

RESOLUTION NO. 2019- 2650

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AGREEMENTS WITH CYCLONE SOCCER MIAMI, INC. FOR THE TOWN'S YOUTH INSTRUCTIONAL SOCCER AND COMPETITIVE SOCCER PROGRAMS; APPROVING AN AGREEMENT WITH GM SPORTS TENNIS, LLC FOR THE TOWN'S YOUTH TENNIS PROGRAM; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 3-13(2) OF THE TOWN CODE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Surfside (the "Town") Parks and Recreation Department has historically contracted with coaches and instructors for the Town's youth sports program participants; and

WHEREAS, Cyclone Soccer Miami, Inc. ("Cyclone") has agreed to conduct the Town's youth instructional soccer and competitive soccer programs (the "Soccer Programs") pursuant to the Contractual Services Agreements attached hereto as Exhibits "A" and "B," respectively (collectively, the "Soccer Agreements"); and

WHEREAS, GM Sports Tennis, LLC ("GM Sports") has agreed to conduct the Town's youth tennis program (the "Tennis Program") pursuant to the Contractual Services Agreement attached hereto as Exhibit "C" (the "Tennis Agreement"); and

WHEREAS, Section 3-13(2) of the Town Code of Ordinances (the "Code") provides that contracts for professional services, except for those contracts of more than \$8,500 for professional services governed by Section 287.055, Florida Statutes (the Consultants' Competitive Negotiations Act), are exempt from the competitive bidding procedures of Chapter 3 of the Town Code; and

WHEREAS, the Town Commission finds that the services provided by Cyclone and GM Sports are exempt from competitive bidding pursuant to Section 3-13(2) of the Town Code and wishes to approve the Soccer Agreements with Cyclone and Tennis Agreement with GM Sports in substantially the form attached hereto as Exhibits “A,” “B,” and “C”; and

WHEREAS, the Town Commission finds that this Resolution is in the best interest and welfare of the residents of the Town.

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

Section 1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. **Approval.** That the Town Commission hereby approves the Soccer Agreements with Cyclone and the Tennis Agreement with GM Sports in substantially the form attached hereto as Exhibits “A,” “B,” and “C”.

Section 3. **Implementation.** That the Town Commission hereby authorizes the Town Manager to execute the Soccer Agreements with Cyclone and Tennis Agreement with GM Sports, together with such non-substantive changes as may be approved by the Town Manager subject to approval by the Town Attorney as to form and legality, and to take any action which is reasonably necessary to implement the purpose of this Resolution.

Section 4. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED on this 10th day of December, 2019.

Moved By: Commissioner Karukin
Second By: Vice Mayor Gielchinsky

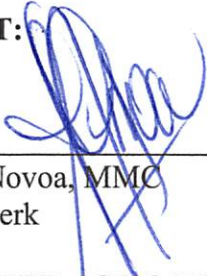
FINAL VOTE ON ADOPTION

Commissioner Barry Cohen	<u>Yes</u>
Commissioner Michael Karukin	<u>Yes</u>
Commissioner Tina Paul	<u>Yes</u>
Vice Mayor Daniel Gielchinsky	<u>Yes</u>
Mayor Daniel Dietch	<u>Yes</u>



Daniel Dietch
Mayor

ATTEST:



Sandra Novoa, MMC
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**



Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney