

RESOLUTION NO. 2016-R-75

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXERCISE THE FIRST OPTION TO RENEW A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND ELAN LAWN AND LANDSCAPE SERVICES, INC., FOR THE PROVISION OF TREE TRIMMING SERVICES FOR A PERIOD OF ONE (1) YEAR, AT A COST NOT TO EXCEED NINETY THOUSAND DOLLARS (\$90,000.00), IN ACCORDANCE WITH INVITATION FOR BID TREE TRIMMING SERVICES IFB NO. 09-13-14, AS AMENDED; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.**

WHEREAS, on May 29, 2014, the City of North (“City”) advertised *Invitation for Bid Tree Trimming Services IFB No. 09-13-14*, as subsequently amended (“IFB”), to provide the labor, supervision, materials, equipment, tools, machinery, expertise, and other services necessary for the comprehensive provision of tree trimming services, in accordance with the terms, conditions, and specifications contained in the IFB (collectively referred to herein as “Services”); and

WHEREAS, Elan Lawn and Landscape Services, Inc., was evaluated by City administration as the highest ranked contractor whose sealed bid demonstrated to be the most advantageous to the City (“Contractor”); and

WHEREAS, Contractor has expressed its capabilities, expertise and willingness to perform the Services pursuant to the terms, conditions, and specifications contained in the RFP; and

WHEREAS, on October 20, 2014, City administration executed an agreement with Contractor for the provision of Services for an initial term of one (1) year (“Agreement”); and

WHEREAS, in accordance with Section 4.1.3 of the Agreement, the City reserved the right of renewal for four (4) additional-successive one-year term periods, unless the Agreement was terminated by the City; and

WHEREAS, City administration desires to exercise the first option to renew the Agreement with Contractor, commencing October 20, 2015 through October 19, 2016, with the same terms and conditions (“First Option”); and

WHEREAS, the Mayor and City Council have determined that the continual provision of Services from Contractor, pursuant to the terms of the Agreement under the First Option, serves to protect the public health, safety and welfare of the City and its residents.

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.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager to exercise the First Option to Renew a Professional Services Agreement between the City of North Miami and Elan Lawn and Landscape Services, Inc., for the provision of tree trimming services for a period of one (1) year, at a cost not to exceed Ninety Thousand Dollars (\$90,000.00), in accordance with *Invitation for Bid Tree Trimming Services IFB No. 09-13-14*, as amended.

**Section 2. Effective Date.** This Resolution shall become effective immediately upon adoption.

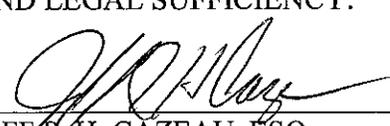
PASSED AND ADOPTED by a 5 - 0 vote of the Mayor and City Council of the City of North Miami, Florida, this 12th day of July, 2016.

  
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DR. SMITH JOSEPH  
MAYOR

ATTEST:

  
\_\_\_\_\_  
MICHAEL A. ETIENNE, ESQ.  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
JEFF P. H. CAZEAU, ESQ.  
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Keys

**Vote:**

Mayor Smith Joseph, D.O., Pharm. D.

Vice Mayor Alix Desulme

Councilman Scott Galvin

Councilwoman Carol Keys, Esq.

Councilman Philippe Bien-Aime

X (Yes) \_\_\_\_\_ (No)

X (Yes) \_\_\_\_\_ (No)

X (Yes) \_\_\_\_\_ (No)

X (Yes) \_\_\_\_\_ (No)

X (Yes) \_\_\_\_\_ (No)