

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING AN EMERGENCY PROCUREMENT DATED OCTOBER 11, 2019 BY THE CITY MANAGER, AS PROVIDED FOR UNDER SECTION 2-797(2) OF THE CODE OF ORDINANCES, AUTHORIZING A CONSTRUCTION TASK ORDER IN AN AMOUNT NOT TO EXCEED \$77,496.84 (INITIALLY \$27,325.66, WITH \$50,171.18 FOR ADDITIONAL SERVICES TO REPAIR THE TORN LINER); AUTHORIZING NECESSARY BUDGET ADJUSTMENTS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 15-292, the City Commission approved a three-year General Utilities contract with Charley Toppino & Sons, Inc., in Resolution No. 18-014 the Contract was amended to incorporate certain Federal Contracting provisions, and in Resolution 18-322 the contract was renewed for two years; and

WHEREAS, on July 19, Charley Toppino & Sons commenced work under the City's General Utilities Contract to repair a large dip on the west side of the Stock Island Land fill per FDEP; and

WHEREAS, due to unforeseen conditions, City staff recognized that the project scope and cost must be adjusted to incorporate increased work necessary to complete the job in a timely manner; 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 the Stock Island landfill, to reduce any risk to public health, welfare and safety, and comply with the direction of the Florida Department of Environmental Protection; 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 October 11, 2019, signed by the City Manager, pursuant to section 2-797(2) of the Code of Ordinances, for the Construction Task Order for additional services for the emergency repair of the torn liner at the Stock Island Landfill to Charley Toppino, LLC in a total amount not to exceed \$77,496.84 is hereby ratified (originally \$27,325.66, with \$50,171.18 for additional work).

Section 2: This project will be paid from the Solid Waste/Post Closure O & M/Repairs and Maintenance account #403-2407-534-4600. Any necessary budget 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 _____, 2019.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2019.

Filed with the Clerk on _____, 2019.

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|------------------------------|-------|
| Mayor Teri Johnston | _____ |
| Commissioner Gregory Davila | _____ |
| Commissioner Mary Lou Hoover | _____ |
| Commissioner Sam Kaufman | _____ |
| Commissioner Clayton Lopez | _____ |
| Commissioner Billy Wardlow | _____ |
| Commissioner Jimmy Weekley | _____ |

TERI JOHNSTON, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK