

RESOLUTION No. 2009-209-1155

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL STEPS NECESSARY TO TERMINATE THAT CERTAIN AGREEMENT WITH THE FIRM OF KEITH AND SCHNARS, P.A., FOR THE BUNCHE PARK, BUNCHE POOL, AND ROLLING OAKS PARK PROJECTS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE

WHEREAS, on November 9, 2005, the City Council in accordance with Resolution No. 2005-149-326, authorized the City Manager to issue a purchase order to Keith and Schnars, P.A. for architectural services, and

WHEREAS, purchase orders were issued for four (4) tasks to be completed at Bunch Park and Pool and Rolling Oaks Park including surveying and geotechnical work, park layouts, completing a conceptual design for each park, and providing full construction documents for bidding, and

WHEREAS, in the four (4) years since the award was made to Keith and Schnars, P.A. the construction documents have not received approval through the Miami Gardens Building Department, and,

WHEREAS, it is Staff's recommendation to terminate the City's current Agreement with Keith and Schnars, P.A. as permitted by the Agreement,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. AUTHORIZATION: The City Council of the City of Miami Gardens hereby authorizes the City Manager to take any and all steps necessary to terminate that certain Agreement with the Firm of Keith and Schnars, P.A. for the Bunche Park and Rolling Oaks Park Projects.

Section 3. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON NOVEMBER 10, 2009.

  
SHIRLEY GIBSON, MAYOR

ATTEST:

  
RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.  
CITY ATTORNEY

SPONSORED BY: DANNY CREW, CITY MANAGER

MOVED BY: Vice Mayor Gilbert  
SECOND BY: Councilwoman Watson

VOTE: 5-0

Mayor Shirley Gibson	<u>  X  </u> (Yes)	<u>    </u> (No)
Vice Mayor Oliver Gilbert, III	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilman Melvin L. Bratton	<u>    </u> (Yes)	<u>    </u> (No) (out of town)
Councilman Aaron Campbell	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilwoman Barbara Watson	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilwoman Sharon Pritchett	<u>    </u> (Yes)	<u>    </u> (No) (out of town)
Councilman André Williams	<u>  X  </u> (Yes)	<u>    </u> (No)



## City of Miami Gardens Agenda Cover Letter

<b>Council Meeting Date:</b>	November 10, 2009		<b>Item Type:</b>	<b>Resolution</b>	<b>Ordinance</b>	<b>Other</b>	
			<i>(Enter X in box)</i>	X			
<b>Fiscal Impact:</b> <i>(Enter X in box)</i>	Yes	No	<b>Ordinance Reading:</b> <i>(Enter X in box)</i>		<b>1<sup>st</sup> Reading</b>		<b>2<sup>nd</sup> Reading</b>
	X		<b>Public Hearing:</b> <i>(Enter X in box)</i>		N/A	N/A	
					Yes	No	Yes
<b>Funding Source:</b>	<b>Capital Projects Fund</b>		<b>Advertising Requirement:</b> <i>(Enter X in box)</i>		Yes		No
						X	
<b>Contract/P.O. Required:</b> <i>(Enter X in box)</i>	Yes	No	<b>RFP/RFQ/Bid #:</b>		<b>08-09-052</b>		
	X						
<b>Sponsor Name</b>	<b>Dr. Danny O. Crew, City Manager</b>		<b>Department:</b>		<b>Capital Improvement Division</b>		

**Short Title:**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL STEPS NECESSARY TO TERMINATE THAT CERTAIN AGREEMENT WITH THE FIRM OF KEITH AND SCHNARS, P.A., FOR THE BUNCHE PARK, BUNCHE POOL, AND ROLLING OAKS PARK PROJECTS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE

**Staff Summary:**

On November 9, 2005, the City Council in accordance with Resolution No: 2005-149-326, authorized the City Manager to issue a Purchase Order to Keith and Schnars, P.A. for Architectural Services relating to the Parks and Recreation Master Plan. It was proposed that Keith and Schnars would complete four (4) tasks at Bunche Park and Pool and Rolling Oaks Park: (1) surveying and geotechnical work, (2) planning the parks layouts through community involvement, (3) completing a conceptual design for each park, and (4) providing full construction documents for bidding. While there has been progress Keith and Schnars has not been able to obtain approval of final construction documents.

**Current Situation:**

Staff is recommending that the City terminate the contract with Keith and Schnars, P.A. Keith and Schnars has already transmitted all of the project documents and digital files for the projects as requested by staff. The

**ITEM J-4) CONSENT AGENDA  
RESOLUTION  
Terminate Agreement w/  
Keith and Schnars, P.A.**

transfer of the digital files will allow the City to move forward with the projects by commissioning another firm to complete the construction documents.

**Proposed Action:**

It is recommended that the City Council approve the attached resolution authorizing the City Manager to terminate the agreement with the firm of Keith and Schnars, P.A. for the Bunche Park, Bunche Pool and Rolling Oaks Park Projects.

**Attachment:**

None.