

RESOLUTION NO. 07- 485

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING THE TOWN MANAGER TO ACQUIRE 15 MOTOR VEHICLES FOR THE TOWN'S POLICE DEPARTMENT; WAIVING COMPETITIVE BIDDING; AUTHORIZING THE TOWN MANAGER TO SECURE FINANCING; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF ANY PURCHASE AND FINANCING AGREEMENTS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY AGREEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes (the "Town") has determined that there is a need to purchase 15 motor vehicles and related equipment (the "Vehicles") for the Town's Police Department; and

WHEREAS, in accordance with Section 15.2 of the agreement between the Town and Miami-Dade County for Local Patrol Police Services, the Town is authorized to directly purchase patrol vehicles that meet the type of vehicles approved by the County, which are the Ford Crown Victoria Police Interceptors; and

WHEREAS, several entities have solicited or are in the process of soliciting bids for purchase of the Vehicles, including the State of Florida Sheriff's Association, and Miami-Dade County, and one of the local Town dealerships, Gus Machado Ford has additionally provided prices for the Vehicles; and

WHEREAS, the Town Manager recommends that the Town Council waive the Town's competitive bidding procedures to allow the Town Manager to purchase the Vehicles from either the selected vendor from the State of Florida Sheriff's Association bid, Miami-Dade

County's bid or directly from Gus Machado Ford, whichever offers the best and lowest overall pricing terms; and

WHEREAS, the Town Manager additionally recommends the financing of the acquisition of the Vehicles through either a conventional loan, lease purchase agreement or a letter of credit; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to authorize the Town Manager to purchase the Vehicles and to secure financing for the purchase of the Vehicles.

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

Section 1. Recitals. The above Recitals are true and correct and incorporated herein by this reference.

Section 2. Waiver of Competitive Bidding. The Town Council finds that it is impractical to use the Town's procurement procedures to purchase the Vehicles and waives competitive bidding for the purchase of the Vehicles pursuant to Section 2(G)(1) or alternatively authorizes the piggyback of the Vehicle purchases pursuant to Section 2(G)(2) of the Town's Purchasing Procedures.

Section 3. Approval of Purchase and Financing. The Town Council hereby approves and authorizes the Town Manager, and/or his designee, to acquire the Vehicles from one of the approved vendors, to negotiate an agreement to purchase the Vehicles and to secure financing via either a conventional loan, lease purchase agreement or a letter of credit, in an amount not to exceed \$310,605.00 (excluding financing costs and fees), subject to the approval as to form and legality of the purchase and financing agreements by the Town Attorney.

Section 4. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney are authorized to take all actions necessary to implement the terms and conditions of any purchase and financing agreements.

Section 5. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Town Manager pursuant to the Town's Purchasing Procedures Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the agreements.

Section 6. Execution of Agreement. The Town Manager is authorized to execute the agreements on behalf of the Town, to execute any required agreements and/or documents to implement the terms and conditions of the agreements and to execute any extensions and/or amendments to the agreements, subject to the approval as to form and legality by the Town Attorney.

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

PASSED AND ADOPTED this 9 day of January, 2007.

Motion to adopt by MARY COLLINS, second by ROBERTO ALONSO.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Mary Collins	<u>yes</u>
Councilmember Roberto Alonso	<u>yes</u>
Councilmember Robert Meador	<u>yes</u>

Councilmember Michael Pizzi yes

Councilmember Richard Pulido yes

Councilmember Nancy Simon yes

Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

Debra Eastman
Debra Eastman, MMC
TOWN CLERK

Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:

Weiss Serota Helfman
Weiss Serota Helfman
Pastoriza Cole & Boniske, P.A.
TOWN ATTORNEY