

RESOLUTION NO. 2016-50

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AN AGREEMENT WITH COASTAL SYSTEMS INTERNATIONAL, INC., UNDER THE PIGGYBACK PURCHASE PROVISION, PURSUANT TO SECTION 36.25(J) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES, FOR THE PURPOSE OF PROVIDING ENVIRONMENTAL CONSULTING SERVICES RELATIVE TO THE PROPOSED NORTH BAY VILLAGE BOARDWALK AND DOCK PROJECT (SPECIFICALLY, FIELD DATA COLLECTION, PERMIT SKETCHES, AND ASSOCIATED MEETINGS) AT AN AMOUNT NOT TO EXCEED \$40,000; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE ANY REQUIRED AGREEMENT; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODCED BY VILLAGE MANAGER FRANK K. ROLLASON)

WHEREAS, North Bay Village has expressed its intent to develop an Over-the-Water Boardwalk on the north side of the Kennedy Causeway on Treasure Island through Resolution No. 2015-010A adopted on January 13, 2015; and

WHEREAS, North Bay Village accepted a donation from B Developments to fund the cost of developing initial conceptual design plans for said Boardwalk; and

WHEREAS, the Village has approved certain requests for development under the Bay View Overlay (BVO) District Regulations for mixed-use residential and commercial buildings on the north side of Kennedy Causeway within Treasure Island abutting the area of the proposed boardwalk; and

WHEREAS, developers and residents, alike, recognize that the construction of the public boardwalk will provide free increased access to the waterfront of the Biscayne Bay Aquatic Preserve to all, as well as result in commercial vitality for North Bay Village businesses; and

WHEREAS, the State Department of Environmental Protection issued a letter to the Village on February 3, 2012, expressing their interpretation of the proposed project: "it appears that [the project] may be deemed a public necessity pursuant to Section 18-18.004(22), F.A.C. – which said projects are considered to meet the extreme hardship provisions of the rule"; and

WHEREAS, the Village Manager, with staff, along with legal counsel and representatives from State Representative David Richardson’s office, Coastal Systems International, Inc., and B Developments met with the Program Administrator for the Office of Submerged Lands & Environmental Resources Coordination of the Florida Department of Environmental Protection on November 16, 2015, in Tallahassee to further present the project and conceptual designs prepared by Coastal Systems International, Inc.; and

WHEREAS, as a result of the November 16, 2015 meeting with DEP in Tallahassee, DEP issued a letter to North Bay Village on April 4, 2016, re-enforcing the February 3, 2012 letter, and further “authorizing” the Village to move forward on the due diligence necessary to complete the process of a formal application to DEP for the project; and

WHEREAS, it is the desire of the Village Administration to continue the process by engaging Coastal Systems International, Inc, by piggybacking on the above stated City of West Palm Beach Contract, which was duly competitively bid via their RFQ No. 13-14-403 and awarded to Coastal on October 23, 2013; and

WHEREAS, pursuant to Section 36.25(J) of the Village Code of Ordinances, the Village Manager is authorized to waive the competitive bidding process, when he determines that the purchase meets acceptability criteria and the supplier has been selected in a competitive bidding process within the last 36-month period by another governmental entity or public agency.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above Recitals are true and correct and incorporated herein by reference.

Section 2. Funding. Initial funding for this authorization shall be provided from Parks Open Spaces Impact Fees. The Village has also applied for a \$100,000 matching FIND Grant for complete design/permitting phase of the Boardwalk Project. Results of that application will not be known until late in 2016/early 2017.

Section 3. Authorization of Village Official: The Village Manager is hereby authorized to enter into an agreement with Coastal Systems, International, Inc., under the Piggyback purchase provision, pursuant to Section 36.25(J) of the North Bay Village Code of Ordinances, for the purpose of providing Environmental Consulting Services relative to the proposed Boardwalk and Dock Project on the north side of the Kennedy Causeway in Treasure Island, at a cost not to exceed \$40,000.00.

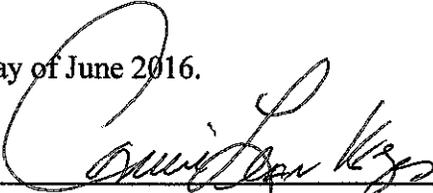
Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by Vice Mayor Jorge Gonzalez, seconded by Mayor Connie Leon-Kreps.

FINAL VOTE ADOPTION:

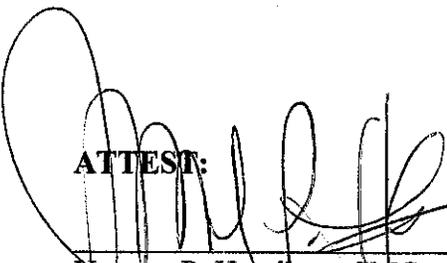
Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

PASSED AND ADOPTED this 14th day of June 2016.



Connie Leon-Kreps, Mayor

ATTEST:



Yvonne P. Hamilton, CMC
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF
NORTH BAY VILLAGE:**



Robert L. Switkes & Associates, P.A.
Village Attorney

North Bay Village Resolution: Coastal Systems, International, Inc.-Boardwalk and Dock Project-Environmental Consulting Services.