

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A TASK ORDER UNDER THE CITY'S GENERAL UTILITIES CONTRACT WITH CHARLEY TOPPINO & SONS, INC. IN A TOTAL AMOUNT NOT TO EXCEED \$205,440.00, FOR THE TRIMMING AND DISPOSAL OF FALLEN MANGROVES AT THE CITY'S POINCIANA DONALD POND FOR STORMWATER DRAINAGE SYSTEM MANAGEMENT; AUTHORIZING NECESSARY BUDGET TRANSFERS; AUTHORIZING THE CITY MANAGER TO EXECUTE 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 and Infrastructure Services contract with Charley Toppino & Sons, Inc.; and

WHEREAS, the City holds South Florida Water Management District (SFWMD) Environmental Resource Permit No. 44-0378-P, which requires routine maintenance to prevent mangrove growth from impacting and obstructing the drainage conveyance system. Trimming and removal of fallen mangroves (non-anchored roots) is an authorized activity regulated by the SFWMD drainage system permit; and

WHEREAS, due to Hurricane Irma and Hurricane Ian, there are multiple snags of dead and fallen mangroves in the Poinciana Donald Pond which require timely removal to keep them from

blocking flow of the drainage system. Pursuant to Florida Statutes Section 403.932(b), mangrove trimming and removal must be supervised or conducted by professional mangrove trimmer(s); and

WHEREAS, estimated disposal costs of \$97,700.00, included in this project, are based upon aerial photographs and upon quantities of mangrove removal and disposal at related drainage in 2018; and

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

Section 1: That the attached Task Order under the City's General Utilities Contract with Charley Toppino & Sons, Inc. in a total amount not to exceed \$205,440.00 for mangrove trimming and disposal at the Poinciana/Donald pond site, as allowed by the SFWMD maintenance permit is hereby approved.

Section 2: That funds for canal system clearing are budgeted in in Construction in Progress account 402-3803-538-6500, project Number ST38032201. Additional funds, if necessary, are hereby authorized to be transferred from account 402-3801-538-9900, Other Uses. Other necessary budget transfers or adjustments are hereby authorized.

Section 3: That the City Manager is authorized to execute any necessary documents, 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 \_\_\_\_\_, 2023.

Authenticated by the Presiding Officer and Clerk of the Commission on \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Filed with the Clerk on \_\_\_\_\_, 2023.

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

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

ATTEST:

\_\_\_\_\_  
CHERYL SMITH, CITY CLERK