

RESOLUTION NO. 15-

1346

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AWARDING THE CONTRACT 2016-16 FOR TREE & PALM PURCHASE, INSTALLATION, REMOVAL AND RELOCATION SERVICES ON AN AS-NEEDED BASIS TO SFM SERVICES, INC.; WAIVING THE COMPETITIVE PROCUREMENT BIDDING PROCESS; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 5(D) of Ordinance 12-142 (“the Town’s Procurement Ordinance”) authorizes the Town Manager to request authorization from the Town Council to waive the requirements of Section 5 of the Town’s Procurement Ordinance where the Town Manager has made a written recommendation where, based on specific circumstances, it is not practical to comply with the requirements of Section 5 of the Town’s Procurement Ordinance for a specific solicitation; and

WHEREAS, on October 20, 2015, the Town of Miami Lakes (“the Town”) issued Invitation to Bid (“ITB”) No. 2016-16 for Tree & Palm Purchase, Installation, Removal, and Relocation Services; and

WHEREAS, the Town Manager has made a written recommendation that based on specific circumstances it is not practical to comply with the requirements of Section 5 of the Town’s Procurement Ordinance for ITB 2016-16; and

WHEREAS, the Town Manager has determined that SFM Services, Inc. (“SFM”) can perform the work, and recommends that SFM be awarded the contract; and

WHEREAS, SFM will be responsible for furnishing all labor, materials, machinery, tools, means of transportation, supplies, equipment, and services necessary for the purchase, installation, removal and relocation of trees and palms; and

WHEREAS, the Town Council approves of the Town Manager’s recommendation, authorizes a waiver of the requirements of Section 5 of the Town’s Procurement Ordinance as it pertains to the award of Contract 2016-16 for Tree & Palm Purchase, Installation, Removal

and Relocation Services on an as-needed basis, and authorizes the Town Manager to enter into a contract with SFM.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are true and correct and are incorporated herein by this reference.

Section 2. Approval of the Contract. The Town Council hereby approves the award of Contract 2016-20 to SFM Services, Inc. for Tree & Palm Purchase, Installation, Removal and Relocation Services on an as-needed basis, in substantially the form attached hereto as Exhibit "A," together with such non-material changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney.

Section 3. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Contract with SFM Services, Inc.

Section 4. Execution of the Contract. The Town Manager is authorized to execute the Contract with SFM Services, Inc. on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the Contract, subject to the approval as to form and legality by the Town Attorney.

Section 5. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Town Manager by the Town's Purchasing Procedures Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Contract with SFM Services, Inc.

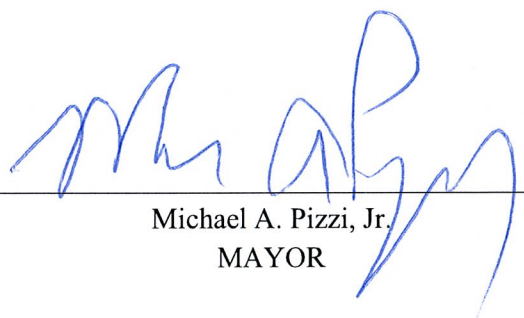
Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

(THIS SPACE INTENTIONALLY LEFT BLANK)

PASSED AND ADOPTED this 1st day of December, 2015.

The foregoing resolution was moved for adoption by Mestre. The motion was seconded by Lama and upon being put to a vote, the vote was as follows:

| | |
|--------------------------------|------------|
| Mayor Michael A. Pizzi, Jr. | <u>yes</u> |
| Vice Mayor Tim Daubert | <u>yes</u> |
| Councilmember Manny Cid | <u>yes</u> |
| Councilmember Tony Lama | <u>yes</u> |
| Councilmember Ceasar Mestre | <u>yes</u> |
| Councilmember Frank Mingo | <u>yes</u> |
| Councilmember Nelson Rodriguez | <u>yes</u> |




Michael A. Pizzi, Jr.
MAYOR

Attest:



Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Raul Gastesi, Jr.
Gastesi & Associates, P.A.
TOWN ATTORNEY

EXHIBIT A