

RESOLUTION NO. 05-33

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE AGREEMENT BETWEEN APAC GROUP, INC. AND THE TOWN OF MIAMI LAKES FOR MISCELLANEOUS DRAINAGE IMPROVEMENTS; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on August 12, 2005 the Town of Miami Lakes (the "Town") issued an Advertisement For Bids (the "Advertisement") for Miscellaneous Drainage Improvements; and

WHEREAS, the Advertisement provided that the award of contract would be to the lowest Responsive and Responsible Bidder; and

WHEREAS, on September 1, 2005 the Town received eight (8) bids which were reviewed by the Town Engineer; and

WHEREAS, the Town Engineer determined APAC Group, Inc. ("APAC") to be the lowest Responsive and Responsible Bidder and the Town Manager accepted the determination; and

WHEREAS, the Town Council accepts the recommendation of the Town Manager; and

WHEREAS, the Town desires to employ APAC to provide miscellaneous drainage improvements to the Town in accordance with the agreement attached as Exhibit "A" (the "Agreement"); and

WHEREAS, the Town Council finds that approval of the Agreement between APAC

and the Town to provide miscellaneous drainage improvements is in the best interest of the Town.

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. Approval of Agreement. The Agreement between APAC and the Town to provide miscellaneous drainage improvements, a copy of which is attached 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, is approved. The Town Manager is authorized to negotiate the final compensation to APAC provided that the compensation shall not exceed the amount specified in APAC’s proposal.

Section 3. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

Section 4. 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 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.

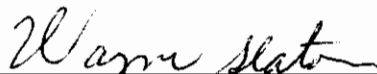
Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 11th day of October, 2005.

Motion to adopt by Vice Mayor Roberto Alonso, second by Councilmember Mary Collins.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	yes
Vice Mayor Roberto Alonso	yes
Councilmember Mary Collins	yes
Councilmember Robert Meador	yes
Councilmember Michael Pizzi	yes
Councilmember Nancy Simon	yes
Councilmember Peter Thomson	yes



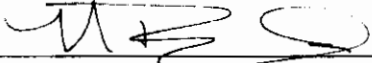
Wayne Slaton
MAYOR

ATTEST:



Debra Eastman, MMC
TOWN CLERK

Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:



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