

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

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING AN EXEMPT CONTRACTUAL SERVICES PURCHASING EXCEPTION PURSUANT TO SECTION 2-797(4)(b) OF THE CODE OF ORDINANCES, TO APPROVE THE ATTACHED "PROPOSAL FOR A VOLUNTARY SOURCE REMOVAL COLLEGE ROAD AFFORDABLE HOUSING PROJECT" BETWEEN TETRA TECH, INC. AND THE CITY OF KEY WEST", IN A TOTAL AMOUNT NOT TO EXCEED \$283,381.00; APPROVING ANY NECESSARY BUDGET ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, in Resolution No. 18-126, the City Commission directed staff to expedite the development of affordable workforce housing at 5220, 5224, 5228 and 5230 College Road; and

WHEREAS, in a Template Site Assessment Report (TSAR), approved by the Florida Department of Environmental Protection (FDEP), there were areas identified in the "Mosquito Control" portion of the site that exceed Residential Direct Exposure and Leachability Based Soil Cleanup Target Levels, and necessitate voluntary removal of the identified petroleum contaminated soil; and

WHEREAS, in Resolution No. 14-359, the City Commission approved a three-year Environmental Engineering Services contract with Tetra Tech, Inc. and in Resolution 17-299 the contract was extended for an additional two years; and

WHEREAS, Tetra Tech has provided similar services to the City in the past at reasonable cost, and can complete the project within the very restricted time frame for completion of necessary pre-construction work; and

WHEREAS, Key West Code of Ordinances section 2-797(4) permits the purchase of goods and services without competition under certain specified conditions; and

WHEREAS, the City Manager finds that pursuant to section 2-797(4)b, it is in the best interests of the City to authorize an exempt contractual services contract with Tetra Tech, Inc. to complete soil remediation at the Mosquito Control parcel.

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

Section 1: That the attached "Proposal for a Voluntary Source Removal - College Road Affordable Housing Project" between Tetra-Tech, Inc. and the City of Key West is hereby approved on an exempt contractual services basis, and in the best interests of the City, pursuant to section 2-797(4)(b) of the Code of ordinances, in an amount not to exceed \$283,381.00.

Section 2: That this expenditure will be paid from budget account fund 104 Affordable Housing/Housing Admin/Repair and Maintenance Account #104-5401-554-4600, and any necessary budget adjustments are approved.

Section 3: That the City Manager is authorized to execute any necessary documents for this project, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Filed with the Clerk on \_\_\_\_\_, 2019.

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