

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 1852.07**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE FOURTH CONTRACT RENEWAL OF THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TURF AND LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THE RENEWAL; AUTHORIZING THE MAYOR AND TOWN MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE RENEWAL; PROVIDING FOR EFFECTIVE DATE.**

**WHEREAS**, on May 18, 1999, the Town of Golden Beach, Florida (the "Town") approved Resolution 1168.99 authorizing Town Officials to enter into the Turf and Landscape Maintenance Memorandum of Agreement (the "Agreement") with the State of Florida Department of Transportation (the "Department"); and

**WHEREAS**, on August 16, 1999 the Town and the Department executed the Agreement for a five year term which provided for renewal on a yearly basis for a maximum of two years; and

**WHEREAS**, on June 21, 2005 the Town and the Department executed the Second Contract Renewal of the Agreement for a term of one year which expires on September 30, 2006; and

**WHEREAS**, on September 20, 2006 the Town and the Department executed the Third Contract Renewal of the Agreement for a term of one year which expires on October 12, 2007; and

**WHEREAS**, the Town and the Department desire to extend the Agreement for a fourth additional year and execute the Fourth Contract Renewal, attached as Exhibit "A" ;

and

**WHEREAS**, the Town Council finds that the approval of the Fourth Contract Renewal between the Town and the Department is in the best interest of the Town

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That the foregoing recitals are true and correct and incorporated herein by this reference.

**Section 2. Renewal Approved.** That the Fourth Contract Renewal (the "Renewal"), in substantially the form attached hereto, is hereby approved, and the Mayor is hereby authorized to execute said Renewal on behalf of the Town.

**Section 3. Implementation.** That the Mayor and Town Manager are authorized to take any and all action necessary to implement and enforce the purposes of this Resolution and the Renewal on behalf of the Town.

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

Sponsored by Town Administration.

The Motion to adopt the foregoing resolution was offered by Council Member Lusskin, seconded by Council Member Rojas, and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Ken Bernstein	<u>Aye</u>
Councilmember Ben Einstein	<u>Absent</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Amy Rojas	<u>Aye</u>


**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach,  
Florida, this 17<sup>th</sup> day of July, 2007.



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MAYOR GLENN SINGER

ATTEST:



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ELIZABETH SEWELL  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:



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STEPHEN J. HELFMAN  
TOWN ATTORNEY



## Florida Department of Transportation

CHARLIE CRIST  
GOVERNOR

1000 Northwest 111<sup>th</sup> Street  
Room# 6205b  
Maintenance Department  
Miami, FL 33172  
DISTRICT SIX

STEPHANIE C. KOPELOUSOS  
SECRETARY

*Where a request for service is an opportunity to serve you!*

June 5<sup>th</sup>, 2007

Alexander Diaz, City Manager  
TOWN OF GOLDEN BEACH  
1 Golden Beach Drive  
Golden Beach, FL 33160-2296

RE: Turf and Landscape Agreement  
Contract No.: BBD50  
Financial No.: 25235417206

Subject: **RENEWAL# 1**

Dear Mr. Diaz:

The Agreement referenced above will expire on October 12th, 2007. The Department wishes to renew this agreement for a period of one year starting on October 13<sup>th</sup>, 2007, and ending on October 12<sup>th</sup>, 2008. If the City agrees on this renewal, enclosed are five (5) new contract renewal documents to execute. Please leave the date blank on the first page and return the executed documents back to the Department before September 1<sup>st</sup>, 2007.

Should you have any questions concerning this agreement, please contact me at telephone number (305) 470-5360.

Sincerely,

A handwritten signature in cursive script, appearing to read "H Villar".

Hernan Villar  
Project Manager

cc: Ronald S. Steiner, Guy Gladson, Jesus Valderrama, Michele Irigoyen, file.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**CONTRACT RENEWAL**

375-020-23  
CONTRACTS ADMINISTRATION  
OGC - 04/06

Contract No.: BDD50 Renewal: (1st, 2nd, etc.) 1st  
Financial Project No(s): 25235417206  
County(ies): MIAMI-DADE

This Agreement made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, by and between the State of Florida Department of Transportation, hereinafter called "Department", and TOWN OF GOLDEN BEACH hereinafter called "Contractor".  
(This date to be entered by DOT only.)

**WITNESSETH:**

WHEREAS, the Department and the Contractor heretofore on this 2nd day of October, 2006 entered into an Agreement whereby the Department retained the Contractor to perform Maintenance of all landscape and/or turfed areas within the Department's right-of-way, having the limits specified in Exhibit "A" of the Original Agreement.

WHEREAS, said Agreement has a renewal option which provides for a renewal if mutually agreed to by both parties and subject to the same terms and conditions of the original Agreement;

NOW, THEREFORE, this Agreement witnesseth that for and in consideration of the mutual benefits to flow each to the other, the parties agree to a renewal of said original Agreement for a period beginning the 13th day of October, 2007 and ending the 12th day of October, 2008 at a cost of \$ 13,969.21

All terms and conditions of said original Agreement shall remain in force and effect for this renewal.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized officers on the day, month, and year set forth above.

\_\_\_\_\_  
Name of Contractor

\_\_\_\_\_  
Contractor Name and Title

BY: \_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Name of Surety

\_\_\_\_\_  
City State

By: \_\_\_\_\_  
Florida Licensed Insurance Agent or Date  
Attorney-In-Fact (Signature)

Countersigned: \_\_\_\_\_  
Florida Licensed Insurance Agent Date

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

BY: \_\_\_\_\_  
District Secretary or Designee (Signature)

Title: \_\_\_\_\_

Legal: \_\_\_\_\_

Fiscal: \_\_\_\_\_  
Approval as to Availability of Funds