

RESOLUTION NO. 19-01-03

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE SECOND CONTRACT RENEWAL OF THE TURF AND LANDSCAPE MAINTENANCE DEPARTMENT FUNDED AGREEMENT, CONTRACT NO. AS681, BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND ISLAMORADA, VILLAGE OF ISLANDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE SECOND CONTRACT RENEWAL; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO TAKE NECESSARY ACTION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Islamorada, Village of Islands (the “Village”) desires to provide a high level of maintenance services to its citizens and visitors; and

WHEREAS, the Village maintains the State Highway System corridor located within the Village’s municipal boundaries; and

WHEREAS, the Village’s Public Works Department has maintained the U.S. Highway 1 right-of-way since FY 2007-2008; and

WHEREAS, the Florida Department of Transportation (“FDOT”) and the Village both desire that FDOT financially compensate the Village to offset the costs of annually maintaining the U.S. Highway 1 right-of-way; and

WHEREAS, on June 22, 2017, the Village Council adopted Resolution 17-06-41, thereby approving Turf and Landscape Maintenance Department Funded Agreement, Contract No. AS681, between the Village and FDOT (the “Agreement”); and

WHEREAS, on March 1, 2018, the Village Council adopted Resolution No. 18-03-17 thereby approving the first renewal of the Agreement from July 12, 2018 to July 11, 2019; and

WHEREAS, the Village desires and has agreed to continue providing the services described in the Agreement; and

WHEREAS, the Village and FDOT desire to enter into a second renewal of the Agreement for the period from July 12, 2019 through July 10, 2020; and

WHEREAS, in accordance with Section 287.058, Florida Statutes, FDOT has agreed to pay the Village quarterly compensation to offset the cost of U.S. Highway 1 right-of-way maintenance in the total amount of \$53,904.00 annually for the period from July 12, 2019 through July 10, 2020 to be authorized by execution of the second contract renewal to the Agreement attached hereto as Exhibit “A”; and

WHEREAS, the Village Council finds that the renewal of the Agreement is in the best interest of the Village and its residents.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and hereby incorporated into this Resolution by this reference.

Section 2. Approval of Renewal. The Village Council, of Islamorada, Village of Islands, hereby approves the second contract renewal of the Agreement between the Village and FDOT, together with such non-material changes as may be acceptable to the Village Manager and approved as to form and legality by the Village Attorney.

Section 3. Authorization of Village Officials. The Village Manager and/or his designee is authorized to take all necessary and expedient actions to implement the terms and conditions of this resolution, the Agreement and the second renewal.

Section 4. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Village Manager pursuant to the Village’s Purchasing Procedures Ordinance, the Village Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement and the second renewal.

Section 5. Execution of Renewal. The Village Manager is authorized to execute the second renewal on behalf of the Village, to execute any required agreements and/or documents to implement the terms and conditions of the Agreement and the second renewal and to execute any extensions and/or amendments to the Agreement or the second renewal, subject to the approval as to form and legality by the Village Attorney.

Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

Motion to adopt by Vice Mayor Mike Forster second by Councilman Ken Davis .

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Deb Gillis	YES
Vice Mayor Mike Forster	YES
Councilman Ken Davis	YES
Councilwoman Cheryl Meads	ABSENT
Councilman Jim Mooney	YES

PASSED AND ADOPTED ON THIS 31ST DAY OF JANUARY, 2019.



DEB GILLIS, MAYOR

ATTEST:


KELLY TOTH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF ISLAMORADA,
VILLAGE OF ISLANDS ONLY


ROGET V. BRYAN, VILLAGE ATTORNEY

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
CONTRACT RENEWAL

375-020-23
CONTRACTS ADMINISTRATION
OGC - 04/05

Contract No.: AS681 Renewal: (1st, 2nd, etc.) 2nd
Financial Project No(s): 405798-3-78-01
County(ies): Miami-Dade

This Agreement made and entered into this 11th day of March, 2019, by and between the State of Florida Department of Transportation, hereinafter called "Department", and Islamorada, Village of Islands 86800 Overseas Hwy., Islamorada, Florida 33036 hereinafter called "Contractor".

WITNESSETH:

WHEREAS, the Department and the Contractor heretofore on this 27th day of June, 2017
(This date to be entered by DOT only)
entered into an Agreement whereby the Department retained the Contractor to perform maintenance of all turf and landscape areas within the right-of-way on the State Roads described in "Exhibit A" of the original contract

_____ ; and

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 12th day of July, 2019 and ending the 10th day of July, 2020 at a cost of \$ 53,904.00.

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.

Islamorada, Village of Islands
Name of Contractor

Seth Lawless, Village Manager
Contractor Name and Title

BY: [Signature]
Authorized Signature

N/A (SEAL)
Name of Surety

City _____ State _____
By: [Signature] 2/4/19
Date
Florida Licensed Insurance Agent or Attorney-In-Fact (Signature) Roger V. Bryan

Countersigned: N/A
Florida Licensed Insurance Agent Date

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

BY: [Signature]
District Secretary or Designee (Signature)

Title: Director of Operations

Legal: [Signature]

Fiscal: _____
Approval as to Availability of Funds

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
E-VERIFY

375-040-88
PROCUREMENT
08/11

Contract No: AS681-R2

Financial Project No(s): 405798-3-78-01

Project Description: Turf and Landscape Maintenance- Department Funded Agreement

Vendor/Consultant acknowledges and agrees to the following:

Vendor/Consultant :

1. shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Vendor/Consultant during the term of the contract; and
2. shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

Company/Firm: Islamorada, Village of Islands

Authorized Signature: _____

Title: Seth Lawless, Village Manager

Date: February 4, 2019



Florida Department of Transportation

RON DESANTIS
GOVERNOR

1000 NW 111th Avenue
Miami, Florida 33172-5800

KEVIN J. THIBAUT
SECRETARY

March 25, 2019

Mr. Seth Lawless - Village Manager
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036
(305) 664-6412
seth.lawless@islamorada.fl.us

Contract Number: AS681-R2
Financial Project Number: 405798-3-78-01
Project Description: Turf and Landscape Maintenance- Department Funded Agreement
County: Miami-Dade

NOTICE TO PROCEED

Dear Mr. Lawless:

The Department and Islamorada, Village of Islands have executed a contract for the Department Funded Agreement (DFA) noted above for a period of one (1) year starting July 12th, 2019 through July 10th, 2020. The Maintenance Engineer for this agreement is Mr. Brian K. Jimmerson, P.E. He can be reached at (305) 640-7277.

The City may invoice the Department after the end of each quarter according to the schedule below:

1 st Quarter	July 12 th , 2019 thru October 11 th , 2019
2 nd Quarter	October 12 th , 2019 thru January 11 th , 2020
3 rd Quarter	January 12 th , 2020 thru April 10 th , 2020
4 th Quarter	April 11 th , 2020 thru July 10 th , 2020

If you have any questions concerning the agreement, please contact me at telephone number (305) 470-5354.

Sincerely,

for Renato Marrero, P.E.
District Maintenance Engineer

cc: L. Salazar, K. Al-Said, B. Jimmerson, H. Bechtold, E. Taylor, C. Wilson, D6-CFM