

ORDINANCE NO. 2025-498

**AN ORDINANCE OF THE CITY OF KEY COLONY BEACH FLORIDA,
AMENDING CODE OF ORDINANCE ARTICLE VI – FINANCE,
SECTION 2-75 TO INCREASE THE DISCRETIONARY SPENDING
THRESHOLD; REPEALING CONFLICTING ORDINANCES;
PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN
EFFECTIVE DATE.**

WHEREAS, the City of Key Colony Beach is charged with the administration of a wide variety of municipal issues, such as maintaining the City’s fiscal budget and the purchase of commodities and contractual services for the benefit and general welfare of the residents of the City, and

WHEREAS, the City of Key Colony Beach Commission wishes to amend and increase the discretionary spending threshold of the mayor and/or the city administrator to make purchases of equipment, materials, supplies, or services without specific prior approval therefore by the City Commission;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KEY COLONY BEACH, FLORIDA, AS FOLLOWS:

Section 1: Recitals

The above recitals are true and correct.

Section 2: Effective Date

This Ordinance shall become effective upon approval by the City Commission.

Section 3: Amendment

Section 2-75 of Article VI, “Finance” of the Administration of the City of Key Colony Beach, Florida Code of Ordinances shall be amended to read as follows:

- (a) No purchase or contract for purchase of equipment, material, supplies or services, other than professional services exempt under Florida Statute, may be made by the city commission when the purchase price thereof is in excess of twenty-five thousand dollars (\$25,000.00) unless made after open competitive bidding. The city commission shall have the right to accept or refuse any or all bids. This requirement applies to a single and not a cumulative project. This requirement shall not apply to purchases of commodities and contractual services from purchasing agreements established by and maintained by the State of Florida. It further does not apply to purchases of commodities, equipment, or material exempted from bidding by Florida Statutes where available only from a single source. This section shall not be construed to limit or prevent any exemptions from bidding requirements provided by Florida Statutes.

- (b) The mayor or the city administrator shall be authorized to make purchases of equipment, material, supplies or services up to the value of ~~seven thousand five hundred~~ fifteen thousand dollars (~~\$7,500.00~~\$15,000.00) without specific prior approval therefore by the city commission.
- (c) Should the city commission declare, by majority vote, an emergency by reason of major disaster, public health or public safety, then the requirement for competitive bidding may be waived with respect to goods or services necessary because of the emergency. This section shall not be construed to limit other emergency actions permitted under Florida Statutes.

Section 4: Severability and Conflict

If any portion of this ordinance is declared by a Court of competent jurisdiction to be invalid or unenforceable, such declaration shall not be deemed to affect the remaining portions of this ordinance. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: Inclusion in the Code of Ordinances

The provisions of this Ordinance shall be included and incorporated into the Code of Ordinances of the City of Key Colony Beach, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the code:

Section 6: Effective Date

This ordinance shall become effective upon its adoption by the City of Key Colony Beach Commission.

FIRST READING by the City of Key Colony Beach City Commission this 20th day of February, 2025.

Mayor Freddie Foster	NO_____	YES_____
Vice-Mayor Joey Raspe	NO_____	YES_____
Commissioner Tom Harding	NO_____	YES_____
Commissioner Tom DiFransico	NO_____	YES_____
Commissioner Doug Colonell	NO_____	YES_____

-[Remainder of Page Left Intentionally Blank]-

SECOND READING AND DULY ADOPTED by the City of Key Colony Beach City Commission on this 20th day of March, 2025.

Mayor Freddie Foster	NO_____	YES_____
Vice-Mayor Joey Raspe	NO_____	YES_____
Commissioner Tom Harding	NO_____	YES_____
Commissioner Tom DiFransico	NO_____	YES_____
Commissioner Doug Colonell	NO_____	YES_____

DULY PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF KEY COLONY BEACH, FLORIDA, this 20th day of March, 2025.

Freddie Foster, Mayor

Silvia Roussin, City Clerk

Approved as to form and legal sufficiency:

Dirk M. Smits, Esq. B.C.S., City Attorney