RESOLUTION NO. 08-87

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO RENEW THE LANDSCAPE MAINTENANCE AGREEMENT DATED JUNE 16, 2000, AS REVISED BY MODIFICATION NO. 1, MODIFICATION NO. 2 AND NO. 3, WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION TO MAINTAIN THE IRRIGATION SYSTEM, MULCH AREAS, CONCRETE PAVERS AND PLANTINGS ALONG THE MEDIAN AND SHOULDER OF OKEECHOBEE ROAD AND OTHER PORTIONS OF DESIGNATED STATE ROADS, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "1", FOR A TERM OF ONE YEAR, COMMENCING ON SEPTEMBER 1, 2008 AND ENDING ON AUGUST 31, 2009, IN THE AMOUNT OF $172,150.00.

WHEREAS, pursuant to Hialeah, Fla., Resolution 2000-58 (May 25, 2000), the City of Hialeah entered into a five-year agreement to compensate the City for maintaining landscaped roadside areas and median strips on state roads, under the same terms as a prior 1997 agreement; and

WHEREAS, pursuant to Hialeah, Fla., Resolution 03-75 (June 27, 2003), the City of Hialeah and the Florida Department of Transportation ("FDOT") entered into Modification No. 1 to the 2000 agreement, modifying the scope of work to include maintenance of the new irrigation system, concrete pavers, mulch and other plantings along the shoulder and median between West 19 Street to Palm Avenue, on Okeechobee Road; and

WHEREAS, pursuant to Hialeah, Fla., Resolution 03-130 (December 2, 2003), as a result of the reconstruction of Okeechobee Road (State Road 25), the City of Hialeah and FDOT entered into Modification No. 2 to the 2000 agreement, amending the scope of work to include maintenance of the new irrigation system, concrete pavers, mulch and other plantings along the shoulder and the median between Palm Avenue and S.E. 7 Avenue, on Okeechobee Road; and

WHEREAS, pursuant to Hialeah, Fla., Resolution 06-74 (June 15, 2006), the City of Hialeah and FDOT entered into Modification No. 3 to the 2000 agreement, amending the scope of work to exclude the median and shoulder areas of Okeechobee Road, from West 18 Avenue to east of West 12 Avenue, Hialeah, Florida.

WHEREAS, the City of Hialeah finds that it is in the best interest of the community to renew the 2000 agreement as revised by Modification No. 1, Modification No. 2 and Modification No. 3 for the term of one year.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The City of Hialeah, Florida hereby authorizes the Mayor and the City Clerk, as attesting witness, on behalf of the City, to renew the landscape maintenance agreement dated June 16, 2000 as revised by Modification No. 1, Modification No. 2 and Modification No. 3, with the State of Florida, Department of Transportation, to maintain the irrigation system, mulch areas, concrete pavers and plantings along the median and shoulder of Okeechobee Road and other portions of designated state roads, a copy of which is attached hereto and made a part hereof as Exhibit "1", for a term of one year, commencing on September 1, 2008 and ending on August 31, 2009, in the amount of $172,150.00.

PASSED AND ADOPTED this 12th day of August, 2008.

Esteban Bovo
Council President

Attest:

Rafael E. Granado, City Clerk

Approved on this 13 day of August, 2008.

Mayor Julio Robaina

Approved as to legal sufficiency and form:

William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes".