

**RESOLUTION NO. 15-\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AMENDMENT TO THE LANDSCAPE MAINTENANCE SERVICES (RIGHT-OF-WAYS) AGREEMENT WITH VISUALSCAPE, INC. FOR ADDITIONAL SCOPE OF SERVICES WITHIN TOWN DESIGNATED RIGHT-OF-WAYS FOR AN ANNUAL AMOUNT OF \$24,700.00; AUTHORIZING THE TOWN MANAGER TO EXECUTE AN 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 increase the landscape maintenance sites included in the original scope of services, identified in the Request for Proposal Number 13-02; and

**WHEREAS**, the additional landscape maintenance sites consist of Caribbean Boulevard (from: Coral Sea Road to SW 87 Avenue) 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, as identified in Exhibit “A;” 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 an amendment to the Landscape Maintenance Services (right-of-ways) Agreement with VisualScape, Inc., in the annual amount of twenty four thousand seven hundred dollars (\$24,700.00), for additional landscape maintenance sites as identified in 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 an amendment to the Landscape Maintenance Services (right-of-ways) Agreement with VisualScape, Inc. consistent with the provisions of this Resolution.

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

PASSED and ADOPTED this \_\_\_ day of August, 2015.

Attest:

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

\_\_\_\_\_  
JACQUELINE N. WILSON  
Interim 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 \_\_\_\_\_

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

Council Member Sue Ellen Loyzelle \_\_\_\_\_

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