

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING CHANGE ORDER #2 TO THE TASK ORDER UNDER THE CITY'S RIGHT OF WAY CONTRACT WITH CHARLEY TOPPINO & SONS, INC. FOR DUVAL STREET IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED \$39,665.77; AUTHORIZING ANY NECESSARY BUDGET TRANSFERS; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 17-206, the City Commission approved a three-year Right of Way (ROW) contract with Charley Toppino & Sons, Inc., and in Resolution No. 19-054 the contract was extended for an additional year; and

WHEREAS, in Resolution 20-071 the City Commission ratified an emergency procurement for the Duval Street Improvements Project, including asphalt mill and pave, pavement marking, failed asphalt base repair and ADA curb ramps and driveways from Wall Street to Truman Avenue; and

WHEREAS, in Resolution 20-103 the City Commission ratified Change Order Number 1, for additional tasks related to the Duval Street project, to include work on and along portions of Greene Street; and

WHEREAS, additional tasks, including corrections for cross slope and drainage, were implemented and required

additional milling and paving throughout the entire project limits. Quantities have been adjusted accordingly in this final Change Order #2; and

WHEREAS, the requested change order (together with prior change order) represents more than 5% of the total contract value of the project, and Section 2-845 of the Code of Ordinances requires City Commission approval of any change order in excess of five percent of any public service building or capital improvement project; and

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

Section 1: That the attached Change Order #2 to the Task Order under the City's Right of Way Contract with Charley Toppino & Sons, Inc., for Duval Street Improvements Project is hereby approved in an amount not to exceed \$39,665.77.

Section 2: That this Change Order will be funded from Internal Improvements (Gas Tax)/Streets/Capital Improvements Account No. 102-4102-541-6300, Project II41022002, and any necessary budget adjustments are authorized.

Section 3: That the City Manager is authorized to execute any necessary documents for this Task Order, upon 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 _____, 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