

**RESOLUTION NO. 05-~~34~~/**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE PROJECT AGREEMENT BETWEEN KIMLEY-HORN AND ASSOCIATES, INC. AND THE TOWN OF MIAMI LAKES FOR TOWN ENGINEER SERVICES FOR THE 2005-06 FISCAL YEAR; 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 MAYOR TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (the “Town”) has retained the services of Kimley-Horn and Associates, Inc. (the “Town Engineer”) as Town Engineer; and

**WHEREAS**, the Town Engineer has provided day-to-day engineering services for the Town since the 2001-02 fiscal year; and

**WHEREAS**, the Town Council finds that approval of the project agreement between the Town and Kimley-Horn and Associates, Inc. for their day-to-day engineering services 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 Project Agreement between Kimley-Horn and Associates, Inc. and the Town of Miami Lakes for Town Engineer services for the fiscal year 2005-06 (the “Agreement”), 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.

**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 Mayor 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 Roberto Alonso, second by Mary Collins.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton  
Vice Mayor Roberto Alonso  
Councilmember Mary Collins

yes  
yes  
yes

Councilmember Robert Meador  
Councilmember Michael Pizzi  
Councilmember Nancy Simon  
Councilmember Peter Thomson

yes  
yes  
yes  
yes

Wayne Slaton  
Wayne Slaton  
MAYOR

ATTEST:

Diana E. Eastman  
TOWN CLERK

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

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