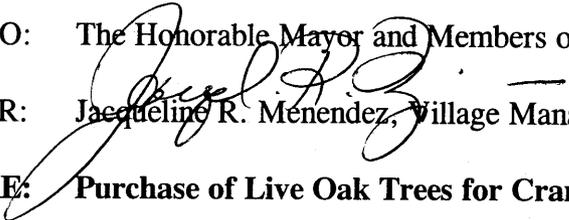


Memo

DT: October 16, 2006

TO: The Honorable Mayor and Members of the Village Council

FR:  Jacqueline R. Menendez, Village Manager

RE: Purchase of Live Oak Trees for Crandon Phase III

RECOMMENDATION:

Council approval of the award to Calusa Creek Tree Farm for the purchase of 180 live oak trees to be planted by others for Phase III Crandon Boulevard improvement.

BACKGROUND

Competitive bids were received from three certified tree farms for the supply and delivery of one hundred and eighty live oak trees for the completion of the Crandon Blvd. improvement project. The trees will continue to mature and be maintained in the supplier's nursery until time for planting during the summer of 2007. All trees meet the highest standards recognized in the State of Florida as #1 quality and match the trees previously installed during Phase II of the project. Calusa Creek Tree Farm was the successful bidder and supplier for Phase II and continues as the low bid for Phase III.

Funding for this purchase is provided by County and State funds dedicated to the Crandon Improvement Project.

Please contact me if there are any questions on this matter.

Cc: Village Attorney
Paul Abbott, Skyline Management Group, Inc.
Ramon Castella, C3TS

RESOLUTION NO. 2006-

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, CONCERNING PURCHASE OF TREES AND LANDSCAPING MATERIAL FOR CRANDON BOULEVARD PROJECT OF THE VILLAGE OF KEY BISCAYNE; AUTHORIZING VILLAGE MANAGER TO COMPLETE PURCHASE TRANSACTION; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, pursuant to Section 3.07(b) of the Village Charter, the Village Council desires to authorize the expenditure of Village funds for the purchase of trees and landscaping material (the “Landscape Materials”) in connection with Phase III of the Village’s Crandon Boulevard Project (the “Project”); and

WHEREAS, competitive bidding procedures have been utilized by the Village’s consulting Engineer for the purchase of the Landscape Materials and the Village Council finds, upon advice from the Village Attorney, that further formal competitive bidding procedures for the purchase of the Landscape Materials may be, and are hereby waived, by the Council pursuant to Village Code Section 2-85 upon the Council hereby finding that it is impractical to apply such additional formal competitive bidding procedures for the Landscape Materials in light of the need to expeditiously acquire the necessary Landscape Materials in conjunction with the Project; and

WHEREAS, the Village Council finds that the competitive proposal of Calusa Creek Tree Farm & Ranch in the total amount of One Hundred Thirty Eight Thousand Six Hundred (\$138,600.00) Dollars is the best proposal submitted; and

WHEREAS, the Village Council finds that it is in the best interest of the Village to proceed as indicated in this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the recitals stated above is hereby adopted and confirmed.

Section 2. Purchase Authorized, Specification of Funds. That the acquisition of the Landscape Materials for the Project from Calusa Creek Tree Farm & Ranch is hereby approved and authorized, subject to the restriction that the total cost of the purchase transaction authorized herein shall not exceed \$138,600.00. The funding source shall be that which is indicated in the Village Manager's memorandum which accompanies this Resolution.

Section 3. Implementation. That the Village Manager is hereby authorized to take any and all action necessary to implement the purposes of this Resolution, and is authorized to sign any necessary purchase orders, subject to the approval of the Village Attorney as to form and legal sufficiency.

Section 4. Effective Date. That this Resolution shall be effective immediately upon adoption hereof.

PASSED AND ADOPTED this 24th day of October, 2006.

MAYOR ROBERT OLDAKOWSKI

ATTEST:

CONCHITA H. ALVAREZ, CMC, VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

VILLAGE ATTORNEY



Contract For Village of Key Biscayne

April 28, 2006

To: Village of Key Biscayne & C 3TS P.A.
901 Ponce De Leon Blvd. Suite 900
Coral Gables, FL 33134

Attn: Ramone Castella & Richard Blanco
Ph: 305-445-2900
Fax: 305-445-3366

Scope of Contract Grow

Qty: 180 Gal: 200

Quercus Virginiana / Live Oak

To be delivered by July 2007

Specification and Terms

180 Quercus Virginiana / Live Oak 200# \$770.00 Total \$138,600.00 Delivered Prices

Approximate Spec's

5" - 6" Caliper

5' - 5 1/2' CT 18' - 20' OA 10' - 12' Spread

\$45,000 Due Now

\$30,000 Due December 2006

\$63,600.00 Due May 2007 or when trees are shipped

All trees are to be shipped by July 2007. Starting August 2007 a monthly maintenance Fee of \$11.00 per tree month will be assessed on trees not picked up. Any trees not picked up by February 2008 will need to be repotted or sold on the open market And become the property of Calusa Creek Tree Farm. Any monies deemed owed To village of Key Biscayne will be held on account for future orders. Should any portion of this Proposal/Contract not be paid in a timely manner (on or about the dates shown) it will be determined that the trees are forfeited and will become the property of Calusa Creek Tree Farm.

