

RESOLUTION NO. 2022 – 3984

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, APPROVING A CONTRACT AND CONTRACT ADDENDUM WITH FIREWORKS DISPLAYS UNLIMITED, LLC/FIREWORKS DISPLAYS UNLIMITED, INC. FOR THE CITY’S 2022 FOURTH OF JULY FIREWORKS DISPLAY IN AN AMOUNT NOT TO EXCEED \$18,500.00; WAIVING COMPETITIVE BIDDING PROCEDURES; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on July 4, 2022, the City of Miami Springs (the “City”) will host a Fourth of July event and the City wishes to utilize Fireworks Displays Unlimited, LLC/Fireworks Displays Unlimited, Inc. (the “Contractor”) to provide the fireworks display (the “Service”) at the event, as the Contractor has successfully performed the Service for several years and the City is pleased with the Contractor’s performance; and

WHEREAS, the City wishes to exempt the Service from the requirement of Section 31-11(C)(1)(b) of the City’s Code of Ordinances (the “Code”) to obtain three written price quotations and waive competitive bidding as it finds that it is in the best interest of the City to continue utilizing the Contractor for the Service, as the City has done for several years; and

WHEREAS, the City desires to enter into the Contract and Contract Addendum for the Service attached hereto as Exhibit “A” (the “Contract” and “Contract Addendum”); and

WHEREAS, the City Council approves and authorizes the City Manager to execute the Contract and Contract Addendum on behalf of the City and expend budgeted funds in an amount not to exceed \$18,500.00, and take any and all actions necessary to implement the provisions of this Resolution; and

WHEREAS, the City Council finds that this Resolution is in the best interest and welfare of the citizens of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, AS FOLLOWS:

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

Section 2. Approval. The City Council hereby approves the Contract and Contract Addendum with the Contractor in substantially the form attached hereto as Exhibit “A.”

Section 3. Waiver. The City Council hereby waives the requirement of Section 31-11(C)(1)(b) of the City's Code to obtain three written price quotations and waives competitive bidding as it finds that it is in the best interest of the City to continue utilizing the Contractor for the Service.

Section 4. Authorization. The City Council hereby authorizes the City Manager to execute the Contract and Contract Addendum on behalf of the City in substantially the form attached hereto as Exhibit "A," subject to approval by the City Attorney as to form, substance, and legality, and to expend budgeted funds in an amount not to exceed \$18,500.00. The City Council hereby further authorizes the City Manager to take any action which is reasonably necessary to implement the purpose of this Resolution.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Councilman Vazquez who moved its adoption. The motion was seconded by Councilman Best and upon being put to a vote, the vote was as follows:

Vice Mayor Dr. Walter Fajet	<u>YES</u>
Councilwoman Bob Best	<u>YES</u>
Councilwoman Jacky Bravo	<u>YES</u>
Councilman Dr. Victor Vazquez	<u>YES</u>
Mayor Maria Puente Mitchell	<u>YES</u>

PASSED AND ADOPTED this 11th day of April, 2022.

ATTEST:


ERIKA GONZALEZ, MMC
CITY CLERK



MARIA PUENTE MITCHELL
MAYOR


APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF MIAMI SPRINGS ONLY:



WEISS SEROTA HELEMAN COLE & BIERMANN, P.L.
CITY ATTORNEY

EXHIBIT A

**Contract and Contract Addendum
between
the City of Miami Springs
and
Fireworks Displays Unlimited, LLC,/Fireworks Displays Unlimited, Inc.
for July 4, 2022 Display**