUDGET; AUTHORIZING THE CITY MANAGER TO EXECUTE THE BUDGET TRANSFER IN THE AMOUNT OF \$116,733.32 FOR THE COSTS TO REPAIR THE FORCE MAIN AND PAY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION PENALTY FINE; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 2-797(2) of the City of Key West Code of Ordinances empowers the city manager to authorize contractual services in excess of \$50,000.00 when there exists a threat to public health, property, welfare, safety, or substantial loss to the city.

WHEREAS, repair of the damaged sanitary sewer force main was necessary to protect the public health, property, welfare, safety, and prevent substantial loss to the city; and

WHEREAS, Section 2-739(b) of the City of Key West Code of Ordinances provides for the city manager to effect transfers within a fund without limit, provided that the fund remains in balance. A budget transfer within the sewer fund will be necessary to cover

the costs of the repairs and pay the Florida Department of Environmental Protection penalty fine; and

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

Section 1: That the emergency procurement of construction services from Charley Toppino & Sons, Inc., in the amount of \$78,453.32, pursuant to City of Key West Code of Ordinances Section 2-797(2), emergency procurement, is hereby approved.

Section 2: That a budget transfer within the sewer fund, in the amount of \$116,733.32, for the costs to repair the force main and pay the Florida Department of Environmental Protection penalty fine are hereby approved.

Section 3: That the City Manager is hereby authorized to execute any necessary 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.

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Passed and adopted by the City Commission at a meeting held  
this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

Authenticated by the Presiding Officer and Clerk of the  
Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2026.

Filed with the Clerk on \_\_\_\_\_, 2026.

Chair Danise Henriquez	_____
Vice Chair Donald "Donie" Lee	_____
Commissioner Lisette Carey	_____
Commissioner Aaron Castillo	_____
Commissioner Monica Haskell	_____
Commissioner Sam Kaufman	_____
Commissioner Greg Veliz	_____

\_\_\_\_\_  
DANISE HENRIQUEZ, CHAIR

ATTEST:

\_\_\_\_\_  
KERI O'BRIEN, CITY CLERK