

RESOLUTION NO. 17-_____

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, WAIVING COMPETITIVE PROCUREMENT PROCEDURE UNDER SECTION 5(D) OF ORDINANCE 12-142; APPROVING THE SIX-MONTH EXTENSION OF CONTRACT 2012-29 FOR LITTER/DEBRIS PICK-UP & DISPOSAL; 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 AMENDMENT TO CONTRACT 2012-29; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town needs additional time to revisit the contract for litter/debris pick-up and removal services to bring it in line with other performance-based contracts used by the Town.; and

WHEREAS, Section 5(d) of the Town of Miami Lakes Ordinance 12-142 (the “Procurement Ordinance”) authorizes the Town Manager to request a waiver of formal competitive bidding requirements when the Town Manager makes a written recommendation that it is not practical to comply with the provisions of Section 5 of Ordinance 12-142; and

WHEREAS, the Town intends to issue a solicitation for these services as soon as practicable, however, the Town still requires these services be performed until a new contract can be awarded; and

WHEREAS, the current contractor, SFM Services, Inc. has agreed to the amendment and will provide services until a new contract can be awarded; and

WHEREAS, the Town Council approves of the Town Manager's recommendations and authorizes the Town Manager to execute an amendment to Contract 2012-29 to continue services for an additional six (6) months.

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 Amendment. The Town Council hereby approves the amendment of Contract 2012-29 with SFM Services, Inc. in substantially the form attached hereto as Exhibit "A" for the continued performance of litter/debris pick-up and removal services for an additional six (6) months 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 amend Contract 2012-29 and to execute said amendment on behalf of the Town, subject to approval as to form and legality by the Town Attorney. 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 Contract 2012-29 with SFM Services, Inc. for litter/debris pick-up and removal services 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 Contract 2012-29 with SFM Services, Inc. for litter/debris pick-up and removal services per budgeted funds.

Section 5. **Execution of the Amendment.** The Town Manager is authorized to execute the amendment in substantially the form attached hereto as Exhibit “A” with SFM Services, Inc. and to execute any required agreements and/or documents to implement the terms and conditions of the contract, subject to approval as to form and legality by the Town Attorney.

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

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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 Nelson Rodriguez	_____
Councilmember Luis Collazo	_____
Councilmember Timothy Daubert	_____
Councilmember Ceasar Mestre	_____
Councilmember Frank Mingo	_____
Councilmember Marilyn Ruano	_____

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

Amendment to Contract 2012-29
between
Town of Miami Lakes
and
SFM Services, Inc.
for
Litter/Debris Pick-up and Disposal



Change Order Form for Additional Services

Contract Title: Litter/Debris Pick-up & Disposal	Contract No.: 2012-29
Vendor: SFM Services, Inc.	Change Order No.: 2
Agreement Award Date: 8/4/2012	Completion Date: 8/3/2017
Revised Completion Date (prior to this change): 8/3/2017	Extension(s) of Time Previously Approved: 0 days
Revised Completion Date (including this change): 2/3/2018	

Vendor and the Town hereby agree to modify the Contract as follows: (Attach additional pages as necessary)

Additional Services to be Provided:

Contract term is hereby extended for an additional six (6) months from its current expiration date.

Basis for Additional Services:

The Town will use the additional time to revise the litter/debris pick-up and removal contract for solicitation.

Summary of Agreement Amount	
<i>Original Agreement Amount</i>	\$371,800
Additional Services Previously Approved	\$10,379.28
Adjusted Agreement Value Prior to this Additional Service	\$382,179.28
Cost of Changes for these Additional Services	\$38,909.88 for Additional Six (6) Months
<i>Adjusted Agreement Amount Including this Change</i>	\$421,089.16
Percentage Increase for these Additional Services	9.2%
Total Percent Increase to Date	11.7%
Extension of Time Allowed by this Change -	184 days

This change order is hereby incorporated into and becomes a part of the Agreement..

Accepted By Contractor: _____ Date: _____

Name (print name of (signatory)): _____ Title: _____

Accepted By Town Manager _____ Date: _____

Alex Rey, Town Manager

Town Council Approval Required: ☐ yes ☐ no

If yes, Resolution Number & Date: