

RESOLUTION NO. 15-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING SUNCOAST NURSERY & TIKI HUTS, INC. FOR THE PURCHASE AND INSTALLATION OF VARIOUS STREETSCAPE TREES WITHIN THE TOWN'S DESIGNATED RIGHT-OF-WAYS; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Cutler Bay ("Town") as a result of past hurricanes, tropical storms, and other conditions has lost a great deal of tree canopy; and

WHEREAS, the Town is continuing its efforts to meet the annual requirements to receive Tree City USA recognition by planting replacement tree canopy reduced by past storm events; and

WHEREAS, the Town Council recognizes the importance of enhanced tree canopy within the Town; and

WHEREAS, the Town previously adopted and completed Resolution # 09-02, the 2009 Street Tree Master Plan, which identified several neighborhoods with little or no tree canopy; and

WHEREAS, the Town Council has included in the fiscal year 2014-15 Stormwater Utility budget, funding for new tree plantings throughout the Town's right-of-ways; and

WHEREAS, in accordance with the Town's Purchasing Ordinance 06-22, the Town intends to utilize the prices submitted through the competitive bidding process as performed by the Village of Palmetto Bay (Bid # 2011-PW-106) where eight (8) sealed competitive bids were received and were publicly opened on December 21, 2011, to purchase and install various Streetscape Trees, attached as Exhibit "A"; and

WHEREAS, the Town Manager has determined in accordance with Section 3.10 of the Town Charter and the Town Purchasing Ordinance that there is a sufficient unencumbered budget appropriation within the department to pay for this agreement, and the Town Manager has made a written recommendation to the Council for its approval; 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, 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 Suncoast Nursery & Tiki Huts, Inc., which submitted a bid and was selected through the competitive bidding process as performed by the Village of Palmetto Bay, ratified by the Village of Palmetto Bay Resolution # 2012-04 and renewed via Resolution # 2012-82, to purchase and install various Streetscape Trees.

Section 3. Town Manager Authorized. The Town Manager is authorized, on behalf of the Town, to execute an agreement and issue a Purchase Order in an amount not to exceed \$100,000.00 to Suncoast Nursery & Tiki Huts, Inc. for the purchase and installation of various Streetscape Trees with the same terms, conditions, and warranties as defined in the Village of Palmetto Bay's Bid # 2011-PW-106 attached hereto as Exhibit "B".

Section 4. Waiver of Competitive Bidding. The Town Council hereby waives competitive bidding in accordance with Section 4 of Ordinance 06-22 based upon the Village of Palmetto Bay's Bid # 2011-PW-106 attached hereto as Exhibit "B."

Section 5. Effective Date. The Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this ____ day of August, 2015.

PEGGY R. BELL
Mayor

Attest:

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 _____