RESOLUTION NO. 2012-23-1618

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY, THAT CERTAIN AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC., TO CONDUCT A BICYCLE/PEDESTRIAN MOBILITY PLAN STUDY IN THE AMOUNT OF NINETY THOUSAND DOLLARS ($90,000.00), A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on January 11, 2012, the City Council authorized the City Manager to execute an Interlocal Agreement with the Miami Dade County Metropolitan Planning Organization's ("MPO") Municipal Grant Program, for the acceptance of grant funds to conduct a city-wide Bicycle/Pedestrian Mobility Study, and

WHEREAS, the City has an existing continuing services contract with Kimley-Horn and Associates, Inc., and

WHEREAS, City staff recommends that the City engage Kimley-Horn and Associates, Inc. to conduct the study, develop the mobility plan and provide recommendations for this project to the City, and

WHEREAS, the Bicycle/Pedestrian Mobility Plan will benefit the City in developing its vision for enhancing the "Gardens" concept and will provide non-automobile transportation alternatives consistent with the Traffic Circulation Element of the Comprehensive Development Master Plan, and

WHEREAS, the total cost of the study is Ninety Thousand Dollars ($90,000.00), which includes Seventy-Two Thousand Dollars ($72,000.00) funded by the MPO Grant, and

WHEREAS, the City's funding match in the amount of Eighteen Thousand Dollars ($18,000.00) will be allocated from the City's Capital Improvement Fund,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA AS FOLLOWS:

Section 1: ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2: AUTHORIZATION: The City Council of the City of Miami Gardens hereby authorizes the City Manager and the City Clerk to execute and attest respectively, that certain Agreement with Kimley-Horn and Associates, Inc. to conduct a Bicycle/Pedestrian Mobility Plan Study in the amount of Ninety Thousand Dollars ($90,000.00), a copy of which is attached hereto as Exhibit "A".

Section 3: INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby authorized to obtain two (2) fully executed copies of the subject Agreement with one to be maintained by the City, and one to be delivered to Kimley-Horn and Associates, Inc.

Section 4: EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON FEBRUARY 8, 2012.

Shirley Gibson

SHIRLEY GIBSON, MAYOR

ATTEST:

Ronetta Taylor

RONETTA TAYLOR, MMC, CITY CLERK

Resolution No. 2012-23-1618

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ., CITY ATTORNEY

SPONSORED BY: DR. DANNY O. CREW, CITY MANAGER

MOVED BY: Vice Mayor Campbell
SECOND BY: Councilwoman Davis

VOTE: 7-0

Mayor Shirley Gibson	__X__ (Yes)	____ (No)
Vice Mayor Aaron Campbell Jr.	__X__ (Yes)	____ (No)
Councilwoman Lisa Davis	__X__ (Yes)	____ (No)
Councilman Oliver Gilbert III	__X__ (Yes)	____ (No)
Councilman David Williams Jr.	__X__ (Yes)	____ (No)
Councilwoman Felicia Robinson	__X__ (Yes)	____ (No)
Councilman Andre' Williams	__X__ (Yes)	____ (No)

1515 NW 167 Street, Building 5 Suite 200
Miami Gardens, Florida 33169

City of Miami Gardens
Agenda Cover Memo

Council Meeting Date:	**February 8, 2012**		**Item Type:** *(Enter X in box)*	**Resolution**	**Ordinance**	**Other**	
				X			
Fiscal Impact: *(Enter X in box)*	**Yes**	**No**	**Ordinance Reading:** *(Enter X in box)*		**1st Reading**	**2nd Reading**	
	X		**Public Hearing:** *(Enter X in box)*		**Yes**	**No**	**Yes**	**No**
						X		
Funding Source:	**Various City Funds**		**Advertising Requirement:** *(Enter X in box)*		**Yes**		**No**
							X
Contract/P.O. Required: *(Enter X in box)*	**Yes**	**No**	**RFP/RFQ/Bid #:**		**Renewal RFP#08-09-006 Nonexclusive Continuing Professional Services Agreement**		
	X						
Strategic Plan Related *(Enter X in box)*	**Yes**	**No**	**Strategic Plan Priority Area:**		**Strategic Plan Obj./Strategy:** *(list the specific objective/strategy this item will address)*		
			Enhance Organizational ☐ **Bus. & Economic Dev** ☐ **Public Safety** ☐ **Quality of Education** ☐ **Qual. of Life & City Image** ☐ **Communication** ☐				
Sponsor Name	**City Manager, Dr. Danny Crew**		**Department:**		**Procurement**		

