

RESOLUTION NO. 16-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A THIRD AMENDMENT TO THE LANDSCAPE MAINTENANCE SERVICES (RIGHT-OF-WAYS) AGREEMENT WITH VISUALSCAPE, INC. FOR ADDITIONAL SCOPE OF SERVICES WITHIN TOWN DESIGNATED RIGHT-OF-WAYS; AUTHORIZING THE TOWN MANAGER TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 17, 2013, the Town of Cutler Bay (the “Town”) adopted Resolution No. 13-28, which approved a Landscape Maintenance Services (Right-of-Ways) Agreement between the Town and VisualScape, Inc.; and

WHEREAS, the Town desires to add additional landscape maintenance sites and increase the landscape maintenance services included in the original scope of services, identified in the Request for Proposal #13-02; and

WHEREAS, the Town seeks to add landscape maintenance of Caribbean Boulevard (from: C-100 Canal Bridge to: Coral Sea Road) to the sites covered in the scope of services as listed in the attached Exhibit “A”; and

WHEREAS, the Town seeks to increase landscape maintenance to include Weekend Litter Removal Service on Town Main Roads as listed in the attached Exhibit “A”; and

WHEREAS, the funds for the additional scope of services will be distributed from the Public Works Department’s General Operating Budget – Other Contractual Services; and

WHEREAS, the Town Council desires to authorize the Town Manager, on behalf of the Town, to amend the Landscape Maintenance Services (Right-of-Ways) Agreement, to include the additional landscape maintenance sites and services, and

WHEREAS, the Town Council finds that the adoption of this Resolution is in the best interest and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Landscape Maintenance Services (Right-of-Way) Agreement Amended. The Town Council hereby approves a third amendment to the Landscape

Maintenance Services (Right-of-Ways) Agreement with VisualScape, Inc., in the annual amount of forty-nine thousand six hundred sixty dollars and forty cents (\$49,660.40), for additional landscape maintenance sites and services as identified in Amendment 3 - Exhibit "A" with the same terms and conditions as defined in RFP Number 13-02.

Section 3. Authorization. The Town Manager is hereby authorized, on behalf of the Town, to execute a third amendment to the Landscape Maintenance Services (Right-of-Ways) Agreement with VisualScape, Inc. consistent with the provisions of this Resolution and subject to the Town Attorney's approval as to form, content, and legality.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this ____ day of October, 2016.

PEGGY R. BELL
Mayor

ATTEST:

JACQUELINE N. WILSON
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE, & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Peggy R. Bell _____
Vice Mayor Ernest N. Sochin _____
Councilmember Roger Coriat _____
Councilmember Sue Loyzelle _____
Councilmember Mary Ann Mixon _____