www.calusacreek.com

4505 Southwest Kanner Highway • Stuart, FL 34997 • (772) 219-3377 • Fax: (772) 219-3397



The Village of Key Biscayne & C3TS P.A. has the right to inspect there trees anytime within Calusa Creek normal business hours (8:00a.m. to 4:00p.m. Mon.- Fri.) with a 24 hr. notice. Calusa Creek Tree Farm will be happy to submit a written progress report every 60 days if so requested. All plant materials is guaranteed to be well grown and true to name, with recognized Landscapè and Nursery trade tolerances. Calusa Creek's policy is and has always been that we are not responsible for fire, wind, Freeze, adverse weather conditions, vandalism, and néglect by others, acts of God, or any other conditions beyond our control. Should there be a severe storm, hurricane, etc. and a **substantial** amount of trees are blown over, disturbed and/or damaged there may be additional costs to repair the damage. Calusa Creek Tree Farm is confident to supply you with the Highest Quality trees, in the quantities you need, exactly when you need them. If we can assist you in any way please feel free to contact us anytime during normal business hours.

Thank You for the opportunity to submit this contract to you .

Sincerely,

Paul Sojka
General Manager
Interior and International Sales

Don Hardy
South Florida & Caribbean Sales Manager

Accepted by: Village of Key Biscayne & C3TS P.A.

Signature

Print Name

www.calusacreek.com

4505 Southwest Kanner Highway • Stuart, FL, 34997 • (772) 219-3377 • Fax: (772) 219-3397

MARIAN GARDENS TREE FARM

619 W. State Road 50 - Groveland, Florida 34736
Phone: 352-429-1151 • Fax: 352-429-9085



QUOTE

NUMBER: 0009618
DATE: 7/18/2006
EST. SHIP DATE: 9/18/2006

SALESPERSON: F1
CUSTOMER NO: 20-0002894

SOLD TO: SHIP TO:

C3TS (Quotation for)
Coral Gables, FL

Village of Key Biscayne
Crandon Blvd Phase III Improve
Key Biscayne, FL

CONFIRM TO: Richard Blanco, C3TS Ph: 352-429-4151 Fax: 352-429-9085

CUSTOMER P.O. SHIP VIA TO B TERMS

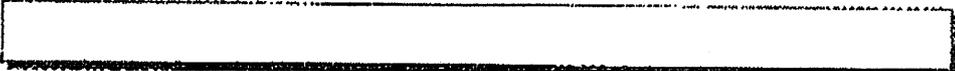
C3TS Quote Whisper Winds COD

ITEM NUMBER UNIT ORDERED SHIPPED BACK ORDER PRICE AMOUNT

DELIVERED PRICING

100-200	EACH	180	0	0	775.00	139,500.00
200g Live Oak						
18-20' x 10-12', 5-6" FL#1						

Pricing is good for 60 days.
Availability is subject to change.



This is not an invoice - PLEASE DO NOT PAY BASED UPON THIS AMOUNT

Net Order: 139,500.00

Sales Tax: 8,420.00

Order Total: 147,920.00



Cherry Lake Farms

Price Quote

July 18, 2006

Company Corzo Castella Carballo Thompson Salman PA
 Street
 City, State
 Phone 305-445-2900
 Fax 305-445-0869

Job Name: Village of Key Biscayne
 Job Location: Crando Boulevard Phase 3
 Att: Richard Blanco
 Start Date:
 Finish Date:

* DENOTES ALTERNATE SUGGESTION

QUANTITY	SIZE	VARIETY; SIZE/SPEC	Delivered Price	TOTAL
180	200g	Live Oak 18-20"x10-12"x5-6"	\$ 1,250.00	\$ 225,000.00
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
GRAND TOTAL				\$ 225,000.00

This quotation is based on Cherry Lake Tree Farm Standard Terms.
 Prices quoted are valid for 30 days from date of quote.
 Items quoted are subject to availability at time of order.
 Order subject to a 25% deposit for delivery beyond 30 days of order.
 Freight is subject to change without notice.

***These are proposed Prices for May of next year. The price may be lower next spring, but we can give that price at the moment.

Thank you for the ability to quote
 Cherry Lake Tree Farm

Danise Matthews
 Sales Representative
 800-429-2171 ext 309
danisa.matthews@cherrylake.com
www.cherrylake.com