Short Title:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY, THAT CERTAIN ADDENDUM TO THE NON-EXCLUSIVE CONTINUING PROFESSIONAL SERVICES CONTRACT WITH KIMLEY-HORN & ASSOCIATES, INC. FOR LANDSCAPE ARCHITECTURAL, CIVIL ENGINEERING, ENVIRONMENTAL, STRUCTURAL ENGINEERING AND TRAFFIC ENGINEERING SERVICES TO RENEW THE AGREEMENT FOR AN ADDITIONAL ONE (1) YEAR TERM, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff Summary:

Background

On February 25, 2009, City Council awarded nonexclusive continuing professional services agreements to professional consultants for:

- Architectural Services

ITEM K-9) CONSENT AGENDA
RESOLUTION
Continuing Contract w/ Kimley-Horn & Associates

- Landscape Architectural Services
- Civil Engineering Services
- Planning and Surveying Services
- Structural Engineering Services
- Electrical and Mechanical Services
- Traffic Studies

The initial term of agreement was for three years with the option to renew annually for one year periods.

Current Situation

Inasmuch as several projects are on-going and the City still requires architectural and engineering services, staff is recommending renewing all of the agreements except for planning services for one year through February 28, 2013.

Proposed Action:

That the City Council approve the attached resolution renewing the non-exclusive continuing contract with Kimley-Horn & Associates, located in Ft. Lauderdale, FL for landscape architectural, civil engineering, environmental, structural engineering, and traffic engineering services for one year, through February 28, 2013.

Attachment:

None

ADDENDUM TO AGREEMENT FOR NONEXCLUSIVE CONTINUING PROFESSIONALS SERVICES BETWEEN THE CITY OF MIAMI GARDENS AND KIMLEY-HORN & ASSOCIATES, INC.

THIS ADDENDUM ("Addendum") is incorporated into that Agreement between the City of Miami Gardens ("City"), a Florida municipal corporation hereinafter referred to as "City" and Kimley-Horn & Associates, Inc.., a Florida corporation hereinafter referred to as "Consultant".

WITNESSETH

WHEREAS, on February 25, 2009, the City entered into a three (3) year Agreement with Consultant for nonexclusive agreement for landscape architectural; civil; environmental; structural and traffic engineer professional services.

WHEREAS, the current Agreement provides for an option to renew for an one (1) year term, and

WHEREAS, the City and Consultant desires to extend the Agreement for one (1) year period under the same prices and conditions,

NOW, THEREFORE, and consideration of the premises and mutual covenants herein named, the parties are to agree as follows:

1. Article 7 - Term shall be amended as follows:

   This Agreement shall commence upon the execution by both parties, and shall continue for a period of one year. The Term shall not start until all insurance required as stated herein has been obtained and approved copy provided to the City.

2. **INCONSISTENCY**. In the event of an inconsistency or contradiction between the terms hereof and the terms of the Agreement, to which this Addendum is attached, the terms hereof shall control.

3. **CONFLICT:** In the event of any conflicts between this Addendum and the Agreement, this Addendum shall control. In all other respects, the Agreement shall remain in full force and effect.

4. **EFFECT OF ORIGINAL AGREEMENT**. All terms of the Agreement not affected by this Addendum shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year set forth below their respective signatures.

ATTEST:

_____
Ronetta Taylor, MMC, City Clerk

CITY OF MIAMI GARDENS

_____
Dr. Danny Crew, City Manager

Date: _____ _____

WITNESS:

_____
Print Name

_____

KIMLEY-HORN & ASSOCIATES, INC.

By: _____

Print Name: _____

Approved as to form and legal
Sufficiency:

_____
Sonja K. Dickens, City Attorney