

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE PURCHASE OF FLEXI-PAVE MATERIAL FROM K.B. INDUSTRIES, INC. IN AN AMOUNT NOT TO EXCEED \$97,100.00 ON A SOLE SOURCE BASIS PURSUANT TO SECTION 2-797(1) FOR BRAND NAME ITEMS IN ACCORDANCE WITH 2-844 OF THE CODE OF ORDINANCES, FOR RENOVATION OF NELSON ENGLISH PARK (\$65,700.00) AND PAVING AROUND TREE AND FLORA PLANTER AREAS (\$31,400.00); PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Key West Code of Ordinances section 2-797(1) permits the purchase of goods and services without competition on a sole source basis under certain specified conditions; and

WHEREAS, Key West Code of Ordinances section 2-844(a) further provides "Since use of a brand name specification is restrictive of product competition, it may be used only when the purchasing agent makes a written determination that only the identified brand name item will satisfy the city's needs."

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

Section 1: That the purchase of Flexi-Pave material from K. B. Industries, Inc. in an amount not to exceed \$97,100.00 is hereby approved for renovation of Nelson English Park (\$65,700.00) and paving around tree and flora planter areas (\$31,400.00), pursuant to Section 2-797(1), in accordance with Section 2-844, of the code of ordinances.

Section 2: That adequate funding is budgeted for Renovation of Nelson English Park in Account 601-5502-555-63/BV55021803, and adequate funding is budgeted for City planters/sidewalks under the Internal Improvements/Sidewalks/Operating Supplies account.

Section 3: 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.

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| 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