

RESOLUTION NUMBER 23-122

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA APPROVING A SOLE SOURCE PURCHASE AGREEMENT BETWEEN THE TOWN AND AMERICAN UNDERWATER CONTRACTORS, INC. FOR THE SOLE SOURCE PURCHASE OF 70 MOORING SYSTEMS FOR A COST OF \$ 194,410.00.

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town Mooring Field was devastated by Hurricane Ian, damaging the mooring systems;

WHEREAS, the Town Council has determined it is in the best interest of the Town to approve the requested sole source purchase agreement between the Town and American Underwater Contractors, Inc.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true, correct, incorporated herein by this reference, and adopted as the legislative and administrative findings of the Town Council.

Section 2. The Town Council hereby approves the (Agreement/change order/etc.) between the Town and American Underwater Contractors, Inc, for the purchase of 70 Mooring Systems. A copy of the sole source agreement is attached hereto as Attachment "A".

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member Veach and seconded by Council Member King, and upon being put to a vote, the result was as follows:

Dan Allers, Mayor	Aye
Jim Atterholt, Vice Mayor	Aye
John R. King	Aye
Bill Veach, Council Member	Aye
Karen Woodson, Council Member	Aye

ADOPTED this 2nd day of October 2023 by the Town Council of the Town of Fort Myers Beach, Florida.

FORT MYERS BEACH TOWN COUNCIL

Dan Allers

Dan Allers (Oct 2, 2023 17:43 EDT)

Dan Allers, Mayor

ATTEST:

Amy Baker

AMY BAKER (Oct 3, 2023 07:46 EDT)

Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**

Gretchen R. H. Vose

Gretchen R. H. Vose (Oct 2, 2023 22:15 EDT)

Vose Law Firm, LLP, Town Attorney

This Resolution was filed in the Office of the Town Clerk on this 2nd day of October 2023.

Mr. Mark Kincaid
Coastal Engineering Consultants, Inc
2841 Bonita Crossing Blvd
Bonita Springs, FL 34135

September 12, 2023

To Whom it May Concern:

American Underwater Contractors, Inc. (AUC) is the sole source provider for the custom rigged and fully assembled StormSoft elastic down line that meets the Fort Myers Mooring Field engineering specifications.

Sincerely,

David

David Foster
American Underwater Contractors, Inc.

17536 SE Conch Bar Avenue Tequesta, FL 33469 • Phone 561.575.5538 Fax 561.575.4651 AUCfoster@aol.com

AMERICAN UNDERWATER CONTRACTORS, INC

AMERICAN UNDERWATER CONTRACTORS, INC.

Marine & Underwater Construction, Mooring Fields, Waterway Markers,
Search & Salvage, StormSoft Elastic Down Lines

17536 SE Conch Bar Avenue
Tequesta, FL 33469
Phone 561.371.6510
AUCfoster@aol.com

QUOTE

DATE: SEPTEMBER 15, 2023

TO Mr. Mark Kincaid
Coastal Engineering Consultants, Inc.
Ph: 239-643-2324

QTY	DESCRIPTION	UNIT PRICE	LINE TOTAL
70	Complete StormSoft mooring systems to meet all Fort Myers mooring field specifications	\$ 2,528.00	\$ 176,960.00
70	Freight to Fort Myers-per complete system	\$ 35.00	\$ 2,450.00
3	Day rate for Commercial dive team with vessel and all equipment to install 70 mooring systems, 3 days	\$ 3,800.00	\$ 11,400.00
1	Mobilization of equipment, vessel and crew to Fort Myers	\$ 1,800.00	\$ 1,800.00
1	Demobilization of equipment, vessel and crew	\$ 1,800.00	\$ 1,800.00
SUBTOTAL			\$ 194,410.00
SALES TAX			TBD
TOTAL			\$ 194,410.00

QUOTE GOOD FOR 30 DAYS