

RESOLUTION NO. 18-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A FOURTH AMENDMENT TO THE LANDSCAPE MAINTENANCE SERVICES (RIGHT-OF-WAYS) AGREEMENT WITH VISUALSCAPE, INC. FOR ADDITIONAL SCOPE OF SERVICES WITHIN TOWN DESIGNATED RIGHT-OF-WAYS FOR AN ANNUAL AMOUNT OF \$7,200.00; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on April 17, 2013, the Town of Cutler Bay (the “Town”) adopted Resolution No. 13-28, which approved a Landscape Maintenance Services (Right-of-Ways) Agreement (the “Agreement”) between the Town and VisualScape, Inc.(the “Contractor”); and

WHEREAS, the Town desires to add additional landscape maintenance sites and increase the landscape maintenance services included in the original scope of services, identified in the Request for Proposal No. 13-02; and

WHEREAS, the Town desires to add landscape maintenance of the following locations to the scope of services of the Agreement (collectively “Additional Services”): Caribbean Boulevard (from: the Florida Extension of the Homestead Turnpike to the C-100 Canal Bridge), the Cutler Bay Senior High School on SW 87 Avenue (from: SW 212 Street to fence line of private neighborhood), and SW 188 Street (from: SW 82 Avenue to the end of P.T. Wood fence line) to the sites covered in the scope of services; and

WHEREAS, the funds for the Additional Services will be distributed from the Public Works Department’s General Operating Budget – Other Contractual Services; and

WHEREAS, the Town Council desires to amend the Agreement in substantially the form attached here to as Exhibit “A” to include the Additional Services; and

WHEREAS, the Town Council finds that the adoption of 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. Approval The Town Council hereby approves a Fourth Amendment to the Landscape Maintenance Services (Right-of-Ways) Agreement with VisualScape, Inc., in the annual amount of Seven Thousand Two Hundred Dollars (\$7,200.00), for the Additional Services.

Section 3. **Authorization.** The Town Manager is hereby authorized, on behalf of the Town, to execute the Fourth Amendment to the Agreement in substantially the form attached hereto as Exhibit "A" with the Contractor, subject to the Town Attorney's approval as to content, form, and legal sufficiency.

Section 4. **Effective Date.** This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this ____ day of January, 2018.

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 _____