

EXECUTIVE SUMMARY

Recommendation that the Tourist Development Council approve the Quotation from Tiki Huts U.S.A., in the amount of \$7,080 including \$600 contingency to re-thatch the Seminole-style chickee / interpretive kiosk at Barefoot Beach Preserve Park and make a finding that the expenditure promotes tourism.

OBJECTIVE: To re-thatch the Seminole-style chickee hut at Barefoot Beach Preserve Park back to its original state.

CONSIDERATION: The Tourist Development Council approved beach park improvements including the chickee hut on April 22, 2013 (Item 7c). To date, no work has been done to the chickee hut since it was approved.

On October 2006, an interpretive/picnic Seminole style chickee hut was built on the 1.69 acre County-owned parcel within the state owned portion of the Barefoot Beach Preserve Park. This Seminole style chickee hut was constructed to provide an outdoor setting for Park Ranger interpretive programs that educate visitors about the natural history and pre-history of this beach preserve park and as a picnic area amenity for beach park visitors.

Seminole built chickee huts are open-sided wooden shelters with thatched roof of cabbage palms supported by wooden cypress posts, and as such they are exempted from Florida Building Code, SECTION 101.4.2(h) if they are built by members of the Seminole or Miccosukee Tribe of Florida.

On April 4, 2014, the Seminole Tribe (Tiki Hut U.S.A.) provided a quote for \$6,480 to re-thatch the 15' x 54' chickee hut. Since the Seminole Tribe is the only contractor allowed to build chickee huts in Collier County, competition is waived under Purchasing Ordinance No. B-69 Section Nine (B) (2) which allows this type of procurement.

Staff recommends awarding the quote to Tiki Hut U.S.A., for \$7,080 including \$600 contingency as the only qualified and responsive vendor.

FISCAL IMPACT: Funding in the amount of \$6,480 plus \$600 for contingency is available for this Project No. 80242 (Barefoot Beach), TDC fund 183 (Beach Park Facilities).

GROWTH MANAGEMENT IMPACT: There is no impact to Growth Management Plan associated with this action.

ADVISORY BOARD RECOMMENDATION: The Parks and Recreation Advisory Board recommended funding on March 20, 2013.

LEGAL CONSIDERATIONS: This item requires the Tourist Development Council to make a recommendation as to whether these expenditures promote tourism. This item has been approved as to form and legality and requires majority vote for approval. – CMG

RECOMMENDATION: That the Tourist Development Council approve the award of \$7,080 to re-thatch the chickee hut and make a finding that the expenditure promotes tourism.

Prepared by: Vicky Ahmad, Project Manager, Facilities Management Department

Attachments:

1. Quote
2. Florida Building Code SECTION 101 - GENERAL

Vicky Ahmad @ collinsgolf.net

July 23, 2012
New Business 7-h
3 of 4



19780 S.W. 177 Avenue, #103 • Miami, FL 33187
Tel (305) 246-3113 • Monroe (305) 664-0099 • Ft. Myers (239) 368-9988
www.tikhutsusa.com

CONTRACT

Date: 4/4/14

Sales Rep. Sauer, Hel
305) 986-4305

Contract Submitted To:

Customer: ATTN: Vicky Ahmad
Address: BAREFOOT BEACH
City: BONITA SPRING State: NAPLES Zip: _____
City: NAPLES State: FL Zip: _____
Tel: 239-252-4047 Fax: _____

Job Site:

Customer: _____
Address: SAME
City: _____ State: _____ Zip: _____
Tel: _____ Fax: _____

We hereby propose to furnish the materials and perform the labor necessary to do the following work on the property above:

Rethatch
15' x 54' single ROOF

All material are guaranteed to be as specified, and the above work to be performed in accordance with the specifications submitted for, and completed in a substantial workmanlike manner for the sum:

(HURRICANE STRAPS ON THE COVER)

Payment Arrangement: \$ 6480.00

- New Contract: _____ Deposit for materials, remaining balance due on date of completion.
 Rethatch Contract: _____ Deposit for materials, remaining balance due on date of completion.

