

RESOLUTION NO. 109-11-26

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, APPROVING A SECOND AMENDMENT TO THE AGREEMENT WITH CHRIS WAYNE & ASSOCIATES, INC. FOR THE PROVISION OF LANDSCAPE MAINTENANCE SERVICES AT THE LAKE PARK HARBOR MARINA; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida ("Town") is a municipal corporation of the State of Florida with such powers as have been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town is empowered to enter into agreements for goods and services necessary to maintain and improve public facilities, infrastructure, and operations; and

WHEREAS, on October 1, 2022, the Town entered into an agreement with Chris Wayne & Associates, Inc. (CWA), wherein CWA agreed to provide landscape services at the Lake Park Harbor Marina pursuant to RFP No. 104-2022 for a term of three years (the Agreement) , expiring on September 30, 2025; and

WHEREAS, the Agreement provided an option for the Town to renew the Agreement for three, one-year terms; and

WHEREAS, the Town Commission exercised the first option to extend the Agreement for an additional year and voted to authorize and directed the mayor to execute a First Amendment to the Agreement on September 17, 2025, extending the Agreement to September 30, 2026; and

WHEREAS, although the Agreement expired on September 30, 2026, but CWA continued to provide services and the town staff paid for the services after September 30, 2026 as though the second option to the Agreement had been exercised before its expiration on September 30, 2026; and

WHEREAS, notwithstanding the Agreement's expiration and the failure to present to the Town Commission a second option to extend the Agreement before September 30, 2026, the town staff is now requesting that the Town Commission consider exercise a second option to amend the Agreement to September 30, 2027; and

WHEREAS, notwithstanding the expiration of the Agreement, the Contractor has continued to provide landscape maintenance services and agrees to continue providing the landscape maintenance services specified under the Agreement for an additional year, commencing upon the parties execution of the Second Amendment to the Agreement.

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

Section 1. The foregoing recitals are true and correct and are incorporated herein.

Section 2. The Town Commission hereby approves the Second Amendment to the Agreement with Chris Wayne & Associates, Inc. for landscape maintenance services at the Lake Park Harbor Marina for a term commencing upon the parties' execution of the Second Amendment, and continuing through September 30, 2027. The Town agrees to pay \$43,810.00 for the term. Other than the term and pricing, all other terms of the Agreement shall remain effective.

Section 3. The mayor is authorized to execute this Second Amendment to the Agreement, a copy of which is incorporated herein by reference as Exhibit "A."

Section 4. This resolution shall take effect immediately upon execution.

PASSED AND ADOPTED this ____ day of _____, 2026.

ATTEST:

Town Clerk

TOWN OF LAKE PARK, FLORIDA

BY: _____
Roger Michaud, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Thomas J. Baird, Town Attorney