

**RESOLUTION NO. 22-1877**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT FOR ITB 2022-39, TO STAR PAVING CORPORATION IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED AND NINETEEN THOUSAND, ONE HUNDRED AND FIFTY-ONE DOLLARS AND 00/100 (\$419,151.00); APPROVING THE TRANSFER OF FUNDS FROM THE CONTINGENCY RESERVE LINE ITEM INTO THE DRAINAGE IMPROVEMENTS NW 83<sup>RD</sup> PLACE NORTH DRAINAGE LINE-ITEM (402-563800-21S09); 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 EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on July 16, 2019, the Town Council passed Resolution No. 2019-1626 adopting the Stormwater Master Plan Update No. 3; and

**WHEREAS**, on March 9, 2021, in order to address the stormwater needs outlined in the Stormwater Master Plan Update No. 3, the Town Council adopted Resolution No. 21-1730 approving bond financing in the amount of Fifteen Million Five Hundred Thousand Dollars, and 00/100 (\$15,500,000.00); and

**WHEREAS**, Chapter 2, Article V, Division 2, Section 2-157 of the Town Code provides that procurements more than \$15,000 shall require the use of competitive sealed bidding; and

**WHEREAS**, in accordance with Chapter 2, Article V, Division 2, Section 2-157 of the Town Code, the Town issued Invitation to Bid (“ITB”) No. 2022-39 for NW 83<sup>rd</sup> Place North Drainage Improvement Project (the “Project”); and

**WHEREAS**, the ITB was advertised online via two public bidding websites, DemandStar and Public Purchase, advertised in the Miami Daily Business Review, and was physically posted in the Government Center Lobby; and

**WHEREAS**, the Town received four (4) bids from the following:

- 1) C&W Pipeline, Inc.
- 2) GPE Engineering & General Contractor Corp.
- 3) RG Underground Engineering, Inc.
- 4) Star Paving Corporation

**WHEREAS**, based on due diligence, Procurement determined that Star Paving Corporation was the lowest responsive and responsible bidder; and

**WHEREAS**, Procurement recommends awarding a contract to Star Paving Corporation in an amount not to exceed Four Hundred and Nineteen Thousand, One Hundred and Fifty-One Dollars and 00/100 (\$419,151.00), which includes a contingency amount of Thirty-Eight Thousand, One Hundred and Five Dollars and 50/100 (\$38,105.50), which is approximately 10% of the contract value for unforeseen circumstances; and

**WHEREAS**, it is also recommended transferring funds in the amount of Four Hundred and Nineteen Thousand, One Hundred and Fifty-One Dollars and 00/100 (\$419,151.00) from the Storm Water Contingency Reserve line-item into the Drainage Improvements-NW 83<sup>rd</sup> Place North Drainage line-item (402-563800-21S09) in order to fully fund this Project; and

**WHEREAS**, the Town Manager concurs with Procurement’s recommendation and recommends the Town Council authorize the award of a contract to Star Paving Corporation for completion of the NW 83<sup>rd</sup> Place North Drainage Improvement Project in an amount not to exceed Four Hundred and Nineteen Thousand, One Hundred and Fifty-One Dollars and 00/100 (\$419,151.00) and recommends a transfer of funds from the Storm Water Contingency Reserve line-item into the Drainage Improvements-NW 83<sup>rd</sup> Place North Drainage line-item (402-563800-21S09) in order to fully fund this Project; and

**WHEREAS**, the Town Council approves the recommendations of the Town Manager and authorizes the Town Manager to enter into a contract with Star Paving Corporation for completion of the NW 83<sup>rd</sup> Place North Drainage Improvement Project and approves the transfer of funds from the Stormwater Contingency Reserve line-item into the Drainage Improvements-NW 83<sup>rd</sup> Place North Drainage line-item (402-563800-21S09) in order to fully fund this Project.

**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 award of a contract to Star Paving Corporation for completion of the NW 83<sup>rd</sup> Place North Improvement Project in an amount not to exceed Four Hundred and Nineteen Thousand, One Hundred and Fifty-One Dollars and 00/100 (\$419,151.00), in substantially the same form as attached hereto as Exhibit “A” (hereinafter referred to as “Contract”).

**Section 3. Authorization of Fund Expenditure.** The Town Manager, 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 Town Officials.** The Town Manager and/or his designee and the Town Attorney and/or his designee are authorized to take all steps necessary to finalize and carry out the terms of the agreement with Star Paving Corporation.

**Section 5. Execution of the Contract.** The Town Manager is authorized to execute the Contract with Star Paving Corporation for completion of the NW 83<sup>rd</sup> Place North Drainage Improvement Project in an amount not to exceed Four Hundred and Nineteen Thousand, One Hundred and Fifty-One Dollars and 00/100 (\$419,151.00), 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. Line-Item Modification.** The Budget for Fiscal Year 2022-2023 adopted in Section 2 of Ordinance No. 22-307, is hereby modified, as reflecting Exhibit “B” attached hereto. The revisions for each fund are within the approved expenditure authority for Fiscal Year 2022-2023. The Town Council hereby modifies the budget as set forth therein and authorizes the Town Manager, or his assign(s), to administratively adjust line item 402-563800-21S09 to reflect audit adjustments and or line-item revisions as necessary.


**Section 7. Rounding.** As presented, the 2022-2023 Budget and Actual Expenses are rounded to the nearest hundred; therefore, line-item adjustments within \$100 are hereby incorporated within Exhibit “B.”

**Section 8. Effective Date.** This Resolution shall take effect immediately upon adoption.

Passed and adopted this 1st day of November 2022.

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

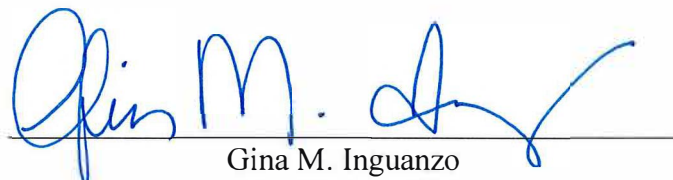
Mayor Manny Cid	No
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos O. Alvarez	Yes
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Absent
Councilmember Tony Fernandez	Yes
Councilmember Marilyn Ruano	Yes



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Manny Cid  
MAYOR

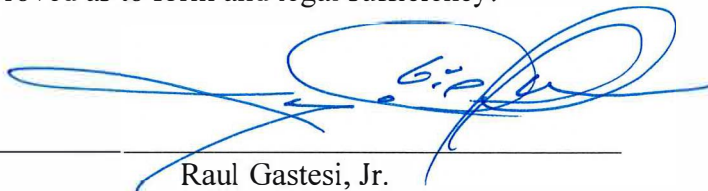
Attest:



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Gina M. Inguanzo  
TOWN CLERK

Approved as to form and legal sufficiency:



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Raul Gastesi, Jr.  
Gastesi, Lopez, and Mestre, PLLC  
TOWN ATTORNEY

# **EXHIBIT A**

Agreement  
between the  
Town of Miami Lakes  
and  
**Star Paving Corporation**  
for  
NW 83<sup>rd</sup> Place North Drainage Improvement Project  
ITB 2022-39