

RESOLUTION NO. 09-154

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA WAIVING THE TOWN'S PROCUREMENT PROCEDURES; AUTHORIZING THE TOWN MANAGER TO PURCHASE SUPPLIES, MATERIALS, SERVICES OR EQUIPMENT BETWEEN JULY 14, 2009 AND SEPTEMBER 8, 2009, IN EXCESS OF THE DOLLAR AMOUNTS AUTHORIZED IN ORDINANCE NO. 04-51, THE TOWN'S PURCHASING PROCEDURES ORDINANCE; AUTHORIZING THE TOWN MANAGER TO EXECUTE GRANT AGREEMENTS; AUTHORIZING THE TOWN MANAGER TO AWARD ANY BIDS AND/OR PROPOSALS FOR DISASTER RECOVERY RELIEF; REQUIRING TOWN COUNCIL RATIFICATION OF THE PURCHASES AT TOWN COUNCIL'S FIRST REGULARLY SCHEDULED COUNCIL MEETING IN SEPTEMBER OF 2009; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 3.3 of the Town Charter authorizes the Town Manager to execute contracts, deeds and other documents on behalf of the Town as authorized by the Town Council; and

**WHEREAS**, Ordinance No. 04-51, the Town's Purchasing Procedures Ordinance, authorizes the Town Manager to purchase supplies, materials, services and equipment without Town Council authorization up to a maximum of \$10,000.00; and

**WHEREAS**, although the Town Council has not scheduled any Council meetings for the month of August, 2009, in order for the timely continuation of the Town's business, the Town Council pursuant to Section G(1) of the Town's Purchasing Procedures Ordinance desires to temporarily waive the procurement procedures to provide the Town Manager with the authorization to make purchases in excess of the dollar limitation found in Ordinance No. 04-51.

**NOW, THEREFORE, BE IT RESOLVED BY TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, THAT:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Waiver of Procurement Procedures.** In accordance with Section G(1) of the Town's Purchasing Procedures Ordinance, the Town Council finds that it is impractical to use the procurement procedures during the time period that the Council has no regularly scheduled Town Council meetings and temporarily waives the Town's purchasing procedures.

**Section 3. Authorization of Town Manager.** Pursuant to Section 3.3 of the Town Charter, the Town Council temporarily authorizes the Town Manager to purchase supplies, materials, services or equipment up to the amount of \$25,000.00 per purchase, execute any time sensitive grant agreements, and notwithstanding the \$25,000.00 limit per purchase, award any bids and/or proposals for disaster recovery relief, for the time period running from July 14, 2009 through September 8, 2009 (collectively referred to as "Purchases"), provided that funds are budgeted for such Purchases.

**Section 4. Ratification.** Any Purchases made by the Town Manager in excess of \$10,000.00 shall be placed upon the Town Council's agenda for the first regularly scheduled meeting in September of 2009 for ratification by the Town Council.

**Section 5. Authorization of Fund Expenditure.** Notwithstanding the limitations imposed upon the Town Manager pursuant to the Town's Purchasing Procedures Ordinance and as waived by this Resolution, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Purchases.

**Section 6. Execution of Documents.** The Town Manger is authorized to execute any required documents, contracts or purchase orders in order to make the Purchases contemplated in this resolution, subject to review and approval of the documents by the Town Attorney.

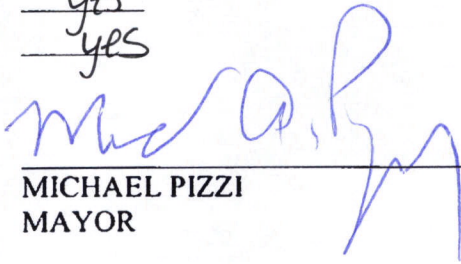
**Section 7. Effective Date.** This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 14<sup>th</sup> day of July, 2009.

Motion to adopt by Councilmember Nancy Simon second by Vice Mayor Richard Pulido

FINAL VOTE AT ADOPTION


Mayor Michael Pizzi	<u>yes</u>
Vice-Mayor Richard Pulido	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember George Lopez	<u>yes</u>
Councilmember Robert Meador II	<u>yes</u>
Councilmember Nick Perdomo	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>

  
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MICHAEL PIZZI  
MAYOR

ATTEST:

  
\_\_\_\_\_  
TOWN CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
FOR USE ONLY BY THE TOWN OF MIAMI LAKES:

  
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WEISS SROTA HELFMAN PASTORIZA  
COLE & BONISKE, P.L.  
TOWN ATTORNEY