

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

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO ISSUE A PURCHASE ORDER TO MARLIN ENGINEERING, INC. FOR DESIGN SERVICES FOR THE LAKES BY THE BAY PARK CANOE/KAYAK LAUNCH PROJECT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on September 17, 2014, the Town of Cutler Bay (the "Town") adopted Resolution #14-63 approving the execution of Non-Exclusive Professional Service Agreements (the "Agreement") to allow firms to provide various engineering and architectural services for the Town; and

**WHEREAS**, on June 23, 2016, the Town was awarded a \$200,000 grant from the Florida Department of Environmental Protection (FDEP) Land and Water Conservation Fund for the installation of a canoe/kayak launch at Lakes by the Bay Park; and

**WHEREAS**, in accordance with the provisions set forth in Resolution #14-63 and the terms of the Agreement, the Parks and Recreation Department solicited a proposal from Marlin Engineering, Inc., which has an executed "non-exclusive" Professional Services Agreement with the Town; and

**WHEREAS**, Town Staff has determined that Marlin Engineering, Inc. would be best suited to provide design services for the canoe/kayak launch at Lakes by the Bay Park; and

**WHEREAS**, Marlin Engineering, Inc. has provided a total fee for the design services in the amount of \$30,841.59 (Attached as Exhibit "A"); and

**WHEREAS**, the Town has budgeted for the design services for the Lakes by the Bay Park Canoe/Kayak Launch within the 2016-17 Operating Budget; and

**WHEREAS**, Town Staff is recommending funding from the Park Impact Fees, for the installation of a canoe/kayak launch at Lakes by the Bay Park in the amount of \$30,841.59 in the 2016-2017 proposed fiscal year budget; and

**WHEREAS**, the Town finds that this Resolution will promote the health, safety and welfare of the Town.

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

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

**Section 2. Purchase Order.** In accordance with the terms and conditions of the "non-exclusive" Professional Services Agreement, dated September 17, 2014, via Resolution #14-63, the Town Manager is authorized, on behalf of the Town, to issue a Purchase Order in the amount of \$30,841.59 to Marlin Engineering, Inc. to provide professional design services for the Lakes by the Bay Park Canoe/Kayak Launch Project, in substantially the form attached hereto as Exhibit "A".

**Section 3. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this \_\_\_\_ day of May, 2017.

Attest:

\_\_\_\_\_  
PEGGY R. BELL,  
Mayor

\_\_\_\_\_  
DEBRA E. EASTMAN, MMC  
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 Sue Ellen Loyzelle \_\_\_\_\_

Council Member Mary Ann Mixon \_\_\_\_\_

Council Member Michael P. Callahan \_\_\_\_\_

Council Member Roger Coriat \_\_\_\_\_