

RESOLUTION NO. 23-304

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST (CITY) PARTIALLY RESCINDING RESOLUTION 23-230 WITH REGARD TO THE ISSUANCE OF A TASK ORDER TO CHARLEY TOPPINO & SONS, INC. IN A TOTAL AMOUNT NOT TO EXCEED \$277,905.63 FOR THE TRUMAN WATERFRONT GRASS LOT GRAVEL RESURFACING USING THE CITY'S GENERAL UTILITIES CONTRACT; APPROVING A TASK ORDER UNDER THE CITY'S 2022 RIGHT-OF-WAY IMPROVEMENTS CONTRACT WITH CHARLEY TOPPINO & SONS, INC. IN A TOTAL AMOUNT NOT TO EXCEED \$277,905.63 FOR THE TRUMAN WATERFRONT GRASS LOT GRAVEL RESURFACING; 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 22-289, the City Commission awarded the ITB #22-010 Right-of-Way- Improvements Contract to Charley Toppino & Sons, Inc.; and

WHEREAS, in Resolution 22-195, the City Commission approved the Tourist Development Council grant for \$200,000 for Key West Amphitheater Enhancements Phase II; and

WHEREAS, in Resolution 23-230, the City Commission

approved a task order under the City's General Utilities & Infrastructure Services Contract to Charley Toppino & Sons, Inc. for a total amount not to exceed \$277,905.63 for the Truman Waterfront grass lot gravel resurfacing; and

WHEREAS, City staff seeks to correct an error in the approval of a task order to Charley Toppino & Sons, Inc. for the grass lot gravel resurfacing using the City's General Utilities & Infrastructure Contract; and

WHEREAS, the City staff recommends approval of a task order to Charley Toppino & Sons, Inc. for the grass lot gravel resurfacing using the City's Right-of-Way Improvements Contract; and

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

Section 1: That Resolution No. 23-230 is hereby rescinded in part, with regard to the contract referenced for approval of a Task Order for Charley Toppino & Sons, Inc. for gravel surfacing of a portion of the grassed area at Truman

Waterfront Park.

Section 2: That the attached Task Order in the amount of \$277,905.63 to Charley Toppino and Sons, Inc., awarded under the Right-of-Way Improvements Contract in Resolution 22-289, for Truman Waterfront Gravel Resurfacing project is hereby approved.

Section 3: That funds for the Task Order are allocated in account #101-4303-543-6300, Project Number IS43032301, up to \$278,000.00.

Section 4: That the City Manager is authorized to execute documents related to this Task Order, upon the 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 9th day of November, 2023.

Authenticated by the Presiding Officer and Clerk of the Commission on 9th day of November, 2023.

Filed with the Clerk on November 9, 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