

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING AN EMERGENCY PROCUREMENT APPROVED BY THE CITY MANAGER ON APRIL 23, 2020, AS PROVIDED FOR UNDER SECTION 2-797(2) AND 2-845 OF THE CODE OF ORDINANCES, APPROVING THE ATTACHED "SECOND AMENDMENT TO TASK ORDER FOR THE DESIGN OF FREDERICK DOUGLASS GYM EXPANSION BETWEEN THE CITY AND K2M DESIGN, INC." FOR ADDITIONAL TASKS FOR THE FREDERICK DOUGLASS GYM EXTENSION PROJECT IN AN AMOUNT NOT TO EXCEED \$29,160.00; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS ON BEHALF OF THE CITY OF KEY WEST, UPON CONSENT OF THE CITY ATTORNEY; AUTHORIZING ANY NECESSARY BUDGET AMENDMENTS AND TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution 19-150, the City Commission authorized the City Manager to negotiate and execute a contract with the highest-ranked proposer, K2M Design, Inc., for architectural services for the Frederick Douglass Gym Extension project; and

WHEREAS, in Resolution 19-224 a Contract with K2M Design, Inc. was approved; and

WHEREAS, in Resolution 20-028 a "First Amendment to Task Order" was approved, for additional work by K2M Design; and

WHEREAS, after additional workshops and meetings with the Bahama Village Redevelopment Advisory Committee, and community organizations including the SOS Foundation, City staff recommends

ratification of the attached Second Amendment to Task Order, which provides for additional amendments and improvements to the design task order; and

WHEREAS, in response to the COVID-19 threat, the City declared a State of Local Emergency on March 15, 2020 in accordance with F.S. 252.38 and CKW Resolution 2007-182. The City most recently extended the State of Local Emergency 2020-05; and

WHEREAS, the March 23 Commission meeting was cancelled, and future meeting dates became unclear due to the Covid-19 State of Emergency, so to prevent construction delays and accompanying cost increases that would cause economic harm the City and its citizens, City staff recommended the City Manager approve an Emergency Procurement to authorize the necessary Change Order; and

WHEREAS, the City Manager acted without delay, using emergency powers authorized under Section 2-797(2) and 2-845 of the City's Code of Ordinances, to authorize and procure the necessary change order to continue design work on the Douglass Gym

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.

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

Section 1: That the attached "Second Amendment to Task Order for Design of Frederick Douglass Gym Expansion between City of Key West and K2M Design" signed by the City Manager on April 23, 2020, as provided for under Section 2-797(2) and 2-845 of the Code of Ordinances, in an amount not to exceed \$29,160.00 is hereby ratified.

Section 2: That the City Manager or his designee is hereby authorized to execute any necessary documents, in conformance with terms and conditions contained in the Second Amendment to Task Order attached hereto, upon the advice and consent of the City Attorney.

Section 3: That this second amendment to contract will be funded from Bahama Village CRA Fund 601/Capital Improvements account number #601-5502-555-6200 (BV55021701), adjusting the contract amount from \$278,168.00 to \$307,328.00, and any necessary budget adjustments are hereby authorized.

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 \_\_\_\_\_, 2020.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Filed with the Clerk on \_\_\_\_\_, 2020.

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