

RESOLUTION NO. 19- 1592

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE PURCHASE OF SOD & SOD INSTALLATION SERVICES ON AN AS NEEDED BASIS; AUTHORIZING THE TOWN MANAGER TO UTILIZE SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING COOPERATIVE CONTRACT 033-2730-18/IT WITH MULLINGS ENGINEERING SERVICES & SUNSET SOD INC. PURSUANT TO SECTION 7 OF ORDINANCE 17-203; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO UTILIZE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town has recurring requirements for sod and sod installation services to support and maintain its 120 acres of green space in Town parks and roadways; and

WHEREAS, Section 7 of the Town of Miami Lakes Ordinance 17-203 (“the Town’s Procurement Ordinance”) authorizes the purchase of goods and services from current contracts of other public, governmental, state/federal funded or non-profit entities, where the contracts have resulted from a formal competitive procurement process; and

WHEREAS, the Town intends to utilize the Southeast Florida Governmental Purchasing Cooperative Group Contract 033-2730-18/IT with Mullings Engineering Services, Inc. (“Mullings”) and Sunset Sod, Inc. (“Sunset”) (hereinafter referred to as “Contract”) for the purchase of sod and sod installation services on an as-needed basis; and

WHEREAS, the Southeast Florida Governmental Purchasing Cooperative Group (“Coop”) comprised of forty-five agencies was created to utilize the buying power of combined requirements for common basic commodities/services to promote cost savings and cost avoidances to each entity; and

WHEREAS, on July 4, 2018, the City of Boynton Beach (“Boynton Beach”), a member of the Co-op, issued Invitation to Bid (“ITB”) 033-2730-18/IT for sod and sod installation services; and

WHEREAS, on August 3, 2018, Boynton Beach received four (4) proposals in response to its ITB; and

WHEREAS, as a result of Boynton Beach’s procurement process, three (3) bidders (Mullings Engineering Services, Inc., Odum’s Sods, Inc., and Sunset Sod, Inc.) were awarded contracts as the most responsive, responsible bidders; and

WHEREAS, the Town Manager recommends utilizing Contract 033-2730-18/IT with Mullings and Sunset for the purchase of sod and sod installation services on an as-needed basis not to exceed budgeted funds; and

WHEREAS, the Town Council approves of the Town Manager’s recommendations and authorizes the Town Manager to initiate purchases off the Contract in amounts not to exceed budgeted funds for these services.

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 incorporated herein by this reference.

Section 2. **Approval of the Contract.** The Town Council hereby approves the utilization of Co-op Contract 033-2730-18/IT with Mullings and Sunset. in substantially the form attached hereto as Exhibit “A” for the purchase of sod and sod installation services on an asneeded basis (hereinafter referred to as “Contract”).

Section 3. **Authorization of Town Officials.** The Town Manager and/or his

designee are authorized to take all steps necessary to utilize the Contract and to execute a cover agreement on behalf of the Town, subject to approval 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 Contract.

Section 4. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Town Manager by the Town's Procurement Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of this Resolution and the Contract.

Section 5. Execution of the Contract. The Town Manager is authorized to execute the a cover agreement for the Contract in substantially the form attached hereto as Exhibit "A" with Mullings and Sunset, and to execute any required agreements and/or documents to implement the terms and conditions of the Contract and to execute any extension and/or amendments to the Contract, subject to approval as to form and legality by the Town Attorney.

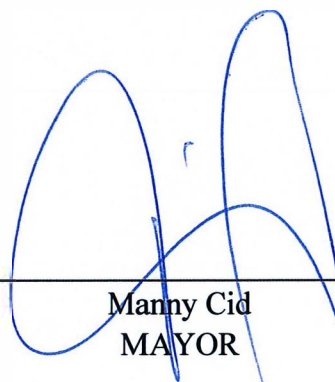
Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

THIS SPACE INTENTIONALLY LEFT BLANK

Passed and adopted this 5th day of February 2019.

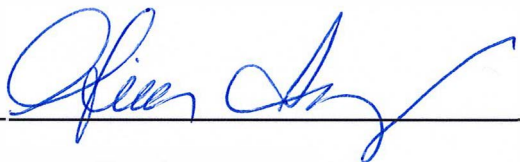
The foregoing resolution was offered by Councilmember Collazo who moved its adoption. The motion was seconded by Councilmember Dieguez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	<u>yes</u>
Vice Mayor Nelson Rodriguez	<u>yes</u>
Councilmember Carlos O. Alvarez	<u>yes</u>
Councilmember Luis Collazo	<u>yes</u>
Councilmember Joshua Dieguez	<u>yes</u>
Councilmember Jeffrey Rodriguez	<u>yes</u>
Councilmember Marilyn Ruano	<u>yes</u>



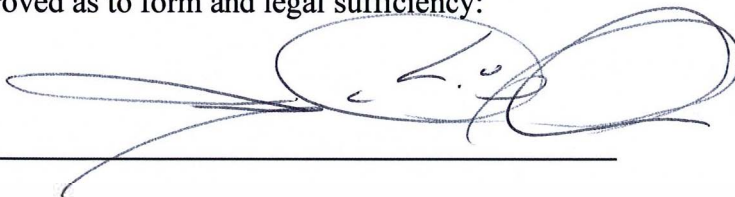
Manny Cid
MAYOR

Attest:



Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



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

EXHIBIT A

Cover Agreement between the
Town of Miami Lakes
and
Mullings Engineering Services, Inc./Sunset Sod Inc.
for
Sod & Sod Installation