

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST (CITY) APPROVING CHANGE ORDER #5 IN THE AMOUNT OF \$67,144.56 FOR ADDITIONAL UNFORESEEN CONDITIONS, UNDER THE CONTRACT AWARDED TO CHARLEY TOPPINO AND SONS, INC. FOR TRUMAN WATERFRONT PARK PHASE 1B; AUTHORIZING ANY NECESSARY BUDGET TRANSFERS AND AMENDMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON ADVICE AND CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 19-296 a contract was awarded to Charley Toppino and Sons, Inc. for Truman Waterfront Park Phase 1B, in response to ITB #19-026, in Resolution 20-070 Change Order #3 was approved and in Resolution 21-102 Change Order #4 was approved; and

WHEREAS, additional unforeseen conditions were encountered subsequent to Change Order #4, including but not limited to: additional gates at the soccer field, additional blue granite rock around the artificial field, additional wood fence at horse run for public safety, modify barn doors and install commercial fans in the horse barn, additional wire for four new field lights, install new score board not included in design, install secondary gate at dog entrance, infill windows on rear side of building and extend concession countertop to stop rainwater entry into building; and

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

Section 1: That the attached Change Order No. 5 in the amount of \$67,144.56 for additional work required for unforeseen conditions, under the contract awarded to Charley Toppino and Sons, Inc. in Resolution 19-296, is hereby approved.

Section 2: That funds for the project are allocated in account #101-4303-543-6300, Project #IS43041801. Any necessary budget transfers or amendments are hereby authorized.

Section 3: That the City Manager is authorized to execute documents related to this Change 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 _____ day of _____, 2022.

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

Filed with the Clerk on _____, 2022.

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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