

RESOLUTION NO. 19-_____

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT FOR ITB 2019-06, NW 60TH AVENUE BICYCLE/PEDESTRIAN IMPROVEMENTS PROJECT TO FLORIDA ENGINEERING AND DEVELOPMENT CORP. IN AN AMOUNT NOT TO EXCEED \$1,165,094; 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, Section 5(b) of the Town's Procurement Ordinance 17-203 provides that procurements in excess of \$15,000 shall require the use of competitive sealed bidding; and

WHEREAS, in accordance with Section 5 of Town Ordinance 17-203, the Town issued an Invitation to Bid ("ITB") No. 2019-06 on February 13, 2019, for NW 60th Avenue Bicycle/Pedestrian Improvements Project; and

WHEREAS, the ITB was properly advertised in the Miami Daily Business Review, posted on the Town Website, Demand Star, and Public Purchase, and noticed in the Town Hall lobby; and

WHEREAS, the Town received three (3) bids by the bid deadline from Continental Construction USA, LLC, Florida Engineering and Development Corp, and Metro Express, Inc.; and

WHEREAS, based on due diligence, the Town's Procurement department determined the lowest bidder, Continental Construction USA, LLC, was non-responsive for failing to meet the minimum qualifications to be eligible for award; and

WHEREAS, the Town's Procurement department concluded that Florida Engineering and Development Corp. was the lowest responsive and responsible bidder; and

WHEREAS, Procurement recommended awarding a contract to Florida Engineering and Development Corp. in the amount of one million, one hundred sixty-five thousand, ninety-four dollars and 00/100 (\$1,165,094.00), which includes Florida Engineering and Development Corp.'s bid amount of one million, fifty-nine thousand, one hundred seventy-five dollars and 86/100 (\$1,059,175.86) plus a contingency amount of one hundred five thousand, nine hundred and eighteen dollars and 14/100 (\$105,918.14) for unforeseen circumstances or additional work; and

WHEREAS, the Town Manager concurs with Procurement's recommendation and recommends the Town Council authorize the award of a contract to Florida Engineering and Development Corp. for the construction of the NW 60th Avenue Bicycle/Pedestrian Improvements Project in an amount not to exceed one million one hundred ninety four thousand and 00/100 (\$1,165,094.00); and

WHEREAS, the Town Council approves the recommendations of the Town Manager and authorizes the Town Manager to enter into a contract with Florida Engineering and Development Corp. for the construction of the NW 60th Avenue Bicycle/Pedestrian Improvements Project in an amount not to exceed one million one hundred ninety four thousand and 00/100 (\$1,165,094).

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 Florida Engineering and Development Corp. in substantially the same form attached herein as Exhibit “A” for the construction of the NW 60th Avenue Bicycle/Pedestrian Improvements Project in an amount not to exceed \$1,165,094.00 (hereinafter referred to as “Contract”).

Section 3. Authorization of Town Officials. 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 Fund Expenditure. The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of this Resolution and the Contract.

Section 5. Execution of the Contract. The Town Manager is authorized to execute the Contract with Florida Engineering and Development Corp. in an amount not to exceed \$1,165,094.00 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. Effective Date. This Resolution shall take effect immediately upon adoption.

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Passed and adopted this _____ day of _____, 2019.

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 Carlos Alvarez	_____
Councilmember Jeffrey Rodriguez	_____
Councilmember Joshua Dieguez	_____
Councilmember Luis Collazo	_____
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

Agreement
between the
Town of Miami Lakes
and

Florida Engineering and Development Corp.

for

NW 60th Avenue Bicycle/Pedestrian Improvements Project, ITB
2019-06