

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

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE ISSUANCE OF AN INVITATION TO BID (ITB) FOR THE BIKE/PEDESTRIAN FACILITIES IMPROVEMENTS PROJECT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Cutler Bay's (the "Town") Bike/Pedestrian Facilities Project (the "Project") is a Town-wide project which proposes improvements to ensure that the most highly used roadways have sidewalks on both sides connecting residents to parks, schools, and other generators of potential pedestrian and bicycle traffic; and

**WHEREAS**, the Town submitted a request for funding to the Florida Department of Transportation ("FDOT") through the Transportation Alternatives Program ("TAP") Grant (the "Grant"); and

**WHEREAS**, on November 2, 2015, the Miami-Dade Transportation Planning Organization ("TPO") notified the Town that it had adopted Resolution No. 42-15 approving a list of 2017-2021 TAP priority projects, which included a recommendation for a Tap Grant to the Town in the amount of \$360,640.00; and

**WHEREAS**, the TAP Grant funding supports the Town's Project; and

**WHEREAS**, in order to receive Federal funding for the Project, the Town was required to enter into a Local Agency Program (LAP) Agreement with FDOT; and

**WHEREAS**, on September 18, 2019, the Town Council adopted Resolution No. 19-64, approving the FDOT Transportation Alternatives Program Grant and authorizing the Town Manager to execute the FDOT Local Agency Program (LAP) Agreement; and

**WHEREAS**, Town staff has developed Invitation to Bid ("ITB") No. 19-12 attached hereto as Exhibit "A" in order to obtain sealed competitive bids from potential contractors for construction of the Project; and

**WHEREAS**, Section 24-45 of the Town's Code requires the Town Manager to obtain authorization from the Town Council to advertise solicitations for bids and proposals prior to advertising the solicitation; and

**WHEREAS**, the Town Council has reviewed the ITB and desires to authorize its advertisement; and

**WHEREAS**, the Town has budgeted for the Project within the 2019-20 Town Operating Budget; and

**WHEREAS**, the Project will be funded with a \$360,640.00 TAP Grant from FDOT and the remainder will be funded with the Town's People's Transportation Plan ("PTP") Funds; 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. Authorization.** The Town Manager is authorized to advertise and issue ITB No. 19-12 for construction of the Project, in substantially the form attached hereto as Exhibit "A."

**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, 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 \_\_\_\_\_