

MINUTES

KEY COLONY BEACH
CITY COMMISSION SPECIAL MEETING
Thursday August 4, 2016, 9:00 A.M.
City Hall Conference Room

1. **Call to Order and Roll Call:** The Special Meeting of the Key Colony Beach City Commission was called to order by Mayor Ellis at 9:00 A.M.

Present: Mayor Jerry Ellis, Vice-Mayor Ron Sutton, Secretary Treasurer Jim Pettorini, Commissioner John DeNeale, and Commissioner April Tracy. *Also Present:* City Clerk Kathryn McCullough, Police Chief Kris DiGiovanni, Assistant Building Official Steve Britske, Utility Clerk Blanca Kulig, Utility Board Member Mike Alexander, Plant Operator Dave Evans. Public: 0.

2. **Review and Award of WRF Improvements, Phase II bid** Mayor Ellis began the meeting by reading a paragraph from the August 1, 2016 letter from Jason Shepler with Mittauer & Associates. The paragraph read as follows: “On July 21, 2016, three (3) bids were received in response to the City’s Advertisement for bids on the WRF Improvements , Phase 2 project. We have reviewed the bids, called the listed references, and have found the below listed Contractor to be low bidder for this project. Attached is a copy of the Certified Bid Tabulation which we have prepared. Contingent upon approval by your attorney and the Florida Department of Environmental Protection (FDEP) State Revolving Fund (SRF) program, as well as receipt of proper bonds and insurance certificates, we recommend that the project be awarded as follows: Contractor: TLC Diversified, Inc., 2719 17th Street, East, Palmetto, FL 34221. Mayor Ellis stated the additive alternates listed will all be part of the project as the alternates are required by SRF.

Motion: Motion made by Vice Mayor Sutton, seconded by Commissioner DeNeale to award the bid to TLC Diversified, Inc. in the amount of \$4,984,777.00 which includes the three (3) additive alternates.

Discussion: Commissioner DeNeale stated he found this process to be highly irregular. He reviewed the Code and asked the Utility Board Chairman why he declined to call a meeting. He also spoke with other Board members, none of who realized any 3 Board members could call a meeting. He also spoke with City Attorney Wright who agreed it is the Utility Board’s duty to review the bids, however as the Board declined it is now up to the Commission. Commissioner DeNeale’s concern is this reduces the number of public meetings on this subject. Commissioner DeNeale researched TLC Diversified, Inc. Business Weekly of Florida reports the company to be fabulous. Buildingzoom.com rates TLC in the top 1% of all contractors. Based on this research Commissioner DeNeale stated he is comfortable awarding the bid to TLC Diversified. Vice Mayor Sutton stated he had concern, at first, that there was not a joint meeting of the Commission and the Utility Board. Vice Mayor Sutton

also spoke with the Utility Board Chair who said he did not feel a meeting of the Utility Board was necessary as Mittauer was hired to oversee the bid process. City Clerk McCullough reported to the Vice Mayor that the Mayor had directed an email be sent to all the Utility Board members encouraging their attendance at today's meeting. Mayor Ellis called for the vote.

On the Motion: Roll call vote. Unanimous approval.

Mayor Ellis called for a motion to adjourn. Commissioner DeNeale made the motion.

The meeting adjourned at 9:10 A.M.

Respectfully submitted,

A handwritten signature in cursive script that reads "Kathryn L. McCullough". The signature is written in black ink and is positioned above the printed name of the signatory.

Kathryn L. McCullough
City Clerk

Note: These minutes are unofficial and have not been formally approved by the Commission. The approval will be at the next scheduled Commission meeting.