



**CITY OF DORAL
COUNCIL MEETING MEMORANDUM
OFFICE OF THE CITY ATTORNEY**

ITEM TITLE:

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING AN AGREEMENT WITH M2E FOR EXPERT SERVICES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE

DEPARTMENT RECOMMENDATION:

Approval

BRIEF HISTORY:

In the year 2017, the City of Doral (the "City") completed construction and opened Legacy Park, located at 11400 N.W. 82 Street, Doral, Florida ("Legacy Park"). A key feature of Legacy Park are its baseball fields. Due to defects in the design and, or construction, the baseball fields and other areas of the park are subject to constant flooding. As a result, the City has been involved in litigation with baseball field's designer and contractor, See *Acosta v. Biltmore*, Case No. 2018-020135 CA 01.

After years of litigation, the City desires to explore correcting the fields while it continues to pursue its claims in Circuit Court. A first step in achieving this is to have an independent expert assess the flaws in the baseball field's design and construction, and provide mitigation options. Additionally, this expert will also serve as the City's expert in the litigation.

The City has received a proposal from M2E, a known expert in the area of sport field design and construction, and who has provided a work proposal in the amount of Fifty Eight Thousand, Four Hundred Thirty Two Dollars and 00/100 (\$58,432.00). A true and correct copy of M2E scope of services and estimate is attached hereto as Exhibit "A."

The City Attorney's Office believes that an agreement with M2E for consulting services and to serve as an expert in the litigation is in the best interest of the City.

LEGISLATIVE ACTION: (IF APPLICABLE)

Date:	Resolution/Ordinance No.	Comments

FINANCIAL INFORMATION: (IF APPLICABLE)

No.	Amount	Account No.	Source of Funds
1.	\$58,432.00		Budgeted Funds
2.			
Fiscal Impact Statement: The proposed item has a fiscal impact on revenues of \$58,432.00			

STRATEGIC PLAN ALIGNMENT:

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ATTACHMENT(S):

- A. Memorandum
- B. Resolution
- C. Scope of Services (Exhibit "A")