

RESOLUTION NO. 24-056

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA APPROVING CHANGE ORDER 1 TO BENDER & ASSOCIATES ARCHITECTS, P.A. IN A TOTAL AMOUNT NOT TO EXCEED \$269,336.41 FOR THE BAYVIEW PARK PROJECT; AUTHORIZING ANY NECESSARY BUDGET TRANSFERS AND AMENDMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS UPON ADVICE AND CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, in Resolution 17-190, the City Commission accepted and entered into a General Architectural Services Contract with Bender & Associates Architects, P.A., and in Resolution 20-141 the contract was extended for two years; and

WHEREAS, in Resolution 22-110, the City Commission awarded Bender & Associates Architects, P.A. a Task Order for Bayview Park Master Plan/Schematic Design in the amount of \$121,238.00; and

WHEREAS, Bayview Park is an important historic landmark for Key West and the City would like to see the park improved to better serve visitors and residents of Key West; and

WHEREAS, City staff has determined that the original

task order should be amended to provide biddable construction plans to include irrigation and landscape, hardscape, parking enhancements, improved restroom facilities, new children play facilities, a replacement tennis pro shop, and a small park maintenance building, and furnish construction administration services; and

WHEREAS Bender & Associates Architects P.A. Submitted a new Change Order 1 proposal, dated December 14, 2023, to make the scope changes as requested by the City staff for \$359,595.00 with a deduct from the original task order of \$90,258.59; and

WHEREAS, the remaining work to be performed by Bender & Associates Architects P.A. will follow the scope as outlined in the new Change Order 1 proposal; and

WHEREAS, the new total cost for design and construction administration services is now \$390,574.41, which includes \$30,979.41 already paid under the original task order for schematic planning and public meetings already conducted; and

WHEREAS, the actual funding increase being requested is

\$269,336.41, due to the prior approval of Resolution 22-110 which funded \$121,238 under the original task order; and

WHEREAS, City staff recommends approval of Change Order 1 to Bender & Associates Architects, PA, to provide professional design services for historic Bayview Park to finish design development and prepare biddable construction plans for improvements, as well as provide construction administration services at Bayview Park; and

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

Section 1: That the attached Change Order 1 in the amount of \$269,336.41 under the contract awarded under the General Architectural Services Contract with Bender & Associates Architects, P.A., by Resolution 17-190, which was extended by Resolution 20-141 for two years is hereby approved.

Section 2: That the project is budgeted in Bayview Park account 101-7201-572-6300 (Project IS172012001). Any additional necessary budget adjustments or amendments are hereby authorized.

Section 3: That the City Manager is authorized to execute documents related to this Task Order, upon the advice and 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 14th day of March, 2024.

Authenticated by the Presiding Officer and Clerk of the Commission on 14th day of March, 2024.

Filed with the Clerk on March 14, 2024.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Lissette Carey	<u>No</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>

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TERI JOHNSTON, MAYOR

ATTEST:

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KERI O'BRIEN, CITY CLERK