

## **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 R.J. BEHAR & COMPANY, INC. FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE BIKE/PEDESTRIAN FACILITIES IMPROVEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on September 17, 2014, the Town of Cutler Bay (the “Town”) Town Council adopted Resolution No. 14-63, authorizing the Town Manager to negotiate and execute a Non-Exclusive Professional Services Agreement (the “Agreement”) to allow R.J. Behar & Company, Inc. (the “Consultant”), among others, to provide various engineering and architectural services for the Town; and

**WHEREAS**, in accordance with the terms of the Agreement and the provisions set forth in Resolution No. 14-63, the Public Works Department solicited a proposal from Consultant to provide Construction Engineering and Inspection Services (the “Services”); and

**WHEREAS**, Town staff has determined that Consultant would be the best suited to provide the Services for the Bike/Pedestrian Facilities Improvements (the “Project”); and

**WHEREAS**, Consultant has submitted a proposal to the Town a total fee for the Services for the Project in an amount not to exceed \$65,942.00, which is attached hereto and incorporated herein as Exhibit “A”; and

**WHEREAS**, the Town has budgeted for the Services for the Project within the 2019-20 Operating Budget and the Project will be funded from the Town's portion of the Charter County Transit System Surtax Proceeds; and

**WHEREAS**, the Town Council finds that 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, THAT:**

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

**Section 2. Authorization.** In accordance with the terms and conditions of Resolution No. 14-63 the Town Council authorizes the Town Manager to issue a purchase order to Consultant, in an amount not to exceed \$65,942.00, for the Services for the Project, as provided in Exhibit “A.” attached hereto and incorporated herein.

**Section 3.**     **Effective Date.** This Resolution shall be effective immediately upon adoption.

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

\_\_\_\_\_  
TIM MEERBOTT  
Mayor

Attest:

\_\_\_\_\_  
DEBRA E. EASTMAN  
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 \_\_\_\_\_