VILLAGE OF KEY BISCAYNE

Office of the Village Manager

Village Council
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Jorge E. Mendia, *Vice Mayor*
Michael Davey
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Village Manager
Genaro "Chip" Iglesias

DATE: November 28, 2007

TO: Honorable Mayor and Members of the Village Council

FROM: Genaro "Chip" Iglesias, Village Manager

RE: Dune Restoration Project

RECOMMENDATION
It is recommended that the Village Council authorizes the Village Manager to utilize Miami Dade County's pre-approved vendor list for the purchase, transportation and placement of sand to be used in the Village's Dune Restoration Project.

The project cost is not to exceed $300,000 as per the attached resolution. Funding will be obtained from the capital outlay beach renourishment line item.

BACKGROUND
Due to past hurricanes, the dune areas in front of the Silver Sands Motel and the Ocean Club have been compromised. The dunes need to be restored and enhanced.

On November 14, 2006, Council awarded Coastal Systems International the consulting engineering contract for the Restoration Project.

cc: Randy White, Village Finance Director
David M. Wolpin, Esq., Village Attorney

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MISSION STATEMENT: "TO PROVIDE A SAFE, QUALITY COMMUNITY ENVIRONMENT FOR ALL ISLANDERS THROUGH RESPONSIBLE GOVERNMENT."
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RESOLUTION NO. 2007- _____

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, CONCERNING THE PUBLIC BEACH, SAND DUNE RESTORATION PROJECT (THE "PROJECT"); AUTHORIZING PURCHASE OF SAND AND SAND TRANSPORT AND DELIVERY SERVICES; AND AUTHORIZING PURCHASE OF ADDITIONAL SERVICES CONCERNING PLACEMENT OF SAND FOR IMPLEMENTATION OF THE PROJECT; AUTHORIZING VILLAGE MANAGER TO EXECUTE PURCHASE ORDERS AND RELATED DOCUMENTS AND AGREEMENTS FOR THE PROJECT; AUTHORIZING EXPENDITURE OF FUNDS; AUTHORIZING IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village Council, upon the recommendation of the Village Manager, desires to restore the sand dunes at a portion of the public beach situated in the Village (the "Project") pursuant to the plans prepared by the Project engineer, Coastal Systems International, Inc.; and

WHEREAS, the Village Council finds that the purchase of the sand, the transport of the sand to the public beach site, and the placement of the sand on the public beach for the Project, are in whole or in part, exempt from competitive bidding pursuant to Village Code Section 2-86, as being based upon a bid awarded by Miami-Dade County, and that, in any event, the Council hereby further finds that pursuant to Village Code Section 2-85 competitive bidding is impractical for the Project and does hereby waive competitive bidding for the purchase, transport, delivery and placement of the necessary sand and for related activities for the Project; and

WHEREAS, the Village Council finds that the Project is necessary for the enhancement of the use and enjoyment of the public beach and is in the best interests of the Village.

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. **Capital Project Authorizing Resolution.**

A. That pursuant to Village Charter Section 3.07(b), this Resolution shall constitute a Capital Project Authorizing Resolution. The Capital Project is the implementation of the above described Project at a total cost not to exceed **Three Hundred Thousand ($300,000) Dollars**.

B. That the components of the Project consist of the following:

(1) The purchase of approximately 3,500 cubic yards of sand;

(2) The transport and delivery of all of the purchased sand to the public beach staging area of the Project site; and

(3) The preparation, placement and contouring of sand placed at the dune restoration area of the Project site.

Section 3. **Project Authorized; Transaction Approved.**

A. That the Project is hereby authorized. The Project is further described in the Project Engineer's plans, a copy of which are on file with the Village Clerk.

B. That the Village Council hereby authorizes the Village Manager to provide for the completion of the Project for a cost which is consistent with this Resolution, to be funded from the funding source which is identified in the Village Manager's memorandum which accompanies this Resolution.

C. That the Village Manager is hereby authorized to execute the necessary purchase orders and related documents and agreements for the Project, once approved by the Village Attorney as to form and legal sufficiency.

D. That the Village Manager is authorized to expend Village funds or third party funds obtained for such purpose for the accomplishment of the Project in accordance with Village budget appropriations and this Resolution.

E. That the Village Manager is authorized to take any action which is necessary to implement the Project, including, but not limited to, arranging for the provision of engineer inspections of the Project work by the Project Engineer.

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

PASSED AND ADOPTED this 27th day of November, 2007.

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ROBERT VERNON, MAYOR

ATTEST:

CONCHITA H. ALVAREZ, CMC

_____
VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

_____
Village Attorney

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