

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

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA APPROVING A CHANGE ORDER (2) TO D.L. PORTER CONSTRUCTORS, INC. IN AN AMOUNT NOT TO EXCEED \$29,928.46 FOR UNFORESEEN CIRCUMSTANCES AND ADDITIONAL ELECTRICAL WORK ON THE MOLE PIER BOAT WASH FACILITY; AUTHORIZING NECESSARY BUDGET TRANSFERS/AMENDMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, in Resolution No. 21-145, the City Commission awarded the bid of D.L. Porter Constructors, Inc. for Outer Mole Pier Boat Wash (Project OM19001601) in accordance with terms specified in ITB 21-012; and

WHEREAS, in lieu of rental payments to the Navy for use of the Mole Pier, the City performs certain in-kind projects, per the terms of Public Benefit Lease N69450-12-RP-00166, including the procurement of the boat wash facility at Truman Harbor; and

WHEREAS, during the process of construction, manufacturers and vendors experienced lead times that exceeded the anticipated project duration, and substantial costs were incurred due to additional time spent by the contractor's forces, additionally, the Navy requested a hands-off control system for the drainage system, which required additional electrical work; and

WHEREAS, the Navy issued In-Kind request letter 1101 Ser AM1/00563, dated June 14, 2021 authorizing use of in-kind funds

for modification of approval of design and construction of a boat wash facility, and Letter 11000 Ser RE1/00871 on September 19, 2022, adjusting the not to exceed cost ceiling for the project; and

WHEREAS, City staff reviewed and recommends approval of the change order;

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

Section 1: That a Change Order (No. 2) to D.L. Porter Constructors, Inc. for the Mole Pier Boat Wash Facility Project, ITB 21-012, is hereby approved in an amount not to exceed \$29,928.46.

Section 2: That this Change Order in the amount of \$29,928.46 shall be funded by a transfer of funds from the Navy reserves account No. 602-1900-519-9800 into Navy Repairs and Maintenance Account No. 602-1900-519-4600, Project No. OM19001601. Any necessary budget transfers or amendments are hereby authorized.

Section 3: That the City Manager is authorized to execute any necessary documents, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Filed with the Clerk on \_\_\_\_\_, 2022.

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