

**RESOLUTION NO. 24-2059**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT FOR ITB 2025-02, TO PEDRAIL SYSTEM, LLC (“PEDRAIL”) IN AN AMOUNT OF ONE MILLION FOUR HUNDRED SEVENTY FOUR THOUSAND, FIVE HUNDRED THIRTY NINE DOLLARS AND 86/100 (\$1,474,539.86) AND AUTHORIZE A PROJECT CONTINGENCY OF ONE HUNDRED FORTY SEVEN THOUSAND, FOUR HUNDRED FIFTY-THREE DOLLARS AND 99/100 (\$147,453.99) APPROXIMATELY TEN PERCENT (10%) CONTINGENCY TO BE UTILIZED FOR ALL TASKS ASSOCIATED WITH THIS PROJECT INCLUDING CONSTRUCTION, DESIGN, INSPECTIONS, AND ANY UNFORESEEN CIRCUMSTANCES RELATED TO THE PROJECT IN AN AMOUNT NOT TO EXCEED BUDGETED FUNDS; APPROVING THE TRANSFER OF FUNDS FROM THE CONTINGENCY RESERVE LINE-ITEM INTO 405-563805-ARP10; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on July 16, 2019, the Town Council passed Resolution No. 2019-1626 adopting the Stormwater Master Plan Update No. 3; and

**WHEREAS**, on May 11, 2021, the Town Council adopted Resolution No. 21-1744, authorizing the Town Manager to receive and accept federal monies provided by the American Rescue Plan (the “ARP”), to be used for improvements to the Town’s Stormwater infrastructure; and

**WHEREAS**, Chapter 2, Article V, Division 2, Section 2-155 of the Town Code provides that procurements more than \$15,000 shall require the use of competitive sealed bidding; and

**WHEREAS**, in accordance with Chapter 2, Article V, Division 2, Section 2-155 of the Town Code, the Town issued Invitation to Bid (“ITB”) No. 2025-02 Royal Oaks Third and Fourth Addition Drainage Improvement Project; and

**WHEREAS**, the ITB was advertised online via two public bidding websites, DemandStar and Public Purchase, advertised in the Community Newspapers, and was physically posted in the Government Center Lobby; and

**WHEREAS**, the Town received six (6) bids from the following:

1. Basile USA, LLC
2. Hartec Group, Inc.
3. National Traffic Solution, Inc.
4. Pedrail System LLC
5. Quality Paving, Corp.
6. RG Underground Engineering, Inc.

**WHEREAS**, based on due diligence, Procurement determined that Pedrail as the lowest responsive and responsible bidder; and

**WHEREAS**, Procurement recommends awarding a contract to Pedrail in an amount of One Million Four Hundred Seventy Four Thousand, Five Hundred Thirty Nine Dollars and 86/100 (\$1,474,539.86) and authorize a project contingency of One Hundred Forty Seven Thousand, Four Hundred Fifty Three Dollars and 99/100 (\$147,453.99), approximately ten percent (10%). Contingency to be utilized for all tasks associated with this project including construction, design, inspections, and any unforeseen circumstances related to the project in an amount not to exceed budgeted funds; and

**WHEREAS**, it is also recommended transferring funds from the Contingency Reserve line-item into account number 405-563805-ARP10; and

**WHEREAS**, the Town Manager concurs with Procurement's recommendation and recommends the Town Council authorize the award of a contract to Pedrail for completion of the Royal Oaks Third and Fourth Addition Drainage Improvement Project in an amount of One Million Four Hundred Seventy Four Thousand, Five Hundred Thirty Nine Dollars and 86/100 (\$1,474,539.86) and authorize a project contingency of One Hundred Forty Seven Thousand, Four Hundred Fifty Three Dollars and 99/100 (\$147,453.99), approximately ten percent (10%). Contingency to be utilized for all tasks associated with this project including construction, design, inspections, and any unforeseen circumstances related to the project in an amount not to exceed budgeted funds, and recommends a transfer of funds from the Contingency Reserve line-item into account number 405-563805-ARP10, in order to fully fund this Project; and

**WHEREAS**, the Town Council approves the recommendations of the Town Manager and authorizes the Town Manager to enter into a contract with Pedrail for completion of the Royal Oaks Third and Fourth Addition Drainage Improvement Project and approves the transfer of funds from the Contingency Reserve line-item into account number, 405-563805-ARP10, in order to fully fund this Project.

