

RESOLUTION NO. 2012-48

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; AUTHORIZING THE VILLAGE MANAGER TO EXTEND THE SERVICES OF ROSS GIS CONSULTING, INC. FOR ONE (1) YEAR, TO PROVIDE GEOGRAPHIC INFORMATION SERVICES (GIS) TO THE VILLAGE OF PALMETTO BAY AT AN ESTIMATED ANNUAL COST OF \$9,000; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, ongoing development of the Village's Geographic Information Services (GIS) system created the capability of producing high quality maps displaying property information at the parcel level to include such data as zoning, land use, streets, addresses, flood zones, storm water drainage, street signs, light poles, and locations of water and sewer lines for all parcels within the Village; and,

WHEREAS, it was desirous to continue the development and maintenance of the Village's GIS by securing an agreement with an individual and/or firm to provide GIS professional services to the Village; and,

WHEREAS, the Village advertised the issuance of a Request for Proposals (RFP) for GIS Professional Services (#08-PZ-01) on June 13th, 2008, soliciting interest from among qualified and experienced individuals and/or firms to submit proposals by July 15th, 2008; and,

WHEREAS, The scope of services to be provided by the consultant chosen included i) ongoing maintenance to the current system and, ii) development of additional GIS applications; and,

WHEREAS, on September 8, 2008, the Village considered the respondents to the RFP and selected Ross GIS Consulting Inc. (Resolution No. 08-74) to provide said Geographic Consulting Services to the Village for a period of three (3) years, with two (2) additional one (1) year options to extend; and,

WHEREAS, the first three (3) years of the contract ended September 8, 2011; and,

WHEREAS, on July 11, 2011, pursuant to Resolution No. 2011-47, the Mayor and Village Council granted the first of the one year extensions to the contract; and,

WHEREAS, Ross GIS Consulting, Inc., is eligible for one (1) more optional contract extension; and,

WHEREAS, Ross GIS Consulting, Inc., has provided competent and consistent GIS services to the Village, and approval of the remaining one (1) year extended contract option would be appropriate in light of said service; and,

WHEREAS, the contract provides for a minimum of 10 hours of GIS services per month at a cost of \$750 a month or \$9,000 a year, with every hour thereafter billed at a rate of \$75 respectively; and,

WHEREAS, Funds have been budgeted in the Department of Planning and Zoning for GIS Services.

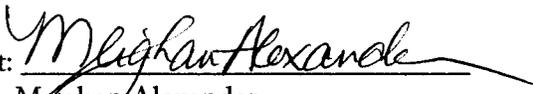
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are included herein by reference.

Section 2. In accordance with Resolution No. 08-74, the contract between Ross GIS Consulting, Inc., and the Village of Palmetto Bay, is hereby extended for a final one (1) year. The Village shall proceed with public procurement thereafter.

Section 3. This Resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 4th day of June, 2012.

Attest: 
Meghan Alexander
Village Clerk


Shelley Stanczyk
Mayor

APPROVED AS TO FORM:


Eve A. Boutsis
Village Attorney

FINAL VOTE ADOPTION:

Council Member Patrick Fiore	<u>YES</u>
Council Member Howard Tendrich	<u>YES</u>
Council Member Joan Lindsay	<u>YES</u>
Vice-Mayor Brian Pariser	<u>YES</u>
Mayor Shelley Stanczyk	<u>YES</u>

FIRST ADDENDUM TO AGREEMENT

THIS FIRST ADDENDUM is dated and approved this ____ day of June, 2012, agreement between the Village of Palmetto Bay (“Village”) and Ross GIS Consulting Inc. (“contractor”).

WHEREAS, September 8, 2008, the Village considered the respondents to the RFP and selected Ross GIS Consulting Inc. (Resolution No. 08-74) to provide said Geographic Consulting Services to the Village for a period of three (3) years, with two (2) additional one (1) year options to extend;

WHEREAS, the first three (3) years of the contract ended September 8, 2011; and,

WHEREAS, on July 11, 2011, pursuant to Resolution No. 2011-47, the Mayor and Village Council granted the first of the one year extensions to the contract; and,

WHEREAS, Ross GIS Consulting, Inc., is eligible for one (1) more optional contract extension; and,

WHEREAS, Ross GIS Consulting, Inc., has provided competent and consistent GIS services to the Village, and approval of the remaining one (1) year extended contract option would be appropriate in light of said service; and,

WHEREAS, the contract provides for a minimum of 10 hours of GIS services per month at a cost of \$750 a month or \$9,000 a year, with every hour thereafter billed at a rate of \$75 respectively; and,

WHEREAS, the purpose of this first addendum to the agreement is to extend the length of the underlying agreement as provided therein for a one year term, which agreement is attached hereto as exhibit 1.

NOW THEREFORE, in consideration of the sum of \$10.00, the mutual promises and covenants contained in this first addendum, and for other good and valuable consideration, the receipt and legal sufficiency of which is acknowledged by both parties, the parties agree as follows:

1. **WHEREAS CLAUSES:** The above whereas clauses are incorporated and made a part of this first addendum to the underlying agreement and approving resolution, which agreement is incorporated by reference and attached as exhibit 1.

2. **ENTIRE AGREEMENT:** This first addendum to the September 8, 2008 agreement when signed by all of the parties constitutes the full and complete understanding by and between the parties and integrates by its terms and all previous contracts or understandings, oral or written, between the parties. In the event of any conflict, the terms of this first addendum will govern over the provisions of any incorporated documents. Listed below are the sections of the agreement which are being revised, and/or supplemented by this first addendum:

3. **TERM.** The contract is extended for a one-year term, as provided under section III, Term of Agreement; Effective Date, of the underlying September 8, 2008 agreement. All other terms and conditions remain unchanged. In accordance with Resolution No. 08-74, the contract between Ross GIS Consulting, Inc., and the Village of Palmetto Bay, is extended for a final one (1) year. The Village shall proceed with public procurement thereafter.

4. **SEVERABILITY:** Should any section or any part of any section of this first addendum be rendered void, invalid or unenforceable by any court of law, for any reason, the determination shall not render void, invalid or unenforceable any other section or part of any section of this first addendum.

5. **WARRANTY OF AUTHORITY:** The signatories to this first addendum warrant that they are duly authorized by action of their respective Village council, board of directors or other authorized entity to execute this first addendum and to bind the parties to the promises, terms, conditions and warranties contained in this first addendum.

6. **MISCELLANEOUS PROVISION:** In the event a court must interpret any word or provision of this first addendum, the word or provision shall not be construed against either party by reason of drafting or negotiating this first addendum.

IN WITNESS WHEREOF, the parties to this first addendum, acting through their duly authorized officers, have executed this first addendum to the agreement as of the date first written above.

VILLAGE OF PALMETTO BAY,

**ROSS GIS CONSULTING
INC.**

By: _____
Ron E. Williams
Village Manager

By: _____
Matt Ross
President

Approved as to form:

By: _____
Eve A. Boutsis,
Office of Village Attorney