

RESOLUTION NO. 07 - 487

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE AGREEMENT BETWEEN DEVELOPMENT AND COMMUNICATION GROUP OF FLORIDA, INC. AND THE TOWN OF MIAMI LAKES FOR THE MIAMI LAKES PARK GRANT 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 November 22, 2006, the Town issued an Advertisement for Bids (the "Bid") entitled "Miami Lakes Park Grant Improvements" to provide park improvements at Miami Lakes Park funded partially by a Florida Recreational Development Assistance Grant and a Florida Land and Water Conservation Fund Grant (collectively the "Grants"), including a bike trail, exercise path, picnic facilities, restroom renovation, landscaping and lighting (the "Improvements"); and

WHEREAS, on December 11, 2006 the Town received one (1) bid from Development and Communication Group of Florida, Inc. ("DCG"); and

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

WHEREAS, the Town Manager recommended the selection of DCG, the sole Bidder, as the lowest Responsive and Responsible Bidder; and

WHEREAS, the Town Council finds that approval of the Agreement between DCG and the Town 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 DCG and the Town of Miami Lakes for Improvements to Miami Lakes Park, 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 and the Grants.

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 and the Grants.

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 the Grants and to execute any extensions and/or amendments to the Agreement and Grants, 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 9th day of January, 2007.

Motion to adopt by Mary Collins, second by Nancy Simon.

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>

PASSED AND ADOPTED this 9th day of January, 2007.

ATTEST:

Debra Eastman
Debra Eastman, MMC
TOWN CLERK

Wayne Slaton
Wayne Slaton
MAYOR

Approved as to form and legal sufficiency
for use only by the Town of Miami Lakes:

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