

RESOLUTION NO. 48-10-16

A RESOLUTION OF TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AUTHORIZING THE MAYOR TO EXTEND THE EMERGENCY DISASTER DEBRIS MANAGEMENT SERVICES AGREEMENT FOR AN ADDITIONAL ONE-YEAR PERIOD WITH THE SPECIALTY DISASTER MANAGEMENT COMPANY OF PHILLIPS AND JORDAN, INC., TO ASSIST THE TOWN IN REMOVING DEBRIS IN THE EVENT OF A HURRICANE OR DISASTER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida (“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 is empowered to enter into contractual arrangements with public agencies, private corporations or other persons, pursuant to Florida Statutes; and

WHEREAS, the Town may require the services of a debris removal contractor to clear public property and public right-of-ways after a major hurricane or disaster and then haul the debris to an appropriate facility for disposal; and

WHEREAS, the SWA awarded three year contracts that expired on August 20, 2016 to five companies with the condition that the contractors agree that the Agreement constitutes an offer to all State Agencies and Political Subdivisions of the State of Florida under the same terms and conditions, for the same prices and for the same effective period as specified in the Agreement; and

WHEREAS, the Solid Waste Authority Board approved extending these contracts for an additional one (1) year period on August 8, 2016; and

WHEREAS, Phillips and Jordan, Inc. has offered an extension to the Agreement to the Town of Lake Park under the same terms and conditions of the original contract until its new expiration date of August 20, 2017; and

WHEREAS, Town staff has recommended to the Town Commission of the Town of Lake Park, that it is in the best interest of the Town to “piggyback” off of the SWA Agreement No. 13-249 extension, and to have in place a standby agreement with Phillips and Jordan, Inc.

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

Section 1. The foregoing recitals are true and correct findings of fact of the Town Commission of the Town of Lake Park, and are hereby incorporated herein by reference.

Section 2. Phillips and Jordan, Inc. is hereby approved by the Town Commission of the Town of Lake Park to extend hurricane / disaster debris removal, reduction, and disposal services on a standby basis to the Town. The Agreement shall be reviewed as to form and legal sufficiency by the Town Attorney.

Section 3. This Resolution shall take effect immediately upon adoption.

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

	AYE	NAY
MAYOR JAMES DUBOIS	<u>/</u>	—
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>/</u>	—
COMMISSIONER ERIN FLAHERTY	<u>/</u>	—
COMMISSIONER ANNE LYNCH	<u>/</u>	—
COMMISSIONER MICHAEL O'ROURKE	<u>/</u>	—

The Town Commission thereupon declared the foregoing Resolution NO. 48-10-16 duly passed and adopted this 19 day of October, 2016.

TOWN OF LAKE PARK, FLORIDA

BY: [Signature]
JAMES DUBOIS
MAYOR

ATTEST:

[Signature]
VIVIAN MENDEZ
TOWN CLERK



FLORIDA

Approved as to form and legal sufficiency:

BY: [Signature]
THOMAS J BAIRD
TOWN ATTORNEY



September 22, 2016

Town of Lake Park
650 Old Dixie Highway
Lake Park, FL 33403

RE: Mutual Aid Agreement for Hurricane/Disaster Debris Removal, Reduction and Disposal between Solid Waste Authority of Palm Beach County, and Phillips and Jordan, Inc.

Phillips and Jordan, Inc. (P&J) and the Solid Waste Authority of Palm Beach County have executed an amendment to Agreement for Hurricane/Disaster Debris Removal, Reduction and Disposal, Agreement No. 13-249, to extend the term of the Agreement for one additional year, as provided in the Agreement, effective August 21, 2016 through August 20, 2017.

Article 39 (Agreements with other Government Entities) of Agreement No. 13-249 states:

The CONTRACTOR agrees that this Agreement constitutes an offer to all State Agencies and Political Subdivisions of the State of Florida under the same terms and conditions, for the same prices and for the same effective period as specified in this Agreement; should the CONTRACTOR deem it in the best interest of their business to do so.

The Agreement in no way restricts or interferes with any State Agency or Political Subdivision of the State of Florida from re-solicitation.

I would like to offer to the Town of Lake Park, Fla., to extend its agreement with Phillips & Jordan, Inc. per Article 39 of Agreement No. 13-249, as amended, to extend the term from August 21, 2016, through August 20, 2017. This offer is made at the same terms and conditions stated in the referenced agreement.

Please return one fully executed original letter upon acceptance.

Sincerely,
PHILLIPS & JORDAN, INC.

Signature

Dudley Orr / Vice President
Printed Name / Title

Date

ACCEPTED: TOWN OF LAKE PARK, FLA.



Signature

John O. DiAgostino
Printed Name / Title

Town Manager