

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST (CITY) APPROVING CHANGE ORDER #4 IN THE AMOUNT OF \$776,488.97 FOR ADDED SCOPE OF WORK, INCLUDING WORK ON EATON STREET FROM SIMONTON STREET TO WHITEHEAD STREET, AND AUTHORIZING A 70-DAY TIME EXTENSION UNDER THE CONTRACT AWARDED TO CHARLEY TOPPINO AND SONS, INC. FOR ITB #21-009, WHITEHEAD AND FRONT IMPROVEMENTS PROJECT; AUTHORIZING ANY NECESSARY BUDGET TRANSFERS AND AMENDMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON ADVICE AND CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution 20-029, the City Commission approved an interlocal agreement with Monroe County for certain Old Town Roadway Improvements; and

WHEREAS, in Res. No. 21-058, the City Commission approved an interlocal agreement with the Florida Keys Aqueduct Authority (FKAA) to incorporate the replacement of a water main, with the roadway rehabilitation project described in ITB #21-009; and

WHEREAS, in Resolution No. 21-113 a contract was awarded to Charley Toppino and Sons, Inc. for Whitehead and Front Improvements Project, in response to ITB #21-009, and necessary Change Orders have been approved in Resolutions 22-078 and 22-120; and

WHEREAS, milling, resurfacing and striping of two blocks of Eaton Street, which is a county road, between Whitehead Street and Simonton Street, is in the influence area of the Whitehead Street project and is part of the added scope within this Change Order No. 4. Monroe County and FKAA are not parties to the contract, however, that portion of the cost (\$262,837.90) is attributed to Monroe County, and will be reimbursed to the City of Key West per the terms of the Interlocal Agreement between Monroe County and the City of Key West; and

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

Section 1: That the attached Change Order No. 4 in

the amount of \$776,488.97 for added scope of work and including a 70-day time extension, under the contract awarded to Charley Toppino and Sons, Inc. (ITB 21-009) in Resolution 21-113, is hereby approved.

Section 2: That funds for the Change Order are allocated in account #102-4102-541-6300 (Internal Improvements/Gas Tax), Project #II410222001, Purchase Order #94266. Reimbursement of up to \$262,837.90 is anticipated from Monroe County. Any necessary budget transfers or amendments are hereby authorized.

Section 3: That the City Manager is authorized to execute documents related to this Change Order, upon the advice and 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 _____ day of _____, 2022.

Authenticated by the Presiding Officer and Clerk of the
Commission on _____ day of _____, 2022.

Filed with the Clerk on _____, 2022.

Mayor Teri Johnston _____

Vice Mayor Sam Kaufman _____

Commissioner Gregory Davila _____

Commissioner Mary Lou Hoover _____

Commissioner Clayton Lopez _____

Commissioner Billy Wardlow _____

Commissioner Jimmy Weekley _____

TERI JOHNSTON, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK