

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING CHANGE ORDER #2 FOR SHORELINE FOUNDATION, INC. FOR REPAIRS AND IMPROVEMENTS AT ZERO DUVAL SEAWALL AND MALLORY SQUARE T-PIER, IN AN AMOUNT NOT TO EXCEED \$187,500.00 IN ACCORDANCE WITH THE TERMS SPECIFIED IN ITB 002-16; AUTHORIZING AN EMERGENCY PROCUREMENT FOR REPAIR OF THE MONOPILE BERTHING DOLPHIN AT MALLORY SQUARE T-PIER WITH FDOT GRANT FUNDS (25% CITY MATCH); AUTHORIZING NECESSARY BUDGET TRANSFERS/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 16-112 the City awarded a bid to Shoreline Foundation, Inc. in response to Invitation to Bid #002-16 for Repairs and Improvements at Zero Duval Seawall and Mallory Square T-Pier; and

WHEREAS, the City additionally planned a FY 2017 project to repair the existing monopile berthing dolphin at the Mallory Square T-pier, and obtained a cost proposal for that project from Shoreline Foundation in the amount of \$187,500.00; and

WHEREAS, City staff obtained approval from FDOT to use surplus grant funds in the amount of \$140,625.00 originally allocated for ITB 002-16 towards the monopile berthing dolphin repairs (City providing funds through 25% match); and

WHEREAS, the prompt repair of the Mallory Dock T-Pier and berthing dolphin is necessary to ensure that cruise ships can continue to safely use the facility, and provide a significant source of revenue for the City; 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 an emergency procurement in the total amount of \$187,500.00 to ensure that FDOT grant funds can be used to expeditiously repair the monopile berthing dolphin; 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; and

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

Section 1: That Change Order No. 2, from Shoreline Foundation, Inc. for repairs to the existing monopile berthing dolphin at Mallory Dock as an additional component of the Repairs and Improvements at Zero Duval Seawall and the Mallory Square T-Pier project (Project EN1102/ITB 002-16), in an amount not to exceed \$187,500.00, is hereby approved.

Section 2: The City Commission, in accordance with Section 2-797(2) of the City of Key West Code of Ordinances, hereby ratifies an emergency procurement in the total amount of \$187,500.00 to Shoreline Foundation, Inc. for the repair of the monopile berthing dolphin at the Mallory Square Dock.

Section 3: That necessary budget amendments are hereby approved, including the use of Infrastructure Surtax Funding in an amount not to exceed \$46,875.00, as the City's 25% match for FDOT grant funds in an amount not to exceed \$140,625.00.

Section 4: That the City Manager is authorized to execute necessary documents for this Change Order and Emergency Procurement on behalf of the City of Key West, upon advice and consent of the City Attorney.

Section 5: 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 \_\_\_\_\_, 2016.

Authenticated by the Presiding Officer and Clerk of the  
Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Filed with the Clerk on \_\_\_\_\_, 2016.

|                              |       |
|------------------------------|-------|
| Mayor Craig Cates            | _____ |
| Commissioner Sam Kaufman     | _____ |
| Commissioner Clayton Lopez   | _____ |
| Commissioner Richard Payne   | _____ |
| Commissioner Margaret Romero | _____ |
| Commissioner Billy Wardlow   | _____ |
| Commissioner Jimmy Weekley   | _____ |

\_\_\_\_\_  
CRAIG CATES, MAYOR

ATTEST:

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