**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 award of a contract to Royal Oaks Third and Fourth Addition Drainage Improvement Project in an amount of One Million Four Hundred Seventy-Four Thousand, Five Hundred Thirty Nine Dollars and 86/100 (\$1,474,539.86) and authorize a project contingency of One Hundred Forty Seven Thousand, Four Hundred Fifty Three Dollars and 99/100 (\$147,453.99), approximately ten percent (10%). Contingency to be utilized for all tasks associated with this project including construction, design, inspections, and any unforeseen circumstances related to the project in an amount not to exceed budgeted funds, in substantially the same form as attached hereto as Exhibit "A" (hereinafter referred to as "Contract").

**Section 3. Authorization of Fund Expenditure.** The Town Manager, his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Contract.

**Section 4. Authorization of Town Officials.** The Town Manager and/or his designee and the Town Attorney and/or his designee are authorized to take all steps necessary to finalize and carry out the terms of the agreement with Pedrail System, LLC, including the execution of any amendments.

**Section 5. Execution of the Contract.** The Town Manager is authorized to execute the Contract with Pedrail System, LLC., in an amount One Million Four Hundred Seventy-Four Thousand, Five Hundred Thirty Nine Dollars and 86/100 (\$1,474,539.86) and authorize a project contingency of One Hundred Forty Seven Thousand, Four Hundred Fifty Three Dollars and 99/100 (\$147,453.99), approximately ten percent (10%). Contingency to be utilized for all tasks associated with this project including construction, design, inspections, and any unforeseen

circumstances related to the project in an amount not to exceed budgeted funds, and to execute any extension and/or amendments to the Contract, subject to approval as to form and legality by the Town Attorney.

Section 6. **Use of Contingency.** The Town Manager is authorized to use the project contingency of One Hundred Forty Seven Thousand, Four Hundred Fifty Three Dollars and 99/100 (\$147,453.99), for all tasks associated with this project including construction, design, inspections, and any unforeseen circumstances related to the project.

**Section 7. Line-Item Modification.** The Budget for Fiscal Year 2024-2025 adopted in Section 2 of Ordinance No. 24-330 is hereby modified, as reflecting Exhibit “B” attached hereto. The revisions for each fund are within the approved expenditure authority for Fiscal Year 2024-2025. The Town Council hereby modifies the budget as set forth therein and authorizes the Town Manager, or his assign(s), to administratively adjust line item 405-563805-ARP10, to reflect audit adjustments and or line-item revisions as necessary.

**Section 8. Rounding.** As presented, the 2024-2025 Budget and Actual Expenses are rounded to the nearest hundred; therefore, line-item adjustments within \$100 are hereby incorporated within Exhibit “B.”

**Section 9. Effective Date.** This Resolution shall take effect immediately upon adoption.

Passed and adopted this 10<sup>th</sup> day of December 2024.

The foregoing resolution was offered by Vice Mayor Morera who moved its adoption. The motion was seconded by Councilmember Garcia and upon being put to a vote, the vote was as follows:

Mayor Josh Dieguez	Yes
Vice-Mayor Bryan Morera	Yes
Councilmember Juan Carlos Fernandez	Yes
Councilmember Angelo Cuadra-Garcia	Yes
Councilmember Ray Garcia	Yes
Councilmember Steven Herzberg	Yes



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Josh Dieguez  
MAYOR


Attest:



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Gina M. Inguanzo  
TOWN CLERK

Approved as to form and legal sufficiency:



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Lorenzo Cobiella  
Gastesi, Lopez, and Mestre, PLLC  
DEPUTY TOWN ATTORNEY

# **EXHIBIT A**

Agreement  
between the  
Town of Miami Lakes  
and  
**Pedrail Systems, LLC**  
for  
ROYAL OAKS THIRD AND FOURTH ADDITION  
DRAINAGE IMPROVEMENTS

ITB 2025 -02