

**RESOLUTION NO. 13-1112**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE ISSUING A WORK ORDER CONTRACT FOR CONSTRUCTION ENGINEERING AND OBSERVATION SERVICES FOR THE, NW 154<sup>TH</sup> STREET ROADWAY & DRAINAGE IMPROVEMENTS, IN THE AMOUNT OF \$40,197.92 TO KIMLEY HORN AND ASSOCIATES UNDER THEIR AGREEMENT WITH THE TOWN FOR MISCELLANEOUS ENGINEERING SERVICES; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE WORK ORDER; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE WORK ORDER; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (the “Town”) issued an Invitation to Bid (“ITB”) No. 2013-39 on May 29, 2013, for NW 154<sup>th</sup> Street Roadway & Drainage Improvements from NW 89<sup>th</sup> Avenue to NW 83<sup>rd</sup> Avenue, which is pending award by the Town Council; and

**WHEREAS**, the Town requires the services of a professional engineering firm to provide construction, engineering, and observation services (“CE&O”) for this project; and

**WHEREAS**, Kimley Horn and Associates is currently under contract to the Town to provide Miscellaneous Engineering Services on an as needed basis; and

**WHEREAS**, Kimley Horn and Associates have completed negotiations with the Town under their existing contract for the Town to issue a Work Order for the CE&O services; and

**WHEREAS**, the Town Council approves the recommendation of the Town Manager, and authorizes the Town Manager to issue a Work Order for CE&O services to Kimley Horn & Associates under their existing contract with the Town, in an amount not to exceed \$40,197.92.

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

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

**Section 2. Approval of the Contract.** The Town Council hereby approves the issuance of a Work Order to Kimley Horn & Associates, in an amount not to exceed \$40,197.92, for CE&O services for the NW 154<sup>th</sup> Street Roadway & Drainage Improvements Project.

**Section 3. Authorization of Town Officials.** The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the Work Order with Kimley Horn & Associates for CE&O services for the NW 154<sup>th</sup> Street Roadway & Drainage Improvements Project.

**Section 4. Authorization of Fund Expenditure.** The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Work Order from the bank loan proceeds based on the Development Agreement for the Dunwoody Lake and Forest; the Development Agreement states that the Developer will reimburse the Town for all of the costs related to this project, including design, construction, management costs, and interest costs.

**Section 5. Execution of the Contract.** The Town Manager is authorized to execute the Contract with Kimley Horn & Associates for CE&O services for the NW 154<sup>th</sup> Street Roadway & Drainage Improvements Project on behalf of the Town in an amount not to exceed \$40,197.92, in substantially the form attached hereto as Exhibit "A".

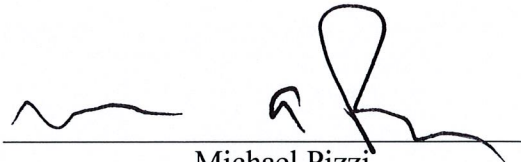
**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.

**PASSED AND ADOPTED** this 9 day of July, 2013.


Motion to adopt by Mayor Pizzi, second by Vice Mayor Mestre.

**FINAL VOTE AT ADOPTION**

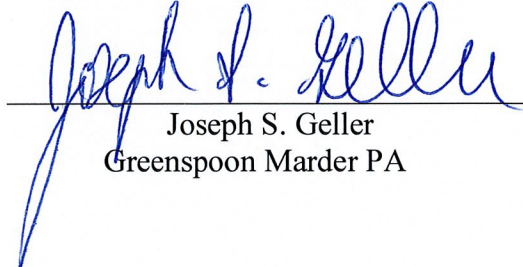
Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Ceasar Mestre	<u>yes</u>
Councilmember Manny Cid	<u>yes</u>
Councilmember Tim Daubert	<u>yes</u>
Councilmember Nelson Hernandez	<u>yes</u>
Councilmember Tony Lama	<u>yes</u>
Councilmember Nelson Rodriguez	<u>yes</u>

  
Michael Pizzi  
MAYOR

Attest:

  
Marjorie Tejeda  
TOWN CLERK

Approve as to Form and Legal Sufficiency

  
Joseph S. Geller  
Greenspoon Marder PA