

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2158.11**

**A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A PROPOSAL WITH LANDSCAPE ASSOCIATES, INC. FOR THE PURCHASE AND INSTALLATION OF LANDSCAPE/PLANT MATERIAL FOR SOUTH PARK; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town Council wishes to have Landscape Associates, Inc. ("LAI") make certain landscape improvements to South Park within the Town; and

**WHEREAS**, LAI has agreed to perform the work; and

**WHEREAS**, the Town and LAI wish to enter into an agreement for the purchase and installation of the materials, pursuant to the terms of the proposal/invoice attached hereto as Exhibit "A" to this Resolution (the "Proposal"); and

**WHEREAS**, the Town Council finds that it is impractical to competitively bid the work; and

**WHEREAS**, the Town Council has determined that it is in the best interests of the Town to make the improvements and to approve an agreement with LAI;

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

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Authorization and Approval.** The Town Council hereby authorizes and approves the work with LAI pursuant to the terms of the proposal/invoice attached hereto as Exhibit "A," and authorizes the Mayor to take all steps necessary to implement the work, and further authorizes the expenditure of funds as detailed in the attached proposal/invoice.

**Section 3. Waiver of Competitive Bidding.** Pursuant to the Town's Ordinance No. 540.09, the Town Council hereby finds that it is impractical to competitively bid the work and waives the applicable bidding requirement.

**Section 4. Implementation.** The Town Mayor and Town Manager are hereby authorized to take any and all action necessary (including the execution of an agreement approved by the Town Attorney) to implement this Resolution in accordance with its terms and conditions.

**Section 5. Effective Date.** This Resolution shall be effective immediately upon adoption.

**Sponsored by Town Administration.**

The Motion to adopt the foregoing Resolution was offered by Councilmember Lusskin, seconded by Vice Mayor Einstein and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Bernard Einstein	<u>Aye</u>
Councilmember Kenneth Bernstein	<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

22<sup>nd</sup> day of February, 2011.

  
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MAYOR GLENN SINGER

ATTEST:

  
\_\_\_\_\_  
LISSETTE PEREZ  
INTERIM TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY