

RESOLUTION 2004 - 111

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA TERMINATING THE AGREEMENT WITH OAK PARK STABLE AND CARRIAGE COMPANY, INC. FOR THE MAINTENANCE OF THE ROLLING OAKS PASSIVE OPEN SPACE PARK AND THE SUNSHINE RANCHES EQUESTRIAN PARK; APPROVING A REPLACEMENT AGREEMENT WITH THE LANDSCAPE COMPANY, INC. FOR \$53,483 PER YEAR, IN SUBSTANTIALLY THE SAME FORM AS ATTACHED HERETO AS EXHIBIT "A"; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, funding for the Rolling Oaks Passive Open Space Park and the Sunshine Ranches Equestrian Park (collectively the "Parks") is dependent upon the implementation of a park maintenance plan; and

WHEREAS, the Town desires to maintain the parks in a first class condition; and

WHEREAS, the current service provider, Oak Park Stable and Carriage Company, Inc. ("Oak Park"), did not maintain the Parks in accordance with the Town's expectations and therefore, termination is warranted; and

WHEREAS, Oak Park had been hired in accordance with the Town's procurement process; and

WHEREAS, the Town has contacted the other vendors who responded to the Town's Request for Proposals ("RFP") to determine if they would honor their RFP submissions; and

WHEREAS, after speaking to the remaining two vendors the Town reanalyzed the proposals and has selected Landscape Company, Inc. ("Landscape Company") for these services; and

WHEREAS, the Town has utilized Landscape Company on two other occasions and has been extremely satisfied with its service.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1. The above referenced recitals are true and correct and are incorporated herein by reference.

Section 2. The Town Council hereby terminates any and all prior agreements and understandings between the Town of Southwest Ranches and Oak Park Stable and Carriage Company, Inc., for its park maintenance and management services.

Section 3. The Town Council hereby approves an agreement between the Town of Southwest Ranches and Landscape Company, Inc., in substantially the same form as that attached hereto as Exhibit "A", for the Town's park maintenance and management services, in the amount of \$53,483 per year, for a five-year term.

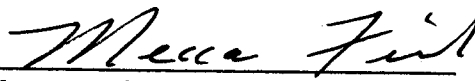
Section 4. The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into an Agreement in substantially the same form as that attached hereto as Exhibit "A" and to make such modifications, additions and or deletions which they deem necessary and proper to effectuate the intent of this Resolution.

Section 5. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 9th day of September 2004, on a motion by Vice Mayor Knight and seconded by Council Member Maines.


Fink	<u>Y</u>
Knight	<u>Y</u>
Blanton	<u>Y</u>
Maines	<u>Y</u>
Nelson	<u>Y</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent or Abstaining	<u>0</u>



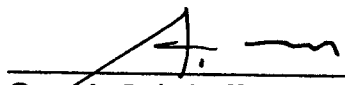
Mecca Fink, Mayor

ATTEST:



Shari Canada, Town Clerk

Approved as to Form and Correctness:



Gary A. Poliakoff, J.D., Town Attorney
868407_1.DOC