

RESOLUTION NO. 15-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO AMEND THE CONTRACT WITH ACOSTA TRACTORS INC. FOR THE CONSTRUCTION SERVICES FOR THE CARIBBEAN BOULEVARD ROADWAY IMPROVEMENT(S) PROJECT - GAP #1 (FROM C-100 BRIDGE TO CORAL SEA ROAD) ; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 16, 2013, the Town of Cutler Bay (the “Town”) adopted Resolution No. 13-04 authorizing an issuance of an Invitation to Bid (the “ITB”) for the Caribbean Boulevard Roadway Improvement Project (the “Project”); and

WHEREAS, the Town has entered into an Agreement with Acosta Tractors Inc., for the construction services for this Project under the Town’s ITBNo. 13-04; and

WHEREAS, on November 20, 2013, the Town adopted Resolution No. 13-93 approving the First Amendment to the Joint Participation Agreement between Miami-Dade County and the Town relating to the Caribbean Boulevard Roadway Improvement Project Gap #1 (From: C-100 Bridge To: Coral Sea Road); and

WHEREAS, the Town wishes to amend its contract with Acosta Tractors, Inc. to include the Gap #1 portion from the C-100 Bridge to Coral Sea Road at a total construction cost of \$ 2,216,099.72 utilizing the same terms and conditions, unit pricing outlined in ITB # 13-04; and

WHEREAS, Miami-Dade County agrees to fund \$ 1,834,215 of the construction cost and the remaining \$ 381,884.72 will be funded by Town’s portion of the People’s Transportation Plan municipal allocation; 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. Town Manager Authorization. In accordance with the terms and conditions of the Agreement, the Town Manager is authorized, on behalf of the Town, to amend the existing Contract with Acosta Tractors Inc. in the amount of \$2,216,099.72 to provide the construction of the Caribbean Boulevard Roadway

Improvement(s) Project GAP #1 (From: C-100 Bridge To: Coral Sea Road), in substantially the form attached hereto as Exhibit "A".

Section 3. **Effective Date.** This resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this _____ day of _____, 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 _____
Councilmember Roger Coriat _____
Councilmember Sue Loyzelle _____
Councilmember Mary Ann Mixon _____