

RESOLUTION NO. 19-___

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO ISSUE A PURCHASE ORDER TO MARLIN ENGINEERING, INC. FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE LAKES BY THE BAY PARK CANOE/KAYAK LAUNCH PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 17, 2014, the Town of Cutler Bay (the "Town") adopted Resolution No. 14-63, authorizing the Town Manager to negotiate and execute a Non-Exclusive Professional Services Agreement (the "Agreement") with Marlin Engineering, Inc. (the "Consultant"), among others, to provide various engineering and architectural services for the Town; and

WHEREAS, on June 23, 2016, the Town was awarded a \$200,000 grant from the Florida Department of Environmental Protection (FDEP) Land and Water Conservation Fund for the installation of a canoe/kayak launch at Lakes by the Bay Park (the "Project"); and

WHEREAS, the Town's grant match fund will be funded through Park Impact Fees; and

WHEREAS, on May 17, 2017, the Town adopted Resolution No. 17-40 approving the issuance of a purchase order to Consultant to provide design services for the Project; and

WHEREAS, in accordance with the provisions set forth in Resolution No. 14-63 and the terms of the Agreement, the Parks and Recreation Department solicited a proposal from the Consultant to provide construction engineering and inspection services (the "Services") for the Project; and

WHEREAS, Town Staff has determined that Consultant would be best suited to provide the Services for the Project; and

WHEREAS, Consultant has submitted a proposal to the Town with a total fee for the Services in the amount of \$11,933.88, which is attached hereto as Exhibit "A"; and

WHEREAS, the Town has budgeted for the Services for the Project within the 2018-19 Operating Budget; and

WHEREAS, Town Staff is recommending funding from the Park Impact Fees, for the Services for the Project in the amount of \$11,933.88 in the 2018-2019 proposed fiscal year budget; and

WHEREAS, the Town finds that this Resolution is in the best interest 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. **Funding Source.** The Town Council is hereby authorizing the Town Manager to fund the construction engineering and inspection services from the Park Impact Fee fund.

Section 3. **Authorization.** In accordance with the terms and conditions of the Resolution No. 14-63 and the Agreement, the Town Manager is authorized, on behalf of the Town, to issue a Purchase Order in an amount not to exceed \$11,933.88 to Consultant to provide the Services for the Project, consistent with the proposal attached hereto as Exhibit "A."

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

PASSED and ADOPTED this ____ day of May, 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 _____

Council Member Robert “BJ” Duncan _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____