

RESOLUTION NO. 2015-R-20

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO TERMINATE THE MANAGEMENT SERVICES AGREEMENT, AS AMENDED UNDER THE SECOND RENEWAL TO PROPERTY MANAGEMENT SERVICES AGREEMENT, BETWEEN THE CITY OF NORTH MIAMI AND JOE CELESTIN CIVIL ENGINEER & GENERAL BUILDER, LLC; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, the City of North Miami (“City”) advertised *Request for Proposal #46-10-11 Property Management Services for Vacant Commercial Property* (“RFP”), in order to select a property management company to manage the site commonly known as Biscayne Landing, located at Biscayne Boulevard between Northwest 137th Street and Northwest 151st Street (“Management Services”); and

WHEREAS, in accordance with the RFP, Joe Celestin Civil Engineer & General Builder, LLC (“Property Manager”), submitted its proposal expressing the capability, willingness and expertise to perform Management Services pursuant to City requirements; and

WHEREAS, on May 17, 2011, the Mayor and City Council, passed and adopted Resolution No. R-2011-64, authorizing the City Manager and City Attorney to negotiate and execute a management services agreement with Property Manager (“Resolution”); and

WHEREAS, pursuant to the Resolution, a Property Management Services Agreement was executed on May 20, 2011, between the City and Property Manager, in accordance with the terms, conditions and specifications contained in the RFP (“Agreement”); and

WHEREAS, on October 9, 2012, the Mayor and City Council, authorized the City Manager to amend the Agreement with Property Manager to include a term of one (1) year at a cost not to exceed Twenty-Five Thousand Dollars (\$25,000.00) per month, for the continued provision of Management Services; and

WHEREAS, on November 5, 2012, an amendment to the Agreement was executed between the City and Property Manager, in accordance with the terms, conditions and specifications contained in the RFP (“First Amendment”); and

WHEREAS, on November 12, 2013, the Mayor and City Council passed and adopted Resolution No. R-2013-141, authorizing the City Manager execute a Second Amendment to Agreement with Property Manager for a term of one (1) year, at a cost not to exceed Twenty Five Thousand Dollars (\$25,000.00) per month; and

WHEREAS, on December 1, 2013, the City and Property Manager executed a Second Renewal to Property Management Services Agreement for a term of one (1) year, commencing on November 1, 2013, through October 31, 2014, at a cost not to exceed Twenty-Five Thousand Dollars (\$25,000.00) per month (“Second Amendment”); and

WHEREAS, the Second Amendment granted an additional period of one (1) year commencing on November 1, 2014, through October 31, 2015, with the approval of the Mayor and City Council; and

WHEREAS, in the absence of an approval extending the term, City administration respectfully requests that the Agreement, as amended by the Second Amendment, be terminated effective in thirty (30) days, and thereby, cease the current provision of Management Services on the subject property.

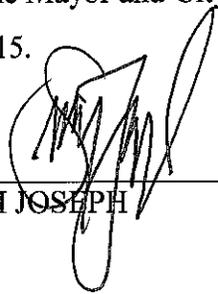
NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Authority of City Manager and City Attorney. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager to terminate the Management Services Agreement, as amended under the Second Renewal to Property Management Services Agreement, between the City of North Miami and Joe Celestin Civil Engineer & General Builder, L.L.C., effective in thirty (30) days.

Section 2. Direction for Request for Proposal. The Mayor and City Council of the City of North Miami, Florida, hereby direct the City Manager to issue a new Request for Proposal addressing the appropriate scope of work for the desired Property Management Services.

Section 3. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 10th day of February, 2015.



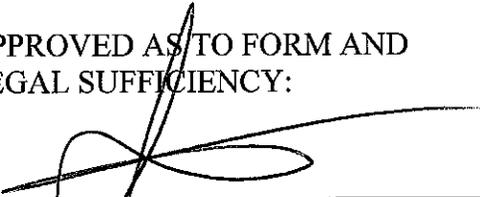
DR. SMITH JOSEPH
MAYOR

ATTEST.



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Keys

Seconded by: Steril

Vote:

- Mayor Smith Joseph, DO
- Vice Mayor Carol Keys, Esq.
- Councilperson Scott Galvin
- Councilperson Philippe Bien-Aime
- Councilperson Marie Erlande Steril

<u> x </u>	(Yes)	<u> </u>	(No)
<u> x </u>	(Yes)	<u> </u>	(No)
<u> x </u>	(Yes)	<u> </u>	(No)
<u> x </u>	(Yes)	<u> </u>	(No)
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