

RESOLUTION NO. 16 - ____

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING DOMINICA RECREATION PRODUCTS, INC. FOR THE INSTALLATION OF OUTDOOR FITNESS EQUIPMENT AND SHADE STRUCTURES AT VARIOUS TOWN OWNED PARKS; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Cutler Bay (the “Town”) identified in the adopted 2014-19 Strategic Master Plan, as outlined in Goal 7.1 that the Town would explore the possibility of budgeting and installing outdoor fitness equipment in Town owned parks; and

WHEREAS, Town staff has identified the following Town owned parks in need of outdoor fitness equipment: Bel Aire, Blue Heron, Cutler Ridge, Lakes by the Bay, Saga Bay, Saga Lake, Town Center Plaza and Whispering Pines; and

WHEREAS, the Town adopted its 2015-2016 Fiscal Year budget containing funding in Park Impact Fees, for park capacity improvements and installation of outdoor fitness equipment; and

WHEREAS, the Parks and Recreation Department has reviewed several outdoor fitness manufacturers and is recommending installation of outdoor fitness equipment from Dominica Recreation Products, Inc. a distributor for Game Time Playground Equipment; and

WHEREAS, Dominica Recreation Products Inc. has a contract with the County of Mecklenburg, NC (Contract # 110179.09) attached hereto as Exhibit “A,” to provide outdoor fitness equipment and related products and services; and

WHEREAS, Town Ordinance 06-22 provides that purchases made under State purchasing contracts or for contracts or other municipal or government entities that were awarded pursuant to competitive bids based on clearly defined specifications shall not require separate competitive bidding by the Town; and

WHEREAS, the Town Council finds that the adoption of this Resolution is in the best interest and welfare 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. Selection Approved. Pursuant to Section 4 of Town Ordinance 06-22, the Town Council selects Dominica Recreation Products, Inc. a distributor of GameTime Playground Equipment, which submitted a bid and was selected through the competitive bidding process as performed by the County of Mecklenburg, NC (RFP # 269-2010-183) Contract # 110179.09.

Section 3. Town Manager Authorized. The Town Manager is authorized, on behalf of the Town, to enter into an agreement in an amount not to exceed \$430,302.56 with Dominica Recreation Products, Inc. for the purchase and installation of outdoor fitness equipment and shade structures, in substantially the form attached hereto at Exhibit "A", with the same terms, conditions and warranties as defined in the County of Mecklenburg, NC (RFP # 269-2010-183) Contract # 110179.09.

Section 4. Waiver of Competitive Bidding. The Town Council hereby waives the competitive bidding process in accordance with Section 4 of Ordinance 06-22 based upon the County of Mecklenburg, NC competitive bidding process, as a result of the issuance and award of Request for Proposal # 269-2010-183 / Contract # 110179.09.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this ____ day of July, 2016.

Attest:

PEGGY R. BELL
Mayor

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 _____

Council Member Roger Coriat _____

Council Member Sue Ellen Loyzelle _____

Council Member Mary Ann Mixon _____