

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

A RESOLUTION OF THE CITY COMMISSION SITTING AS THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY OF THE CITY OF KEY WEST (LRA), APPROVING CHANGE ORDER NO. 7 TO THE TRUMAN WATERFRONT PARK AMPHITHEATER CONSTRUCTION PROJECT, TO D.L. PORTER CONSTRUCTORS, INC. IN AN AMOUNT NOT TO EXCEED \$174,929.57, FOR STAFF IDENTIFIED ENHANCEMENTS TO FACILITY OPERATION AND ACCESS, AESTHETICS, EASE OF MAINTENANCE, SAFETY AND CERTAIN UNFORESEEN CONDITIONS AT THE TRUMAN WATERFRONT AMPHITHEATER; APPROVING A CONTRACT TIME EXTENSION OF 123 DAYS; AUTHORIZING ANY NECESSARY BUDGET TRANSFERS AND AMENDMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 17-035, the LRA awarded the bid of D.L. Porter Constructors, Inc. for construction of the Truman Waterfront Park Amphitheater Project; and

WHEREAS, during the course of construction, and through observation at initial public events at the facility, staff has identified additional improvements that will increase long-term functionality of the finished facility, including enhancements to improve operations, accessibility, lighting, parking, aesthetics, and sanitary concerns in a total amount of \$158,766.46; and

WHEREAS, during the course of construction, unforeseen conditions have occurred, including necessary storm piping changes to accommodate utility conflicts, trimming of storm-damaged trees, and prime painting the wood sheathing of the Amphitheater following Hurricane Irma, in a total amount of \$16,163.11; and

WHEREAS, City staff finds that the cost and scope of work is reasonable and that adequate contingency funds are allocated for these changes, and improvements; and

NOW, THEREFORE, BE IT RESOLVED BY THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY, AS FOLLOWS:

Section 1: That Change Order No. 7 for D.L. Porter Constructors, Inc. for Truman Waterfront Park Amphitheater Construction, is hereby approved in a total amount not to exceed \$174,929.57.

Section 2: That a contract extension of 123 days is hereby approved for the contract with D.L. Porter, approved in Resolution No. 17-035.

Section 3: That adequate contingency funds for this project are budgeted in account 101-4303-543-6300, Project TR1502, and any necessary budget transfers or amendments **are** hereby authorized.

Section 4: That the City Manager is authorized to execute necessary documents, upon the consent of the City Attorney.

Section 5: 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 Authority.

Passed and adopted by the Naval Properties Local  
Redevelopment Authority at a meeting held this \_\_\_\_\_ day of  
\_\_\_\_\_, 2018.

Authenticated by the presiding officer and Clerk of the  
Authority on \_\_\_\_\_, 2018.

Filed with the Clerk \_\_\_\_\_, 2018.

Chairman Craig Cates	_____
Commissioner Sam Kaufman	_____
Commissioner Clayton Lopez	_____
Commissioner Richard Payne	_____
Commissioner Margaret Romero	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

\_\_\_\_\_  
CRAIG CATES, CHAIRMAN

ATTEST:

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