

RESOLUTION NO. 23-345

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDED THE BID OF CHARLEY TOPPINO & SONS, INC. RECEIVED IN RESPONSE TO INVITATION TO BID ITB #24-001 PUMP STATION "G" REHABILITATION PROJECT# SE35032203 IN AN AMOUNT NOT TO EXCEED \$2,639,000.00; AUTHORIZING ANY NECESSARY BUDGET ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN SUBSTANTIAL CONFORMANCE WITH THE BID PROPOSAL, UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City's wastewater Pump Station "G" is located at 18th & Flagler; and

WHEREAS, a Condition Assessment performed by CH2M Hill in 2015 recommended the rehabilitation of Pump Station "G", and in September 2022, the City procured Jacobs Engineering to design the improvements and advertise the project for competitive bidding; and

WHEREAS, pursuant to Section 2-798(b)(1) of the Code of Ordinances, when a responsive, responsible nonlocal business submits the lowest price bid, and the bid submitted by a responsive, responsible local business is within five percent of the price submitted by the non-local business, the local business with the apparent lowest bid

offer may have the opportunity to submit an offer to match the price offered by the lowest nonlocal bidder within three days of a notice of intent to award; and

WHEREAS, two (2) bids were received on November 15, 2023, in response to ITB 24-001, with Charley Toppino & Sons, Inc. the lowest local bidder, submitting a bid that matches the lowest bid from the lowest nonlocal bidder, within three working days of a notice of intent to award, in conformance with Section 2-798 of the Code of Ordinances; and

WHEREAS, City staff finds the bid from Charley Toppino and Sons, Inc. to be responsive and responsible; 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 Charley Toppino & Sons, Inc. in response to ITB 24-001 is hereby awarded for the Pump Station "G" Rehabilitation project, in an amount not to exceed \$2,639,000.

Section 2: That this project is funded in budget account 401-3503-535-6500 Sewer/Renewal and Replacement Project No. SE35032203. Budget transfers to Account 401-3503-535-6500, Project# SE35032203 are hereby approved as follows to fully fund the project: \$460,000.00 from 401-0000-104-0200 (Impact Fees), \$130,000.00 from 401-3504-535-6500, Project# SE35042003 (Catwalk Repairs), \$150,000.00 from 401-3504-535-6500, Project# SE35042201 (Administration Building Upgrades) and \$99,000.00 from 401-3504-535-6500 (Reserves). Any additional transfers or adjustments are hereby approved.

Section 3: That the City Manager is hereby 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 14th day of December, 2023.

Authenticated by the Presiding Officer and Clerk of the Commission on 14th day of December, 2023.

Filed with the Clerk on December 14, 2023.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Lissette Carey	<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>

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK