

**RESOLUTION NO. 2019- 2651**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH ARBAB ENGINEERING INCORPORATED FOR STRUCTURAL PLAN REVIEW SERVICES; 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”) wishes to engage a structural plans examiner to perform structural plan reviews (the “Services”) as part of the operations of the Building Department; and

**WHEREAS**, Arbab Engineering Incorporated (the “Consultant”) has agreed to perform the Services pursuant to the Professional Services Agreement attached hereto as Exhibit “A” (the “Agreement”) and in accordance with the Proposal attached as Exhibit “A” to the 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 are exempt from competitive bidding pursuant to Section 3-13(2) of the Town Code and wishes to approve the Agreement in substantially form attached hereto as Exhibit “A” with the Consultant; 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 Agreement with the Consultant.

**Section 3. Implementation.** That the Town Commission hereby authorizes the Town Manager to execute the Agreement, 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 10<sup>th</sup> 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>

**ATTEST:**

  
\_\_\_\_\_  
Sandra Novoa, MMC  
Town Clerk

  
\_\_\_\_\_  
Daniel Dietch  
Mayor



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

A handwritten signature in blue ink, appearing to read "Lauyo", is written over a horizontal line.

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