

**RESOLUTION NO. 19-\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING H & R PAVING, INC. FOR THE CONSTRUCTION OF THE TOWNWIDE ROADWAY RESURFACING & SIDEWALK IMPROVEMENTS; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to the Road Transfer Agreement between the Town of Cutler Bay (“Town”) and Miami-Dade County (“County”) dated June 19, 2008 (“Transfer Agreement”) the County transferred ownership of all local roads and sidewalks to the Town; and

**WHEREAS**, pursuant to the Transfer Agreement, the Town is responsible for repairs and maintenance of certain portions of local roadways and sidewalk segments within the Town; and

**WHEREAS**, the Town needs to repair and improve local roadways and sidewalks identified in the Town’s Road & Sidewalk Assessment Report updated on June 2018; and

**WHEREAS**, on November 22, 2018, the Town issued Invitation to Bid No. 18-07 (“ITB”) for Townwide Roadway Resurfacing and Sidewalk Improvements (“Project”); and

**WHEREAS**, the ITB resulted in seven (7) sealed bids being received prior to the January 10, 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, H & R Paving, Inc. (the “Contractor”) to provide construction services for the Project; and

**WHEREAS**, the majority of the funding for the Project will be provided by the Town’s portion of the Charter County Transit System Surtax; and

**WHEREAS**, the necessary remaining funding for the Project will be provided by the Town’s portion of the People’s Transportation Plan (“PTP”) municipal allocation; and

**WHEREAS**, the Town Council finds that the adoption of this Resolution is in the best interest of the health, safety 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. Selection.** The Town Council hereby selects H&R Paving, Inc. for the Project.

**Section 3. Authorization.** The Town Manager is hereby authorized to enter into an agreement, 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 expend the necessary Charter County Transit System Surtax funds and Town's PTP funds for the Project.

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

PASSED and ADOPTED this \_\_\_\_\_ day, of February, 2019.

\_\_\_\_\_  
TIM MEERBOTT  
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 Tim Meerbott \_\_\_\_\_

Vice Mayor Sue Ellen Loyzelle \_\_\_\_\_

Councilmember Robert “BJ” Duncan \_\_\_\_\_

Councilmember Michael P. Callahan \_\_\_\_\_

Councilmember Roger Coriat \_\_\_\_\_