

Resolution No. R-08-2020

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF KENSINGTON TO ACCEPT PROGRAM OPEN SPACE GRANT POS# 7107-15-715 AND TO OVERRIDE THE BID PROCESS TO AUTHORIZE A CONTRACT WITH JOHN SHORB LANDSCAPING, INC., FOR THE REMOVAL AND DISPOSAL OF AN EXISTING PERGOLA, EXISTING CONCRETE, AND EXISTING MULCH PATH; AND INSTALLATION AND CONSTRUCTION OF A REPLACEMENT PERGOLA, BOARD WALK AND BRICK PATH, AND PROVISION AND INSTALLATION OF TWO BENCHES, IN CLUM-KENNEDY PARK.

Whereas, the Town applied for a Program Open Space grant with the Department of Natural Resources POS# 7107-15-715 ("Grant") with the State of Maryland for garden and brick pathway improvements at Clum-Kennedy Park; and

Whereas, the Town solicited John Shorb Landscaping, Inc., for a proposal to provide the garden and brick pathway improvements; and

Whereas, the Board of Public Works approved the Town's Grant application on August 12, 2020 in the amount of \$43,727.00; and

Whereas, John Shorb Landscaping, Inc., proposed a total cost of \$58,302.00, of which seventy-five percent (75%) would be paid by the Grant ("Services"); and

Whereas, Section 2-404, "Awarding of Bids", of the Town Code authorizes the Mayor and Council, by extra-majority vote, (defined as one more than a majority of those present and voting) to bypass any or all bid procedure steps in cases which warrant such action; and

Whereas, the Mayor and Council have determined that bypassing the bidding requirements is warranted, and that is it in the public interest to authorize the Town Manager to accept the Grant and enter into a contract for the Services with John Shorb Landscaping, LLC., in substantially the form attached.

Now Therefore Be It Resolved by the Mayor and Council of Town of Kensington that the the Program Open Space Grant POS#7107-15-715 funding in the amount of \$43,727.00 be and it is hereby accepted; and

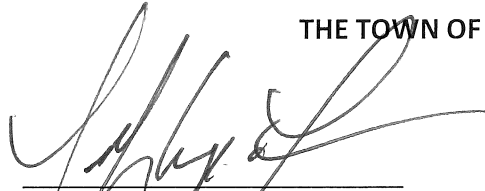
Be It Further Resolved that the Mayor and Council of the Town of Kensington authorize the Town Manager to enter into a contract for the Services with John Shorb Landscaping, LLC., in an amount not to exceed \$58,302.00, in substantially the form attached.

Adopted by the Town Council this 14th day of September, 2020.

Effective this 14th day of September, 2020.

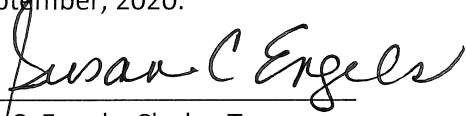
ATTEST:

THE TOWN OF KENSINGTON



Tracey C. Furman, Mayor

THIS IS TO CERTIFY that the foregoing Resolution was adopted by the Town Council in public meeting assembled on the 14th day of September, 2020.

By: 

Susan C. Engels, Clerk – Treasurer