

**RESOLUTION NO. 06-461**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE AGREEMENT FOR STREET SWEEPING SERVICES BETWEEN U.S. GROUNDS, 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**, by Resolution No. 03-165 adopted on November 10, 2003, the Town of Miami Lakes (the "Town") entered into an Agreement (the "Agreement") with U.S. Grounds, Inc. (the "Contractor") to provide street sweeping services to the Town; and

**WHEREAS**, the Agreement was amended by Resolution No. 05-324 on July 12, 2005 (the "First Amendment"); and

**WHEREAS**, the Agreement expires on November 9, 2006, and the Town desires to amend the Agreement to extend the term.

**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 Second Amendment.** The Second Amendment to the Agreement for Street Sweeping Services between U.S. Grounds, Inc. and the Town of Miami Lakes (the "Second 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 Second 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 Second Amendment.

**Section 5. Execution of Amendment.** The Town Manager is authorized to execute the Second Amendment on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the Second 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. The Second Amendment shall be effective retroactive to November 9, 2006.

PASSED AND ADOPTED this 14 day of November, 2006.

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

FINAL VOTE AT ADOPTION


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

  
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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 Hellman  
Pastoriza Cole & Boniske, P.A.  
TOWN ATTORNEY