

**RESOLUTION NO. 2026-3496**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE PURCHASE AND DELIVERY OF LIVING SEA WALL TILES; FINDING THAT THE PURCHASE IS EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 3-13(6) OF THE TOWN CODE AS A SOLE SOURCE PROVIDER PROCUREMENT; AUTHORIZING THE TOWN MANAGER TO ENTER INTO A PURCHASE ORDER FOR SUCH TILES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Surfside (Town") seeks to purchase living sea wall tiles, including delivery, ("Tiles") relating to a living seawall project at 96<sup>th</sup> Street Park; and

**WHEREAS**, the Town Commission has previously authorized an amount not to exceed \$118,254 for the purchase of the Tiles, delivery, permits, and installation from KIND Designs, Inc. DBA Mighty Seawall, Inc. ("Vendor"); and

**WHEREAS**, subsequent negotiations led Town Administration to limit the purchase from the Vendor to only the Tiles, including delivery; and

**WHEREAS**, pursuant to Section 3-13(6) of the Town's Code, supplies available from a sole source provider may be exempted from competitive bidding upon the filing of a written request by a department head to the town manager outlining the conditions and circumstances involved, after conducting a good faith review of available sources; and

**WHEREAS**, the Public Works Director has filed the written request with the Town Manager; and

**WHEREAS**, the Vendor has provided a Proposal attached hereto as Exhibit "A" to provide the Tiles, including delivery, to the Town in an amount not to exceed \$76,034.00 ("Proposal");

**WHEREAS**, the Town now wishes to authorize the Town Manager to purchase the

Tiles, including delivery, and enter into a Purchase Order with the Vendor in substantially the form attached hereto as Exhibit "A"; and

**WHEREAS**, the Town Commission finds that purchase of the Tiles and delivery is in the best interest and welfare of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Purchase of Tiles and Delivery Approved: Exemption from Competitive Bidding.** The purchase of the Tiles including delivery from the Vendor is hereby approved as of the Effective Date. The Town Commission finds that pursuant to Section 3-13(6) of the Town's Code, the purchase of the Tiles is exempt from competitive bidding. The Contract, in substantially the same form attached hereto as Exhibit "A," is hereby approved, and the Town Manager is authorized to execute a Purchase Order for the Tiles in substantially the same form attached hereto as Exhibit "A."

**Section 3. Implementation.** The Town Manager is hereby authorized to take any and all necessary or further action to execute and the purchase of the Tiles including delivery and the purposes of this Resolution.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon adoption and as of the Effective Date.

**PASSED AND ADOPTED** on this 10<sup>th</sup> day of March, 2026.

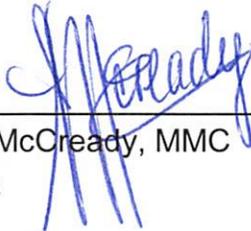
Motion By: Commissioner Vildostegui

Second By: Commissioner Coto

**FINAL VOTE ON ADOPTION:**

Commissioner Ruben A. Coto	<u>Yes</u>
Commissioner Nelly Velasquez	<u>No</u>
Commissioner Gerardo Vildostegui	<u>Yes</u>
Vice Mayor Tina Paul	<u>Yes</u>
Mayor Charles W. Burkett	<u>Absent</u>

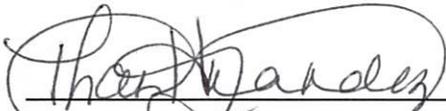
**Attest:**

  
\_\_\_\_\_  
Sandra N. McCreedy, MMC  
Town Clerk



  
\_\_\_\_\_  
Charles W. Burkett, Mayor

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY:**

  
\_\_\_\_\_  
Thais Hernandez, Town Attorney

# Kind Designs

3007 NW South River Dr  
Miami, FL 33142  
(248) 934-7423  
hello@kinddesigns.com



## Estimate

### ADDRESS

Andre Eugent  
Town of Surfside  
9293 Harding Avenue  
Surfside, Florida 33154

### DATE

02/27/2026

### EXPIRATION DATE

05/26/2026

### PROJECT TITLE

96th St Park

ITEM	PRODUCT/SERVICE	DESCRIPTION	QTY	UNIT PRICE	TOTAL PRICE
	3D-Printed Living Seawall Tiles™	Tile Dimensions: 12" H x 23.5" W x 4" D Panel Design: TBD Includes reinforcement and fabrication per design details	456	150.00	68,400.00T
	Delivery	50 ft Truck , Weight capacity: 44,000 lbs  *50ft flatbed trucks are quoted as standard. If the shipping destination cannot receive a 50ft flatbed truck, delivery will be re-quoted and invoiced accordingly.	2	600.00	1,200.00
	Engineering & Design	Custom Design Package Deposit  We are pleased to offer a custom design (Sea Turtle Tiles) by harnessing the power of advanced 3D-printing technology to turn your project vision into a reality.  As part of our custom design package we require an upfront deposit to cover engineering, design, and labor. This deposit is 5% of the expected total materials cost.  This deposit will be credited towards the total purchase price of the final product. This deposit is non-refundable.	1	2,280.00	2,280.00

Kind Design's standard terms and conditions will govern the agreement between Kind Designs and the buyer.

SUBTOTAL 71,880.00

TAX 4,154.00

TOTAL **\$76,034.00**

### Payment Method

Bank transfer to our account listed on the final invoice, or payment via Quickbooks. If payment is with a credit card a 3% processing fee will be added.

### Payment Terms

KD will invoice 50% at customer confirmation to begin manufacturing and the remaining 50% when the order is ready for pickup\*

\*If production is substantially completed (over 60 days after order confirmation) and the customer requests delivery to be delayed, the seller reserves the right to invoice the value of the completed portion of the order, less any amounts already paid.

**Lead Time: 40 days\***

**\*Manufacturing will not begin until payment has been received. If payment is delayed, lead time has the possibility of changing**

**Accepted By**

**Accepted Date**