

**RESOLUTION NO. 17-\_\_\_\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING THE TOWN MANAGER TO UTILIZE CITY OF MIAMI BEACH CONTRACT ITB 2018-034-ND FOR FENCING SERVICES; WAIVING THE PROCUREMENT PROCEDURES; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO ACCESS THE CITY OF MIAMI BEACH CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE CONTRACTS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

**WHEREAS**, the Town of Miami Lakes (the “Town”) has several park facilities and small projects that have ongoing fence installation and repair needs; and

**WHEREAS**, Section 7 of the Town of Miami Lakes Ordinance 17-203 (“the Town’s Procurement Ordinance”) authorizes the purchase of goods and services from current contracts of other public, governmental, state/federal funded or non-profit entities, where the contracts have resulted from a formal competitive procurement process; and

**WHEREAS**, the City of Miami Beach has successfully negotiated an agreement for fencing services with Ronald Gibbons Corporation, a copy of which is included in Exhibit “A” (the “Gibbons Contract”); and

**WHEREAS**, the Town Manager recommends the approval of the Gibbons Contract as being 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 foregoing Recitals are true and correct and incorporated herein by this reference.

**Section 2. Approval of the Contracts.** The Town Council hereby approves the access of the City of Miami Beach Contract ITB 2018-034-ND with Ronald Gibbons, Corp. for fencing services, on an as-needed basis in an amount not to exceed budgeted funds.

**Section 3. Authorization of Town Officials.** The Town Manager and/or his designee are authorized to take all steps necessary to utilize the City of Miami Beach Contract ITB 2018-034-ND with Ronald Gibbons, Corp. for fencing services. The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Contracts with Ronald Gibbons, Corp., for fencing services on an as-needed basis per budgeted funds.

**Section 4. Authorization of Fund Expenditure.** Notwithstanding the limitations imposed upon the Town Manager by the Town's Procurement Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of this Resolution and the contracts with Ronald Gibbons, Corp., for fencing services, on an as-needed basis per budgeted funds.

**Section 5. Execution of the Contract.** The Town Manager is authorized to execute the Contracts in substantially the form attached hereto as Exhibits "A" with Ronald Gibbons, Corp., and to execute any required agreements and/or documents to implement the terms and conditions of the contracts and to execute any extension and/or amendments to the contracts, subject to approval as to form and legality by the Town Attorney.

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

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

The foregoing resolution was offered by \_\_\_\_\_ who moved its adoption. The motion was seconded by \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

- Mayor Manny Cid \_\_\_\_\_
- Vice Mayor Frank Mingo \_\_\_\_\_
- Councilmember Luis Collazo \_\_\_\_\_
- Councilmember Tim Daubert \_\_\_\_\_
- Councilmember Ceasar Mestre \_\_\_\_\_
- Councilmember Nelson Rodriguez \_\_\_\_\_
- Councilmember Marilyn Ruano \_\_\_\_\_

Passed and adopted on second reading this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Manny Cid  
MAYOR

Attest:

\_\_\_\_\_  
Gina Inguanzo  
TOWN CLERK

Approved as to form and legal sufficiency:

\_\_\_\_\_  
Raul Gastesi, Jr.  
Gastesi & Associates, P.A.  
TOWN ATTORNEY

# **EXHIBIT A**

Town of Miami Lakes Piggy Back Agreement and City of  
Miami Beach Contract ITB 2018-034-ND with Ronald Gibbons,  
Corp.