

**RESOLUTION NO. 17-\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL  
OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING  
SUPERIOR PARK SYSTEMS, INC. FOR THE  
INSTALLATION OF A SINGLE BASKETBALL COURT AT  
SAGA BAY PARK; PROVIDING FOR WAIVER OF  
COMPETITIVE BIDDING; PROVIDING FOR  
AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE  
DATE.**

**WHEREAS**, the Town of Cutler Bay (the “Town”) Strategic Master Plan 2014-2019, Goal #7 states a well-developed park and recreation system will improve the overall quality of life, create a positive sense of Town identity among our residents, and increase property values; and

**WHEREAS**, the Town’s 2017-2018 fiscal year budget contains funding in Park Impact Fees for park capacity improvements and installation of basketball courts; and

**WHEREAS**, the Town’s Parks and Recreation staff has identified Saga Bay Park as an ideal location for the installation a single basketball court; and

**WHEREAS**, Town staff obtained three (3) written proposals from qualified vendors to install a single basketball court at Saga Bay Park; and

**WHEREAS**, Superior Park Systems, Inc. provided the lowest written proposal; and

**WHEREAS**, the Town Manager has provided a written recommendation to the Town Council that the competitive bidding requirement of Section 3.10 of the Town Charter be waived for the selection of a vendor to install the basketball court due to it being disadvantageous and impracticable to bid; and

**WHEREAS**, the Town Council finds that the adoption of this Resolution is in the best interest 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.**     **Waiver of Competitive Bidding.** The Town Council hereby waives the competitive bidding requirements of Section 3.10 of the Town Charter due to it being disadvantageous and impracticable to bid.

**Section 3.**     **Town Council Approval.** The Town Council hereby approves Superior Park Systems, Inc. for the installation of a single basketball court at Saga Bay Park.

**Section 4.**     **Town Manager Authorized.** The Town Manager is hereby authorized, on behalf of the Town, to enter into an Agreement in an amount not to exceed \$47,325.00 with Superior Park Systems, Inc. for the installation a single basketball court in the form attached hereto as Exhibit "A," subject to the Town Attorney's approval as to form, content and legal sufficiency.

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

PASSED and ADOPTED this \_\_\_\_ day of September, 2017.

Attest:

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

\_\_\_\_\_  
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	_____