

RESOLUTION NO. 06- 385

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE FIRST AMENDMENT TO THE AGREEMENT FOR LANDSCAPE MAINTENANCE SERVICES OF MIAMI LAKES PARK BETWEEN VALLEYCREST LANDSCAPE MAINTENANCE, INC. AND THE TOWN OF MIAMI LAKES; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AMENDMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AMENDMENT TO THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on March 11, 2003 the Town of Miami Lakes (the "Town") entered into an Agreement (the "Agreement") with Valleycrest Landscape Maintenance, Inc. (the "Contractor"), for the performance of maintenance services at Miami Lakes Park; and

**WHEREAS**, the term of the Agreement expires on April 14, 2006; and

**WHEREAS**, the Town would like the Contractor to continue to improve and maintain the turf and landscaping at Miami Lakes Park; and

**WHEREAS**, the Town desires to amend the Agreement so that the Contractor may continue to provide these services to the Town until April 14, 2008.

**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 herein by this reference.

**Section 2.**     **Approval of First Amendment .**     The First Amendment to the Contract between Valleycrest Landscape Maintenance, Inc. and the Town of Miami Lakes (the "First Amendment"), 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 First Amendment.

**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 First Amendment.

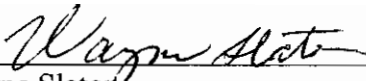
**Section 5. Execution of Amendment.** The Town Manager is authorized to execute the First Amendment on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the First Amendment and to execute any extensions and/or amendments to the Agreement, 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.


Motion to adopt by Robert Meador, second by Mary Collins.

FINAL VOTE AT ADOPTION


Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Robert Meador	<u>yes</u>
Councilmember Roberto Alonso	<u>absent</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember Dorothy Cook	<u>yes</u>
Councilmember Michael Pizzi	<u>absent</u>
Councilmember Nancy Simon	<u>yes</u>

  
\_\_\_\_\_  
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