Acceptance of Contract Proposal:

The above prices, specifications and conditions are satisfactory. I have read the terms and conditions on the reverse side of this contract and are hereby accepted. You are authorized to do the work as specified. Payment will be as specified above.

Accepted by: _____

Print Name: _____

Date: _____

ADMINISTRATION

SECTION 101 GENERAL

101.1 Scope. The provisions of this chapter shall govern the administration and enforcement of the *Florida Building Code*.

101.2 Title. The provision of the following chapters shall constitute and be known and be cited as the "*Florida Building Code*" hereinafter known as "this code"

101.3 Code remedial

101.3.1 General. This code is hereby declared to be remedial and shall construed to secure the beneficial interests and purposes thereof, which are public safety, health and general welfare through structural strength, stability, sanitation, adequate light and ventilation, and safety to life and property from fire and other hazards attributed to the built environment including alteration, repair, removal, demolition use and occupancy of buildings structures or premises and by regulating the installation and maintenance of all electrical, gas, mechanical and plumbing systems which may be referred to as service systems.

101.3.2 Quality control. Quality control of materials and workmanship is not within the purview of this code except as it relates to the purpose stated herein.

101.4 Applicability

101.4.1 General. Where in any specific case, different sections of this code specify different materials; methods of construction or other requirements the most restrictive shall govern. Where there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable.

101.4.2 Building. The provision of the *Florida Building Code* shall apply to the construction, erection, alteration, modification, repair, equipment use and occupancy, location, maintenance removal and demolition of every public and private building, structure or facility or floating residential structure, or any appurtenances connected or attached to such buildings, structures or facilities. Additions, alterations, repairs and changes of use or occupancy group in all building and structures shall comply with the provision provided in Chapter 34 of this code. The following buildings, structures and facilities are exempt from the *Florida Building Code* as provided by law, and any further exemptions shall be as determined by the Legislature and provided by law.

- (a) Building and structures specifically related and precepted by the Federal Government
- (b) Railroads and ancillary facilities associated with the railroad
- (c) Nonresidential farm buildings on farms
- (d) Temporary building or sheds used exclusively for construction purposes
- (e) Mobile homes used as temporary offices except that the provisions of part V ss 553.501.553.513 FSI relating to accessibility by person with disabilities shall apply to such mobile homes
- (f) Those structures or facilities of electric utilities as defined in s 366.02 Florida Statutes, which are directly involved in the generation, transformation, or distribution of electricity
- (g) Temporary sets assemblies, or structures used in commercial motion picture or television production or any sound-recording equipment used in such production on or off the premises
- (h) Chickees constructed by the Miccosukee Tribes of Indians of Florida or the Seminole Tribe of Florida. As used in this paragraph, the term "chickee" means an open-sided wooden hut that has a thatched roof of palms or palmetto or other traditional materials, and that does not incorporate any electricity plumbing or other nonwood features.

101.4.2.1 The *Florida Building Code* does not apply to and no code enforcement action shall be brought with respect to zoning requirements, land use requirements and owner specifications or programmatic requirements which do not pertain to and govern the design, construction erection alteration, modification, repair or demolition of public building of public or private buildings structures or facilities or to programmatic requirements that do not pertain to enforcement of the *Florida Building Code*. Additionally, a local code enforcement agency may not administer or enforce the *Florida Building Code* Building to prevent the siting of any publicly owned facility including but not limited to correctional facilities, juvenile justice facilities, or state universities, community colleges, or public education facilities as provide by law.

101.4.2.2 In addition to the requirements of ss. 553.79 and 553.80 Florida Statutes facilities subject to the provisions of chapter 395 Florida Statutes and part II of chapter 400 Florida Statutes shall have facilities plans reviewed and construction surveyed by the state agency authorized to do so under the requirements of chapter 395 Florida Statutes and part II of chapter 400 Florida Statutes and certification requirements of Federal Government.

101.4.2.3 Residential buildings or structures moved into or within a county or municipality shall not be required to be brought into compliance with the state minimum building code in force at the time the building