

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING AN EMERGENCY PROCUREMENT DATED APRIL 24, 2024 APPROVED BY THE CITY MANAGER AS PROVIDED FOR UNDER SECTION 2-797(2) OF THE CODE OF ORDINANCES, AUTHORIZING A TASK ORDER IN AN AMOUNT NOT TO EXCEED \$144,463.53 FOR CHARLEY TOPPINO & SONS, INC. TO REPAIR A SECTION OF DAMAGED PIPE AT THE PATRICIA & ASHBY STORMWATER OUTFALL; AUTHORIZING ANY NECESSARY BUDGET ADJUSTMENTS AND TRANSFERS; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 21-125, the City Commission approved a three-year General Utilities contract with Charley Toppino & Sons, Inc.; and

WHEREAS, staff has identified a section of damaged pipe at the Patricia & Ashby Stormwater Outfall; and

WHEREAS, the City Manager has determined that delaying this project could cause a public safety hazard; and

WHEREAS, the City Manager acted without delay, using emergency powers authorized under Section 2-797(2) of the City's Code of Ordinances, to authorize and procure the

necessary task order to ensure prompt repair of the damaged outfall pipe; and

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 emergency task order dated April 24, 2024, by the City Manager, pursuant to section 2-797(2) of the Code of Ordinances, for repair of damaged pipe at the Patricia & Ashby Stormwater Outfall by Charley Toppino and Sons, Inc in an amount not to exceed \$144,463.53 is hereby ratified.

Section 2: That this task order will be paid from budget Line 402-3802-538-4600, Repairs and Maintenance/Emergency Repair. A transfer within the stormwater fund of \$ 94,463.53 from account 402-3801-538-9900 (Reserves - Other Uses) to Account 402-3802-538-4600 is authorized to fully fund the project. Any necessary budget transfers or adjustments are hereby authorized.

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 \_\_\_\_\_, 2024.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2024.

Filed with the Clerk on \_\_\_\_\_, 2024.

Mayor Teri Johnston	_____
Vice Mayor Sam Kaufman	_____
Commissioner Lisette Carey	_____
Commissioner Mary Lou Hoover	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

\_\_\_\_\_  
TERI JOHNSTON, MAYOR

ATTEST:

\_\_\_\_\_  
KERI O'BRIEN, CITY CLERK