

RESOLUTION NO. 18-____

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE RENEWAL AND AMENDMENT TO THE EXISTING AGREEMENT WITH GRANICUS, INC. FOR THE WEB-BASED SOFTWARE TOOLS FOR ORGANIZING AND MANAGING PUBLIC MEETINGS; WAIVING OF COMPETITIVE BIDDING DUE TO SOLE SOURCE AVAILABILITY; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to his purchasing authority, the Town of Cutler Bay (“Town”) Manager approved and entered into an agreement with Granicus, Inc. (“for the Town's web-based tools for agenda preparation, meeting organization and public transparency (“Agreement”); and

WHEREAS, in the interest of ensuring that the public has consistent, effective, and efficient access to public information, the Office of the Town Clerk recommends renewing and amending the Agreement with Granicus, which currently provides for the integration of the Town's agendas, meeting minutes and meeting audio on the Town's website (“Services”); and

WHEREAS, in addition to the current Services provided by Granicus, Inc. (“Granicus”), the Offices of Town Clerk and Town Manager recommend amending the Agreement to include real-time closed captioning (“Additional Services”) of Town meetings as provided in the Amendment (“Amendment”) attached hereto as Exhibit “A”; and

WHEREAS, Section 24-66 of the Town Code of Ordinances (the "Code") provides that supplies, equipment, or services available from a sole source only may be exempted from the bidding requirements by the Town Manager upon the filing of a written request by the Town Manager outlining the conditions and circumstances; and

WHEREAS, Granicus has provided in writing to the Town Clerk that it is a sole-source provider of the suite of legislative management and transparency solutions needed by the Town; and

WHEREAS, the Town Council finds that 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. **Approval.** The Town Council hereby approves the Amendment, in substantially the form attached hereto as Exhibit "A."

Section 3. **Waiving of Competitive Bidding.** In accordance with Section 24-66 of the Town Code, the Town Council hereby waives competitive bidding based upon the Town Manager's written request enumerating the conditions and circumstances for contracting with Granicus for the Additional Services.

Section 4. **Authorization.** The Town Council hereby authorizes the Town Manager to enter into an Amendment in an amount not to exceed \$133,057.43 and in substantially form attached hereto as Exhibit "A," subject to the approval of the Town Attorney as to form, content, and legal sufficiency. The Town Manager is hereby authorized to take any actions necessary to implement the Amendment and expend the budgeted funds.

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

PASSED and ADOPTED this ____ day of September, 2018.

PEGGY R. BELL
Mayor

Attest:

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 _____