

RESOLUTION No. 2008-101-788

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING A CHANGE ORDER TO KEITH & SCHNARS, INC., FOR ENVIRONMENTAL CONSULTING SERVICES ASSOCIATED WITH THE CONSTRUCTION OF THE MIAMI GARDENS COMMUNITY CENTER; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City previously hired Keith & Schnars, Inc., to prepare a mitigation plan in order to relocate burrowing owls from the Miami Gardens Community Center property, and

WHEREAS, the City expended the sum of \$40,639.00 for environmental services in this regard in accordance with the City Manager's purchasing authority, and

WHEREAS, it is anticipated that an additional \$20,000.00 will be incurred through the remainder of the current Fiscal Year, and

WHEREAS, this amount will exceed the City Manager's authority, therefore staff is requesting that the City Council authorize a change order,

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 a change order to that certain Agreement between the City of Miami Gardens and Keith & Schnars, Inc., for environmental consulting services relating to the burrowing owl mitigation plan at the Miami Gardens Community Center.

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 MAY 28, 2008.

  
SHIRLEY GIBSON, MAYOR

ATTEST:

  
RONETTA TAYLOR, CMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.  
City Attorney

SPONSORED By: DANNY CREW, CITY MANAGER

MOVED BY: Councilman Gilbert  
SECOND BY: Councilman Bratton

VOTE: 7-0

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

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# City of Miami Gardens

1515-200 NW 167<sup>th</sup> Street  
Miami Gardens, Florida 33169



Mayor Shirley Gibson  
Vice Mayor Barbara Watson  
Councilman Melvin L. Bratton  
Councilman Aaron Campbell Jr.  
Councilwoman Sharon Pritchett  
Councilman Oliver G. Gilbert, III  
Councilman André Williams

## Agenda Cover Page

Date: **May 28, 2008**

Fiscal Impact: No  Yes

(If yes, explain in Staff Summary)

Funding Source:

Contract/P.O. Requirement: Yes  No

Sponsor Name/Department:

**Antranette Pierre, Capital Projects**

Public hearing

Ordinance

1st Reading

Advertising requirement: Yes No

RFP/RFQ/Bid #

Quasi-Judicial

Resolution

2nd Reading

## Title

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING A CHANGE ORDER TO KEITH & SCHNARS, INC., FOR ENVIRONMENTAL CONSULTING SERVICES ASSOCIATED WITH THE CONSTRUCTION OF THE MIAMI GARDENS COMMUNITY CENTER; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

## Staff Summary

In the Fall of 2006, as the City was preparing to issue a bid for construction services for the Miami Gardens Community Center (formerly known as the Carol City Community Center), staff observed the existence of burrowing owls, at the site. The City hired an environmentalist from Keith & Schnars, Inc. to prepare a mitigation plan in order to obtain permit approval from the Florida Fish and Wildlife Commission (FFWC) to relocate the owls to the northwest quadrant of the site during the non-peak nesting season. That approval was obtained January 22, 2007 with compliance requirements specifying the collapse of inactive burrows and relocation to the designated area, additional ongoing monitoring and reporting back to FFWC the progress of the mitigation.

This additional requirement of monitoring and reporting to the FFWC resulted in Keith & Schnars performing additional services that extended beyond the scope and timeline of the original work order. Since that time, the City has expended \$40,639 for

environmental services; an additional \$20,000 is anticipated throughout the remainder of the fiscal year. This estimated expense will exceed the Manager's authority; therefore, the City is requesting the authorization to issue a change order in the amount of \$20,000, thereby making the total expenditure \$60,639 to Keith & Schnars, Inc for owl mitigation services.

**RECOMMENDATION:**

It is recommended that City Council approve the attached resolution authorizing the issuance of a change order for \$20,000 to Keith & Schnars for environmental consulting services for the continued execution of the burrowing owl mitigation plan.