

RESOLUTION 78-11-22

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AMENDMENT TO THE CONTRACT WITH M & M ASPHALT MAINTENANCE, INC., D/B/A ALL COUNTY PAVING, FOR THE MAINTENANCE AND REPAIR OF THE TOWN'S STREETS, ROADS, AND SIDEWALKS AND FOR RELATED SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park (Town) is a municipal corporation of the state of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town and M & M Asphalt Maintenance, Inc., D/B/A All County Paving, (Contractor) previously entered into an agreement whereby Contractor agreed to provide services including the maintenance, repair and other services related to the Town's streets (the Agreement); and

WHEREAS, the Agreement provided for a one-year term with an option to extend the Agreement for an additional one-year term at the convenience of the Town; and

WHEREAS, the Contractor has agreed to provide the services as contained in the Agreement based upon the same pricing, terms, and conditions as set forth in the Agreement for an additional one-year term; and

WHEREAS, the Town Manager has recommended to the Town Commission that it should enter into an amendment to the Agreement with the Contractor.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:

Section 1. The whereas clauses are incorporated herein.

Section 2. The mayor is hereby authorized and directed to execute the amendment to the Agreement between the Town and M & M Asphalt Maintenance, Inc., D/B/A All County Paving for an additional one-year term of the Agreement based upon the same conditions and terms contained therein for one year.

Section 3. This Resolution shall take effect immediately upon its execution.

The foregoing Resolution was offered by Vice-Mayor Glas-Castro who moved its adoption. The motion was seconded by Commissioner Michaud and upon being put to a roll call vote, the vote was as follows:

	AYE	NAY
MAYOR MICHAEL O'ROURKE	<u> / </u>	<u> — </u>
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u> / </u>	<u> — </u>
COMMISSIONER JOHN LINDEN	<u> / </u>	<u> — </u>
COMMISSIONER ROGER MICHAUD	<u> / </u>	<u> — </u>
COMMISSIONER MARY BETH TAYLOR	<u> / </u>	<u> — </u>

The Town Commission thereupon declared the foregoing Resolution No. 78-11-22 duly passed and adopted this 2 day of November, 2022.

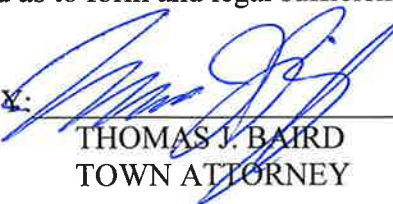
TOWN OF LAKE PARK, FLORIDA

BY: 
MICHAEL O'ROURKE
MAYOR

ATTEST:


VIVIAN MENDEZ
TOWN CLERK

Approved as to form and legal sufficiency:

BY: 
THOMAS J. BAIRD
TOWN ATTORNEY



**FIRST AMENDMENT TO THE AGREEMENT BETWEEN
THE TOWN OF LAKE PARK AND M & M ASPHALT MAINTENANCE, INC., D/B/A
ALL COUNTY PAVING.**

THIS FIRST AMENDMENT to the agreement between the TOWN OF LAKE PARK, a municipal corporation of the State of Florida, 535 Park Avenue, Lake Park, Florida 33403 (the Town), and M & M ASPHALT MAINTENANCE, INC., d/b/a ALL COUNTY PAVING, 1180 SW 10th Street, Delray Beach, FL 33444 (the Contractor) is entered into this 2 day of November, 2022.

RECITALS:

WHEREAS, the Town and Contractor previously entered into an Agreement whereby Contractor is providing certain street maintenance and other related services to the Town; and

WHEREAS, the Agreement provided for a one-year term with an option to extend the Agreement for one additional one-year term at the convenience of the Town; and

WHEREAS, the Town Manager has recommended to the Town Commission that it extend the term of the Agreement by one year from December 1, 2022, through November 30, 2023.

NOW THEREFORE, the Town and Contractor, in consideration of the benefits flowing from each to the other do hereby agree as follows:

Section 1. The whereas clauses are hereby incorporated herein.

Section 2. Amendment of Agreement.

The Town and the Contractor hereby agree to extend the Agreement for Street Maintenance and Other Related Services based upon the same pricing, terms, and conditions contained in the Agreement.

Section 3. This Resolution shall take effect immediately upon its execution.

IN WITNESS WHEREOF, the parties hereto have made and execute this Agreement as of the day and year last execute below.

ATTEST:

TOWN OF LAKE PARK

By: 
Vivian Mendez, Town Clerk

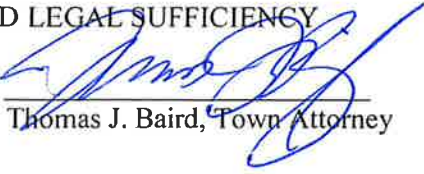
By: 
Michael O'Rourke, Mayor

APPROVED AS TO FORM



AND LEGAL SUFFICIENCY

By:


Thomas J. Baird, Town Attorney

M & M Asphalt Maintenance, Inc., d/b/a
All County Paving:

By: 

Title: Executive Vice President

Jeffrey Callen
Printed Name