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RESOLUTION NO. 2021-62

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**RESOLUTION OF THE VILLAGE COMMISSION OF
THE VILLAGE OF BISCAYNE PARK AUTHORIZING
THE VILLAGE MANAGER TO EXECUTE THE
RENEWAL FOR THE TURF AND LANDSCAPE
MAINTENANCE JOINT PARTICIPATION
AGREEMENT BETWEEN THE FLORIDA
DEPARTMENT OF TRANSPORTATION AND THE
VILLAGE OF BISCAYNE PARK; AND PROVIDING
FOR AN EFFECTIVE DATE.**

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WHEREAS, the State of Florida Department of Transportation (“FDOT”) has created roadside areas and median strips on parts of the State Highway System within the municipal limits of the Village of Biscayne Park (“Village”); and

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WHEREAS, the specific location of the FDOT road within the Village is S.R. 915 / NE 6th Avenue; and (“State Roads”); and

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WHEREAS, the Village and FDOT entered into a Turf and Landscape Maintenance Joint Participation Agreement (Financial Project No. 252372-3-78-01)(“Maintenance Agreement”), wherein the Village agreed to provide maintenance of all turf and landscape areas within the right-of-way on the State Roads, for which, FDOT agreed to reimburse the Village ; and

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WHEREAS, the Village and FDOT wish to renew the Maintenance Agreement for an additional year in an amount not to exceed Two Thousand Eight Hundred Fifty Six Dollars (\$2,856.00); and

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WHEREAS, it is in the best interest of the Village to authorize the Village Manager to execute the renewal of the Maintenance Agreement between FDOT and the Village, attached hereto as Exhibit “A” and incorporated herein by reference.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION OF
THE VILLAGE OF BISCAYNE PARK, FLORIDA THAT:**

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and hereby made a specific part of this Resolution upon adoption hereof.

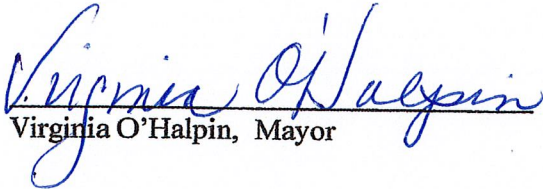
Section 2. The Village Commission of the Village of Biscayne Park hereby approves the renewal of the Maintenance Agreement between FDOT and the Village for landscape maintenance services, a copy of which is attached as Exhibit “A;” together with such non-material changes as may be acceptable to the Village Manager and approved as to form by the Village Attorney. The Village Manager is authorized to execute the renewal of the Maintenance Agreement on behalf of the Village.

Section 3: This Resolution shall become effective upon its adoption.

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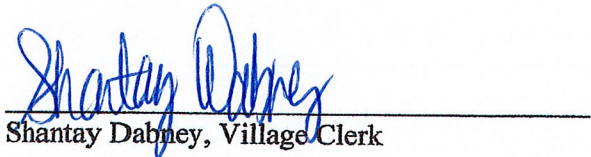
PASSED AND ADOPTED this 7th day of December, 2021.

The foregoing resolution upon being put to a vote,
the vote was as follows:


Virginia O'Halpin, Mayor

| | |
|-------------------------|------------|
| Mayor O'Halpin: | <u>yes</u> |
| Vice Mayor Kennedy: | <u>yes</u> |
| Commissioner Gonzalez: | <u>yes</u> |
| Commissioner Hamelburg: | <u>yes</u> |
| Commissioner Samaria: | <u>yes</u> |

Attest:


Shantay Dabney, Village Clerk

Approved as to form:


Edward A. Dion, Village Attorney

CONTRACT RENEWAL

Contract No.: ASG64 Renewal: (1st, 2nd, etc.) 2nd

Financial Project No(s): 252372-3-78-01

County(ies): Miami-Dade

This Agreement made and entered into this _____ day of _____, _____, by and between the State of Florida Department of Transportation, hereinafter called "Department", and Village of Biscayne Park, 600 NE 114 Street, Biscayne Park, Florida 33161 hereinafter called "Contractor".
(This date to be entered by DOT only.)

WITNESSETH:

WHEREAS, the Department and the Contractor heretofore on this 18 day of February, 2020 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
(This date to be entered by DOT only)

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 22 day of March, 2022 and ending the 21 day of March, 2023 at a cost of \$2,856.00.

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.

Village of Biscayne Park
Name of Contractor

Mario Diaz Village Manager
Contractor Name and Title

BY: [Signature]
Authorized Signature

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

BY: _____
District Secretary or Designee (Signature)

Title: _____

Name of Surety (SEAL) Legal: _____

City State

Fiscal: _____
Approval as to Availability of Funds

By: _____
Florida Licensed Insurance Agent or Attorney-In-Fact (Signature) Date

Countersigned: _____
Florida Licensed Insurance Agent Date