RESOLUTION NO. 2023

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING AN INCREASE IN EXPENDITURE WITH C.A.P GOVERNMENT FOR BUSINESS LICENSE CONSULTING & FIELD SERVICES; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 166, *Florida Statutes* and Section 1.4 of the Charter of the City of North Miami Beach ("City"), the City shall have all available governmental, corporate, and proprietary powers and may exercise them except when prohibited by law; and

WHEREAS, Section 3-4.3 of the City Code allows for the use of other governmental entities' contracts upon a determination that the supplies, materials, equipment or contractual services needed by the City were purchased using solicitation procedures which are substantially equivalent to the City's Purchasing Guidelines. The City of Miami Beach issued and award RFQ-2019-050-WG for "Plans Review and Building Inspection Services" to C.A.P Government. The initial term of the C.A.P Government agreement was effective October 7, 2019, through October 6, 2022, with the option to renew for two (2) additional one (1) year periods; and

WHEREAS, the City would like to continue use of this agreement for business license consulting and field services to include inspectors and field staff to fulfill the City's Business Tax Receipt requirements for unlicensed, new and active business operating within the City; and

WHEREAS, an increased expenditure of $48,800 will ensure the proper inspections and fieldwork necessary to carry out the City's Business Tax Receipt requirements. The inspections and field work are anticipated for immediate start to remain compliant; and

WHEREAS, Section 3-3.20 of the Code requires that change orders exceeding 10% or $50,000.00, whichever is less, shall be approved by the City Commission; and

WHEREAS, the Mayor and City Commission determine it is in the best interests of the City to increase the previously approved C.A.P Government purchase amount by $48,800, thereby amending the C.A.P Government agreement in a total amended expenditure of $98,800.00, for business license consulting and field services to fulfill the City's Business Tax Receipt requirements.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Commission of the City of North Miami Beach, Florida, that:

Section 1. The foregoing whereas clauses are true and correct and adopted as the legislative and administrative findings of the City Commission and made a specific part of this Resolution; all exhibits attached hereto are made a specific part of this Resolution.

Section 2. The City authorizes the City Manager or designee to expand the previously approved C.A.P Government purchase amount by $48,800, thereby amending the C.A.P Government agreement in a total amended expenditure of $98,800.00, for business license consulting and field services to fulfill the City's Business Tax Receipt requirements.

Section 3. The City Manager or designee is authorized to do all things necessary to effectuate this Resolution.

Section 4. All Resolutions or parts of Resolutions in conflict with this Resolution are repealed to the extent of such conflict.

Section 5. Any scrivener or typographical errors that do not affect intent may be corrected with notice to, and the authorization of the City Attorney and City Manager without further process.

Section 6. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given affect without the invalid provision or application, and to this end the provisions of this Resolution are declared to be severable.

Section 7. This Resolution shall take effect immediately upon adoption.

APPROVED AND ADOPTED by the City of North Miami Beach City Commission at the regular meeting assembled this **20th day of June 2023**.

ATTEST:

ANDRISE BERNARD, MMC
CITY CLERK

ANTHONY F. DEFILLIPO
MAYOR

(CITY SEAL)

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE CITY OF NORTH MIAMI BEACH ONLY:

JOHN R. HERIN, JR.
CITY ATTORNEY

Sponsored by: Mayor & Commission