

RESOLUTION NO. 08- 671

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE SELECTION OF ENVIROWASTE SERVICES GROUP, INC. TO PROVIDE ROADWAY RESURFACING AND MISCELLANEOUS DRAINAGE IMPROVEMENT FOR THE TOWN; APPROVING THE AGREEMENT BETWEEN ENVIROWASTE SERVICES GROUP, INC. AND THE TOWN; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO FINALIZE THE TERMS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town publicly advertised bids for Roadway Resurfacing and Miscellaneous Drainage Improvements, which were available to contractors on April 16, 2008; and

WHEREAS, nine (9) bids were received and on May 14, 2008, bids were publicly opened; and

WHEREAS, the Town Manager recommends the selection of EnviroWaste Services Group, Inc. ("EnviroWaste") as the lowest responsive and responsible bidder; and

WHEREAS, the Town Council finds that approving the contract with EnviroWaste for Roadway Resurfacing and 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 EnviroWaste Services Group, Inc.** EnviroWaste Services Group, Inc. is hereby selected to provide Roadway Resurfacing and Miscellaneous Drainage Improvements within the Town.

Section 3. **Approval of the Agreement.** The Agreement for provision of Roadway Resurfacing and Miscellaneous Drainage Improvements within the Town between the Town and EnviroWaste (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 4. **Authorization of Town Officials.** The Town Manager and Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Agreement.

Section 5. **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 6. **Execution of the 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 7. **Effective Date.** This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 10 day of June, 2008.

Motion to adopt by Mary Collins, second by Michael Pizzi.

FINAL VOTE AT ADOPTION

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

Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

Diana Castro
TOWN CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

[Signature]
TOWN ATTORNEY
Weiss, Serota, Helfman, Pastoriza,
Cole & Boniske, P.L.