

## **RESOLUTION 17-\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN AMENDMENT EXTENDING THE PROFESSIONAL SERVICES AGREEMENT WITH AMEC FOSTER WHEELER ENVIRONMENT & INFRASTRUCTURE, INC. (F/K/A AMEC ENVIRONMENT & INFRASTRUCTURE, INC.); AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Federal Emergency Management Agency's ("FEMA") National Flood Insurance Program's ("NFIP") Community Rating System ("CRS") Program is an incentive program that recognizes and encourages community floodplain management activities and provides discounts for flood insurance premium rates to the community; and

**WHEREAS**, the Town of Cutler Bay ("Town") has been an active participant in the CRS Program with a Class Six (6) rating, which saves flood policy holders an average of \$147 annually; and

**WHEREAS**, on October 17, 2012, the Town Council adopted Resolution No. 12-56 authorizing the issuance of Request for Qualifications ("RFQ") No. 12-03: Floodplain Mitigation Plan, with the goal of improving the Town's overall CRS classification rating from a six (6) to a five (5) to provide a twenty-five percent (25%) savings on all flood insurance premiums within the Town; and

**WHEREAS**, on February 20, 2013, the Town adopted Resolution No. 13-14, authorizing the Town Manager to enter into a professional services agreement with AMEC Environment & Infrastructure, Inc. (the "Consultant") to develop the Town's Flood Mitigation Plan; and

**WHEREAS**, the Town and the Consultant entered into a Professional Services Agreement dated June 20, 2013 (the "Agreement"); and

**WHEREAS**, on January 7, 2015, the Consultant registered its change of name with the Florida Department of State Division of Corporations and is now known as "AMEC Foster Wheeler Environment & Infrastructure, Inc.;" and

**WHEREAS**, the Consultant, working closely with Town Staff and the Town's Floodplain Mitigation Committee, developed the Town's Floodplain Mitigation Plan; and

**WHEREAS**, as a result of the Town's efforts, a recent CRS Verification Report resulted in over 3,000 points, which makes the Town eligible for a CRS classification rating of four (4), so long as the Town meets a prerequisite of developing and adopting a Watershed Master Plan; and

**WHEREAS**, in an effort to expedite the development of the Watershed Master Plan, the Town wishes to extend the Consultant's Agreement which expired on June 20, 2017 for an additional two (2) year period to June 30, 2019; and

**WHEREAS**, Town staff recommends that the Consultant be engaged to prepare the Watershed Master Plan due to the Consultant's familiarity with NFIP and the Town's adopted Flood Mitigation Plan; and

**WHEREAS**, once completed and adopted, the Watershed Master Plan will allow the Town to receive additional CRS points to improve its CRS classification rating to a four (4) and, in turn, result in a thirty percent (30%) discount for the Town's property owners; and

**WHEREAS**, the Town Council finds that this resolution is in the best interest and welfare of the residents 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.**      **Authorization.** The Town Manager is hereby authorized to execute an amendment to extend the duration of the Agreement for an additional two (2) year period, not to exceed June 30, 2019, subject to approval by the Town Attorney as to form, content, and legal sufficiency.

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

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

\_\_\_\_\_  
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	_____