

RESOLUTION NO. 13-1100

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING ACCESSING ANOTHER PUBLIC ENTITY'S CONTRACT UNDER SECTION 2-157 OF THE PROCUREMENT CODE; AUTHORIZING THE USE OF MIAMI-DADE SCHOOL BOARD CONTRACT; APPROVING AN AGREEMENT FOR DEBRIS MONITORING SERVICES WITH O'BRIEN'S RESPONSE MANAGEMENT, INC.; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Town of Miami Lakes (the "Town") is aware of the fact that FEMA requires that public entities seeking to recover costs for debris removal resulting from a hurricane or other disaster have in place a contract for debris monitoring; and

WHEREAS, Section 2-157 of the Town's Purchasing Procedures authorizes the Town Council, by majority vote, to enter into contracts based on those awarded by other local, state or federal authorities.

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. Waiver of Competitive Bidding. The Town Council hereby authorize, pursuant to Section 2-157 of the Town's Purchasing Procedures, allowing the town to access another local government contract, use of the Miami-Dade county School Board contract for Debris Monitoring Services.

Section 3. Approval of the O'Brien's Response Management Agreement. The Agreement between the Town of Miami Lakes and O'Brien's Response Management, Inc. (O'Brien's), in accordance with Miami-Dade County School Board contract for Debris Monitoring Services (the "O'Brien's Agreement"), a copy of which is attached as Exhibit "1," together with such 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/or his designee and the Town Attorney are authorized to take all actions necessary to implement the terms and conditions of the O'Brien's Agreement.

Section 5. Authorization of Fund Expenditure. The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the O'Brien's Agreement.

Section 6. Execution of the Agreements. The Town Manager is authorized to execute the O'Brien's Agreement on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the O'Brien's Agreement and to execute any extensions and/or amendments to the O'Brien's Agreement, subject to the approval as to form and legality by the Town Attorney.

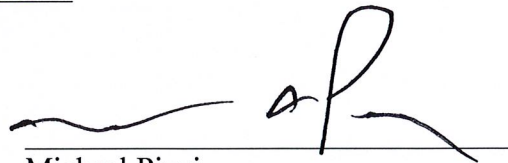
Section 7. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 11 day of JUNE, 2013.

Motion to adopt by Tim Daubert, second by Vice Mayor Mestre

FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Ceasar Mestre	<u>yes</u>
Councilmember Manny Cid	<u>yes</u>
Councilmember Tim Daubert	<u>yes</u>
Councilmember Nelson Hernandez	<u>Absent</u>
Councilmember Tony Lama	<u>yes</u>
Councilmember Nelson Rodriguez	<u>yes</u>




Michael Pizzi
MAYOR

Attest:


Marjorie Tejeda
TOWN CLERK

Approve as to Form and Legal Sufficiency


Joseph S. Geller
Greenspoon Marder PA
TOWN ATTORNEY