

RESOLUTION NO. 21-02-15

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE FIRST RENEWAL OF TURF AND LANDSCAPE MAINTENANCE DEPARTMENT FUNDED AGREEMENT, BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND ISLAMORADA, VILLAGE OF ISLANDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE RENEWAL TO THE AGREEMENT; 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's Public Works Department has maintained the U.S. Highway 1 right-of-way located within the Village's municipal boundaries through an agreement with the Florida Department of Transportation ("FDOT") since FY 2007-2008; and

WHEREAS, the Village desires and has agreed to continue providing the services and renew the agreement for the period from July 11, 2021 through July 10, 2022; 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 \$65,644.00 for the annual period from July 11, 2021 through July 10, 2022, to be authorized by execution of the renewal attached hereto as Exhibit "A"; and

WHEREAS, the Village Council finds that 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 renewal of the agreement between the Village and FDOT to provide turf and landscape maintenance services along the U. S. Highway 1 right-of-way, 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 and the 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 new agreement.

Section 5. Execution of Agreement. The Village Manager is authorized to execute the renewal attached as Exhibit A on behalf of the Village, to execute any other required agreements and/or documents to implement the terms and conditions of any agreements, 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 Pete Bacheler and seconded by Councilman David Webb.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

| | |
|----------------------------|-----|
| Mayor Joseph B. Pinder III | YES |
| Vice Mayor Pete Bacheler | YES |
| Councilman Mark Gregg | YES |
| Councilman Henry Rosenthal | YES |
| Councilman David Webb | YES |

PASSED AND ADOPTED THIS 25TH DAY OF FEBRUARY, 2021.



JOSEPH B PINDER III, 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

Exhibit "A"

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
CONTRACT RENEWAL375-020-23
CONTRACTS ADMINISTRATION
OGC - 04/06Contract No.: ASI03 Renewal: (1st, 2nd, etc.) 1stFinancial Project No(s): 405798-5-78-01County(ies): Miami-Dade

This Agreement made and entered into this 8 day of March, 2021, by and between the State of Florida Department of Transportation, hereinafter called "Department", and Islamorada, Village of Islands - 86800 Overseas Highway, Islamorada, Florida 33036 hereinafter called "Contractor".

WITNESSETH:

WHEREAS, the Department and the Contractor heretofore on this 14 day of May, 2020 entered into an Agreement whereby the Department retained the Contractor to perform maintenance of all turf and landscape 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 11 day of July, 2021 and ending the 10 day of July, 2022 at a cost of \$65,644.00.

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

Maria T. Bassett, Acting Village Manager
Contractor Name and Title

BY: Maria T Bassett
Authorized Signature

N/A (SEAL)
Name of Surety

City [Signature] State 3/2/2021
By: [Signature] Date
Florida Licensed Insurance Agent or Attorney-In-Fact (Signature)

Countersigned: N/A
Florida Licensed Insurance Agent Date

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

DocuSigned by:
BY: Rudy Garcia
District Secretary or Designee (Signature)
Title: District Director of Operations

DocuSigned by:
Legal: Alicia Trujillo
12CAF0E1B1DB4BC...

Fiscal: [Signature]
Approval as to Availability of Funds