

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE PURCHASE OF THIRTEEN (13) SITESCAPES, INC. DUAL TRASH AND RECYCLING RECEPTACLES FROM SWARTZ ASSOCIATES, INC. PURSUANT TO GOVERNMENT CONTRACT PURSUANT TO SECTION 2-797(3)(a) and (b) AND FOR BRAND NAME ITEMS IN ACCORDANCE WITH 2-843(a)(5) and 2-844(a) OF THE CODE OF ORDINANCES IN AN AMOUNT NOT TO EXCEED \$33,500.00, AS DESCRIBED IN THE ATTACHED EXECUTIVE SUMMARY; AUTHORIZING ANY NECESSARY BUDGET ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Key West Code of Ordinances section 2-844(a) provides "Since use of a brand name specification is restrictive of product competition, it may be used only when the purchasing agent makes a written determination that only the identified brand name item will satisfy the city's needs;" and

WHEREAS, the City has used SiteScapes trash receptacles in the past, and staff finds that it is in the best interests of the City to maintain continuity for the street furnishings throughout the Historic Seaport; and

WHEREAS, the Manatee County School District executed an agreement with SWARTZ ASSOCIATES, INC., which extends cooperative purchasing authority to other government agencies, and City staff recommends authorization of an agreement with Swartz, Inc., pursuant to Section 2-797(3) of the Code of Ordinances; and

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

Section 1: That the purchase of thirteen (13) SiteScapes, Inc. dual trash receptacles from Swartz Associates, Inc., in an amount not to exceed \$33,500.00 is hereby approved, pursuant to the Manatee County School District's publicly solicited ITB #17-0025-MR government contract, pursuant to Sections 2-797(3) (a) (b) (c) of the Code of Ordinances (government contract) and Sections 2-843(a) (5) and 2-844 (a) (brand name purchases).

Section 2: That funds for this purchase are budgeted in accounts #405-7504-575-6400, #405-7505-575-6400 and #405-7506-575-6400, and any necessary adjustments are authorized for this purchase.

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 _____, 2019.

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

Filed with the Clerk on _____, 2019.

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