

**RESOLUTION NO. 16-1391**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING CONTRACT 2015-43 FOR BUS DRIVER SERVICES WITH MV CONTRACT TRANSPORTATION, INC. TO PROVIDE FOR A TEMPORARY 90 DAY CONTRACT EXTENSION; WAIVING THE COMPETITIVE PROCUREMENT BIDDING PROCESS; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AMENDMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (“Town”) entered into an Agreement for Circulator Bus and On-Demand Transportation Services with MV Contract Transportation, Inc. (“Contract”) pursuant to Resolution No. 15-1299; and

**WHEREAS**, the initial term of the Contract began on August 1, 2016 for a period of six months with an option to renew for six additional months;

**WHEREAS**, the term of the Contract, including the executed option, ends on July 31, 2016; and

**WHEREAS**, given the need to continue the Town’s circulator bus services and on-demand transportation services without interruption, the Town Manager recommends a ninety (90) day contract extension in order to allow time for issuance of a formal solicitation and contract award; and

**WHEREAS**, Section 5(d) of Town of Miami Lakes Ordinance 12-142 (“the Town’s Procurement Ordinance”) authorizes the Town Manager to request authorization from the Town Council to waive the requirements of Section 5 of the Town’s Procurement Ordinance where the Town Manager has made a written recommendation where, based on specific circumstances, it is not practical to comply with the requirements of Section 5 of the Town’s Procurement Ordinance for a specific solicitation; and

**WHEREAS**, the Town Council finds that waiving the requirements of Section 5 of the Town’s Procurement Ordinance for the purpose of approving the Town Manager’s

recommendation to authorize a 90-day extension of Contract 2015-43 to provide for an updated expiration date of October 31, 2016, is in the best interest of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The foregoing recitals are true and correct and are incorporated herein by reference.

**Section 2. Approval of the Contract Extension.** The Town Council approves a contract amendment extending Contract 2015-43 with MV Contract Transportation, Inc. for Bus Driver Services establishing an updated expiration date of October 31, 2016 by waiving the requirements of Section 5 of the Town's Procurement Ordinance.

**Section 3. Authorization of Town Officials.** The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the amendment with MV Contract Transportation, Inc.

**Section 4. Execution of the Contract Extension.** The Town Manager is authorized to execute the amendment with MV Contract Transportation, Inc. on behalf of the Town attached hereto as Exhibit A, and to execute any required agreements and/or documents to implement the terms and conditions of the contract, subject to approval as to form and legality by the Town Attorney.

**Section 5. Authorization of Fund Expenditure.** Notwithstanding the limitations imposed upon the Town Manager by the Town's Purchasing Procedures Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the contract amendment with MV Contract Transportation, Inc.

**Section 6. Effective Date.** This Resolution shall be effective immediately upon adoption.

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Passed and adopted this 26<sup>th</sup> day of July, 2016.

The foregoing resolution was offered by Mayor Pizzi who moved its adoption. The motion was seconded by Vice Mayor Daubert and upon being put to a vote, the vote was as follows:

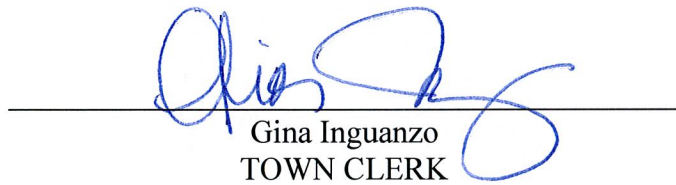
Mayor Michael A. Pizzi, Jr.	<u>yer</u>
Vice Mayor Tim Daubert	<u>yer</u>
Councilmember Manny Cid	<u>yer</u>
Councilmember Tony Lama	<u>yer</u>
Councilmember Ceasar Mestre	<u>Absent</u>
Councilmember Frank Mingo	<u>yer</u>
Councilmember Nelson Rodriguez	<u>yer</u>



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Michael A. Pizzi, Jr.  
MAYOR

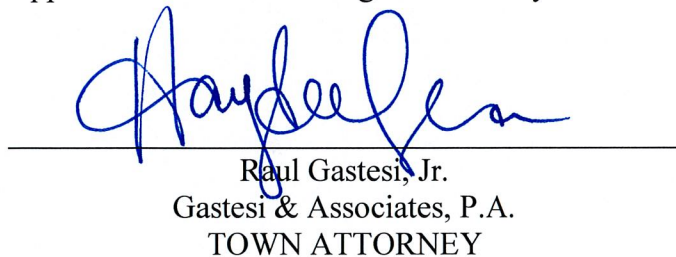
Attest:



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Gina Inguanzo  
TOWN CLERK

Approved as to form and legal sufficiency:



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Raul Gastesi, Jr.  
Gastesi & Associates, P.A.  
TOWN ATTORNEY

**EXHIBIT “A”**  
Contract Amendment No. 2  
between the  
Town of Miami Lakes  
and  
**MV Contract Transportation, Inc.**  
for  
Circulator Bus and On-Demand Transportation Services

**Bus Operation Services  
Agreement 2015-43  
Amendment No. 2**

This Amendment to Agreement 2015-43 is effective this 1st day of August, 2016, by and between MV Contract Transportation, Inc., a wholly owned subsidiary of the parent company MV Transportation, Inc., ("MV Transportation") and the Town of Miami Lakes ("Town"), collectively referred to hereinafter as the "Parties".

By executing this Amendment both parties agree as follows:

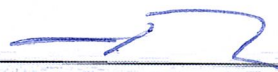
1. The Parties agree to a temporary 90-day extension under the same terms and conditions of Agreement 2015-43 and amendments thereto. The updated expiration date is hereby amended to October 31, 2016.

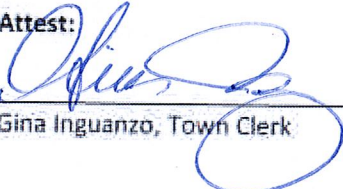
**MV Contract Transportation, Inc.**

  
\_\_\_\_\_  
Signature

Robert A. Pagorek, CFO  
Name (Print)

**Town of Miami Lakes**

  
\_\_\_\_\_  
Alex Rey, Town Manager

**Attest:**  
  
\_\_\_\_\_  
Gina Inguanzo, Town Clerk