

RESOLUTION NO. 10-787 .

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA WAIVING PROCUREMENT PROCEDURES; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AN AGREEMENT; AUTHORIZING TOWN OFFICIALS TO IMPLEMENT THE AGREEMENT; AUTHORIZING THE EXECUTION OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town Council of the Town of Miami Lakes, (the “Town”) desires to provide an accessible pedestrian system with appropriate safeguards and design elements compatible with the vehicular transportation system; and

**WHEREAS**, on May 12, 2009, the Town Council directed the Town Manager to work with Miami-Dade County to install pedestrian crosswalk signals at Northwest 154 Street and Northwest 82 Avenue and at Northwest 154 Street and Northwest 79 Avenue; and

**WHEREAS**, the Town Manager has determined that use of the procurement procedures is impractical; and

**WHEREAS**, Miami-Dade County has agreed to expedite and complete purchase and installation of both proposed pedestrian crosswalk signals at a total cost of twenty-five thousand dollars (\$25,000.00).

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

**Section 1. Recitals.** The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Waiver of Procurement Procedures.** The Town Council waives procurement procedures for the purchase and installation of pedestrian crosswalk signals at Northwest 154 Street and Northwest 82 Avenue and at Northwest 154 Street and Northwest 79

Avenue by Miami-Dade County due to impracticality pursuant to Section 2(H)(1) of the Town's Purchasing Procedures.

**Section 3. Authorization of Town Manager.** The Town Manager is hereby authorized to negotiate an Agreement for Pedestrian Crosswalk Signals (the "Agreement"), as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney, in an amount not to exceed the budgeted amount of twenty-five thousand dollars (\$25,000.00) to provide for pedestrian crosswalk signals at Northwest 154 Street and Northwest 82 Avenue and at Northwest 154 Street and Northwest 79 Avenue.

**Section 4. Authorization of Town Officials.** The Town Manager and/or her designee and the Town Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

**Section 5. Execution of Agreement.** The Town Manager is authorized to execute the Agreement on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the Agreement and to execute any extensions and/or amendments to the Agreement, subject to the approval as to form and legality by the Town Attorney.

**Section 6. Authorization of Fund Expenditure.** Notwithstanding the limitations imposed upon the Town Manager pursuant to the Town's Purchasing Procedures Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement.

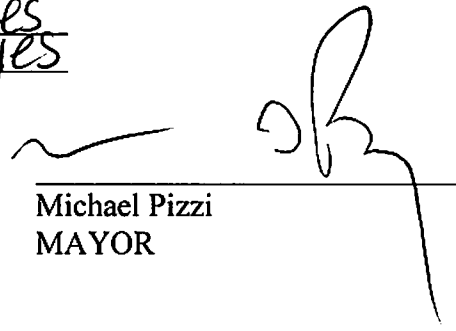
**Section 7. Effective Date.** This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 12 day of January, 2010.

Motion to adopt by Perdomo, second by Collins.

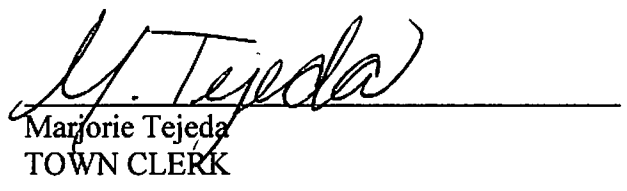
FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Nick Perdomo	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember George Lopez	<u>yes</u>
Councilmember Robert Meador	<u>yes</u>
Councilmember Richard Pulido	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>



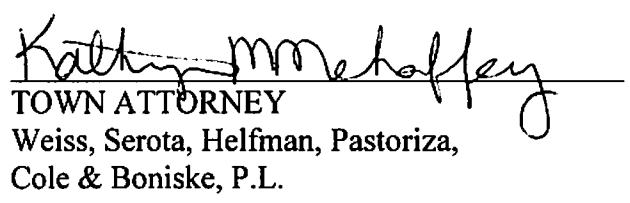
Michael Pizzi  
MAYOR

ATTEST:



Marjorie Tejeda  
TOWN CLERK

APPROVED AS TO LEGAL SUFFICIENCY:



TOWN ATTORNEY  
Weiss, Serota, Helfman, Pastoriza,  
Cole & Boniske, P.L.