

**RESOLUTION NO. 15-1305**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING CHANGE ORDER NO. 1 IN THE AMOUNT OF \$220,000 TO AGREEMENT 2015-47 BETWEEN LUKES LANDSCAPING, INC. D/B/A LUKES-SAWGRASS LANDSCAPING, INC. AND THE TOWN OF MIAMI LAKES FOR TREE PLANTING AND INSTALLATION SERVICES FOR A NEW CONTRACT VALUE OF \$245,000; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF CHANGE ORDER NO. 1; AUTHORIZING THE TOWN MANAGER TO EXECUTE CHANGE ORDER NO. 1; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes' (the "Town") entered into Agreement No. 2015-47 for Tree Purchase and Installation Services with Lukes Landscaping, Inc. d/b/a Lukes-Sawgrass Landscape ("Lukes-Sawgrass"); and

**WHEREAS**, the Town piggybacked the City of Sunny Isles Beach agreement with Lukes-Sawgrass to commence meeting the Town's immediate need for the purchase and installation of trees, in an amount not to exceed \$25,000; and

**WHEREAS**, Lukes-Sawgrass is providing satisfactory results in the prescribed timeframe allotted for their work; and

**WHEREAS**, the initial contract amount of \$25,000 is not sufficient to meet the Town's immediate needs while a new solicitation is issued and awarded; and

**WHEREAS**, funding for the purchase and installation of trees is available from both the General Fund and Capital Projects budgets; and

**WHEREAS**, the Town Council finds it is necessary and appropriate to approve Change Order No. 1 to Agreement No. 2015-47 between Lukes-Sawgrass and the Town for an additional \$220,000, increasing the total contract value to \$245,000, for the continuation of the contract for purchase and installation of trees; and

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

**Section 1. Recitals.** The foregoing recitals are true and correct and are incorporated

herein by reference.

**Section 2. Approval of Change Order No. 1.** The Town Council hereby approves Change Order No. 1 to Agreement No. 2015-47 between Lukes-Sawgrass and the Town to provide additional funds in the amount of \$220,000 for the continuation of the Town's tree planting and installation, 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 Manager.** The Town Manager and/or his designee is authorized to execute Change Order No. 1 to Agreement No. 2015-47 on behalf of the Town, 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. 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 change order.

**Section 4. Authorization of Fund Expenditure.** The Town Manager is authorized to expend up to \$245,000 of budgeted funds from the General Fund and Capital Projects Fund to implement the terms and conditions of this Resolution and Change Order No. 1 to Agreement No. 2015-47 with Lukes-Sawgrass.

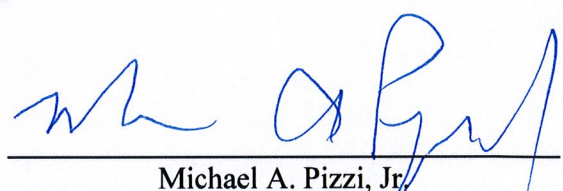
**Section 5. Effective Date.** This Resolution shall be effective immediately upon adoption.

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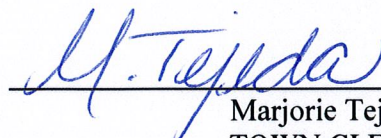
Passed and adopted this 5<sup>th</sup> day of May, 2015.

The foregoing resolution was offered by Tim Daubert who moved its adoption. The motion was seconded by Tony Lama and upon being put to a vote, the vote was as follows:

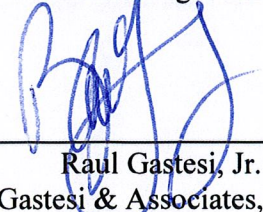
Mayor Michael A. Pizzi, Jr.	<u>yes</u>
Vice Mayor Manny Cid	<u>yes</u>
Councilmember Tim Daubert	<u>yes</u>
Councilmember Tony Lama	<u>yes</u>
Councilmember Ceasar Mestre	<u>absent</u>
Councilmember Frank Mingo	<u>absent</u>
Councilmember Nelson Rodriguez	<u>yes</u>

  
\_\_\_\_\_  
Michael A. Pizzi, Jr.  
MAYOR

Attest:

  
\_\_\_\_\_  
Marjorie Tejeda  
TOWN CLERK

Approved as to form and legal sufficiency:

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