

RESOLUTION NO. 18-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING METRO EXPRESS, INC. FOR THE CONSTRUCTION OF THE SAGA BAY 1.2 SUB-BASIN WATER QUALITY IMPROVEMENT PROJECT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Cutler Bay (the “Town”) adopted the Stormwater Master Plan pursuant to Resolution No. 08-50 for the purpose of identifying opportunities to protect surface water quality and reduce flooding within residential neighborhoods; and

WHEREAS, the Town adopted the Local Mitigation Strategy pursuant to Resolution No. 14-55 for the purposes of mitigating potential hazards within the Town; and

WHEREAS, the Saga Bay 1.2 Sub-Basin was identified as a priority project in both the Town’s Stormwater Master Plan and the Local Mitigation Strategy; and

WHEREAS, the Saga Bay 1.2 Sub-Basin Water Quality Improvement Project is a capital improvement project which will improve drainage to the following streets: SW 79 Place (from SW 196 Terrace to SW 198 Street) and SW 198 Street (from SW 79 Court to SW 82 Avenue), as well as roadway resurfacing per plans and specifications provided by R.J. Behar & Company, Inc. in anticipation of construction (“Project”); and

WHEREAS, on July 1, 2017, the Town was awarded a \$165,000.00 Legislative Appropriation Grant from the State of Florida Department of Environmental Protection (“FDEP”) to fund the Project; and

WHEREAS, on February 26, 2018, the Town issued Invitation to Bid No. 18-01 (“ITB”) for construction services of the Project; and

WHEREAS, the ITB resulted in four (4) sealed bids being received prior to the April 24, 2018 deadline; and

WHEREAS, pursuant to the ITB competitive selection process utilized by the Town and the recommendation of the Town Manager, the Town Council desires to utilize the services of the “lowest and responsive” bidder, Metro Express, Inc. (the “Contractor”), to construct the Project; and

WHEREAS, the Contractor was the “lowest and responsive” bidder with a bid submittal totaling \$494,294.31; and

WHEREAS, construction of the Project is budgeted within the 2017-18 Town Operating Budget, with funding provided by a Legislative Appropriation Grant in the amount of \$165,000.00 from the FDEP; and

WHEREAS, the remaining \$329,294.31 construction costs will be funded with the Town's Stormwater Utility Funds; 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, THAT:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Selection. The Town Council hereby selects Metro Express, Inc. for the Project.

Section 3. Authorization. The Town Manager is hereby authorized to enter into an agreement, in an amount not to exceed \$494,294.31, in substantially the form attached hereto as Exhibit "A," with the Contractor on behalf of the Town, subject to the Town Attorney's approval as to content, form, and legal sufficiency. The Town Manager is authorized to utilize \$329,294.31 of the Town's Stormwater Utility Funds to fund the remainder of the Project.

Section 4. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this _____ day of May, 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 _____