

RESOLUTION NO. 2018-R-138

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXERCISE THE FOURTH 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 IFB; 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**, upon completion of the Initial Term, City administration exercised three (3) options to renew the Agreement with Contractor, with the current renewal term ending on October 19, 2018; and

**WHEREAS**, the City administration desires to exercise the last option to renew Agreement in order to maintain and extend needed Services for one (1) additional year (“Fourth Option”); and

**WHEREAS**, the term of the Fourth Option shall be the period commencing October 20, 2018, through October 19, 2019; and

**WHEREAS**, the Mayor and City Council find that the execution of the Fourth Option to renew Agreement with Contractor for the provision of Services, is in the best interest of the public health, safety and welfare.

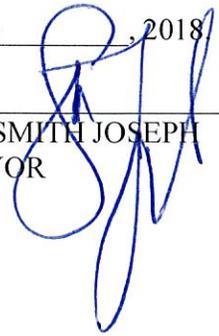
**NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:**

**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 Fourth 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 be effective upon adoption.

**PASSED AND ADOPTED** by a 4-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 23rd day of October, 2018.

\_\_\_\_\_  
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: Bien-Aime

**Vote:**

Mayor Smith Joseph, D.O., Pharm. D.  
Vice Mayor Carol Keys, Esq.  
Councilman Scott Galvin  
Councilman Philippe Bien-Aime  
Councilman Alix Desulme

<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
_____	(Yes)	_____	(No) Absent