

RESOLUTION NO. 25-04-23

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, REPEALING RESOLUTION NO. 25-02-13 AND APPROVING THE SECOND RANKED FIRM OF THE RFP 24-19 EVALUATION COMMITTEE FOR SELECTION OF A CONTRACTOR FOR THE LOWER MATECUMBE CANALS CULVERT RESTORATION PROJECT; AUTHORIZING THE VILLAGE MANAGER AND VILLAGE ATTORNEY TO NEGOTIATE AN AGREEMENT(S) FOR THE PROJECT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT(S); AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Village is moving forward with implementing culvert connections underneath roadways at strategic locations on Lower Matecumbe Key as part of the Village's canal restoration program; and

WHEREAS, the goal of the proposed improvements is to restore the impaired waters of the canals and to improve nearshore water quality; and

WHEREAS, the Village has been awarded grant funding for construction of the project from the Florida Department of Environmental Protection through the Florida Keys Stewardship Act program; and

WHEREAS, on October 28, 2024, the Village issued Request for Proposals (RFP) 24-19 to solicit proposals from qualified firms to construct the Lower Matecumbe Canals Culvert Restoration Project (the "Project"); and

WHEREAS, RFP 24-19 was issued in accordance with Sec. 2-327(b) and (c)(4) of the Village's Purchasing Guidelines in the Village Code of Ordinances; and

WHEREAS, the Village received a total of two (2) responsive proposals in connection with

RFP 24-19 following the advertisement period; and

WHEREAS, the Village Manager established an Evaluation Committee (the "Committee") to review responsive proposals and make a recommendation to the Village Council for the selection of a Contractor to complete the Project; and

WHEREAS, the Committee reviewed the two responsive proposals received using the selection criteria detailed in RFP 24-19 and recommended selection of the highest-ranked proposal from Adventure Environmental Inc. ("AEI") for construction of the Project for an amount not to exceed Five Million Two Hundred Thousand Dollars (\$5,200,000.00); and

WHEREAS, on February 11, 2025, the Village Council adopted Resolution No. 25-02-13 approving the selection of AEI to complete the Lower Matecumbe Canals Culvert Restoration Project; and

WHEREAS, AEI is no longer able to complete the work as indicated in their proposal and bid; and

WHEREAS, the committee, as a result, is recommending the second ranked proposal from LPS Contracting for construction of the Project for an amount not to exceed Eight Million Nine Hundred Ninety-One Thousand Twenty Dollars (\$8,991,020.00); and

WHEREAS, the Village Council finds that approval and selection of LPS Contracting for the Project is in the best interest of the Village and its residents.

WHEREAS, the Village Council has determined that Resolution No. 25-02-13 is no longer necessary nor in the best interest of the Village.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The above recitals are true and correct and incorporated into this

Resolution by this Reference.

Section 2. Repeal of Resolution 25-02-13. The Village Council of Islamorada, Village of Islands, hereby repeals Resolution 25-02-13, thereby voiding the selection and approval of Adventure Environmental Inc. for the Project.

Section 3. Approval of Selection. The Village Council hereby approves the selection of the second-ranked firm, LPS Contracting to construct the Project.

Section 4. Authorization of Village Officials. The Village Manager or designee and the Village Attorney are authorized to execute the Agreement(s) with LPS Contracting on behalf of the Village.

Section 5. Execution of Agreement. The Village Manager is authorized to execute an Agreement(s) with LPS Contracting on behalf of the Village, to execute any other required documents to implement the terms and conditions of the Agreement, and to execute any extension or amendments to the Agreement, subject to approval as to form and legality by the Village Attorney. If such negotiations are unsuccessful, then the Village Manager or designee and the Village Attorney are authorized to negotiate with the second ranked contractor.

Section 6. Authorization of Fund Expenditures. Notwithstanding the limitations imposed upon the Village Manager pursuant to the Village's Purchasing Procedures Ordinance, the Village Manager is hereby authorized to expend budgeted funds for the Project.

Section 8. Conflicts. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. Effective Date. This Resolution shall become effective immediately upon its adoption.


Motion to adopt by Deb Gillis, seconded by Don Horton.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Sharon Mahoney	Yes
Vice Mayor Don Horton	Yes
Councilman Steve Friedman	Yes
Councilwoman Deb Gillis	Yes
Councilwoman Anna Richards	Yes

PASSED AND ADOPTED THIS 8th DAY OF APRIL, 2025.


SHARON MAHONEY, MAYOR

ATTEST:


MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS:


JOHN J. QUICK, VILLAGE ATTORNEY

