

RESOLUTION NO. 2023 – 4109

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, RESCINDING AND REPEALING RESOLUTION NO. 2022-4034 THAT APPROVED THE PURCHASE OF THREE 2022 FORD POLICE INTERCEPTOR AWD UTILITY VEHICLES FROM DUVAL FORD, LLC; APPROVING THE PURCHASE OF THREE DODGE DURANGO PURSUIT AWD V8 VEHICLES FROM GARBER CHRYSLER-DODGE TRUCK, INC. IN AN AMOUNT NOT TO EXCEED \$129,066.00 UTILIZING THE TERMS AND CONDITIONS OF THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NO. FSA22-VEL 30.0 PURSUANT TO SECTION 31-11(E)(5) OF THE CITY CODE; DECLARING CERTAIN VEHICLES AS SURPLUS PROPERTY; AUTHORIZING THE SALE OR DISPOSITION OF SURPLUS PROPERTY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on September 26, 2022, the City of Miami Springs (the “City”) adopted Resolution No. 2022-4034, approving the purchase of three 2022 Ford Police Interceptor AWD Utility vehicles and related accessory equipment (including K9 equipment for two vehicles) from Duval Ford, LLC in an amount not to exceed \$172,693.57 (the “Former Purchase”); and

WHEREAS, the Former Purchase has not been fulfilled after nearly one year due to significant manufacturing delays; and

WHEREAS, due to operational necessity and time constraints, the City Police Department can no longer wait for the fulfillment of the Former Purchase; and

WHEREAS, the City desires to cancel the Former Purchase and purchase three (3) 2023 Dodge Durango Pursuits AWD V8 Vehicles (the “Vehicles”) to replace existing vehicles that have reached the end of their useful lifecycle and to facilitate the provision of the Police Department’s day-to-day operations; and

WHEREAS, the type of purchase contemplated by the City has been competitively bid by the Florida Sheriffs Association, which has entered into Contract No. FSA22-VEL 30.0 (the “FSA Contract”) with Garber Chrysler-Dodge Truck, Inc. (the “Vendor”), which

local governments statewide may utilize for their own benefit; and

WHEREAS, in accordance with Section 31-11(E)(5) of the City's Code of Ordinances, the City Council seeks to approve the purchase of the Vehicles from the Vendor in an amount not to exceed \$129,066.00 consistent with the FSA Contract and the Vendor's quote, attached hereto as Exhibit "A" (the "Quote"), as the pricing offered pursuant to the FSA Contract is in the City's best interest; and

WHEREAS, the City Council declares the vehicles listed on Exhibit "B" attached hereto (the "Surplus Vehicles") as surplus property as the Surplus Vehicles have become obsolete, have outlived their usefulness, have become inadequate for the public purposes for which they were intended, or are no longer needed for public purposes in light of the purchases authorized by this Resolution, and authorizes the City Manager to sell or otherwise dispose of the Surplus Vehicles; and

WHEREAS, the City Council finds that this Resolution is in the best interest and welfare of the residents 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. That the above recitals are confirmed, adopted, and incorporated herein and made a part hereof by reference.

Section 2. Rescinding Resolution No. 2022-4034. That Resolution No. 2022-4034 is hereby rescinded and repealed in its entirety.

Section 3. Approval. That pursuant to Section 31-11(E)(5) of the City Code, the City Council hereby approves of the purchase of the Vehicles from the Vendor and the expenditure of budgeted funds in an amount not to exceed \$129,066.00, consistent with the FSA Contract and the Vendor's Quote attached hereto as Exhibit "A".

Section 4. Declaration of Surplus Property. That the Surplus Vehicles have become obsolete, have outlived their usefulness, have become inadequate for the public purposes for which they were intended, or are no longer needed for public purposes. Accordingly, the City Council declares the Surplus Vehicles listed on Exhibit "B" attached hereto to be surplus personal property of the City.

Section 5. Authorizing Sale or Disposition of Surplus Property. That the City Manager is hereby authorized to sell or dispose of the Surplus Vehicles by public

auction or other procedure determined by the City Manager to be in the best interests of the City. Any surplus property items acquired by the City pursuant to governmental grant programs shall only be disposed of in accordance with procedures and criteria applicable to such grant programs.

Section 6. Implementation. That the City Manager is authorized to execute any purchase order or required documentation for the purchases described in this Resolution, subject to approval by the City Attorney as to form and legality, and to take any action that is reasonably necessary to implement the purpose of this Resolution.

Section 7. Effective Date. That this Resolution shall be effective immediately upon adoption.

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

Vice Mayor Jorge Santin	<u>YES</u>
Councilmember Jacky Bravo	<u>YES</u>
Councilmember Dr. Victor Vazquez, Ph.D.	<u>YES</u>
Councilmember Dr. Walter Fajet, Ph.D.	<u>YES</u>
Mayor Maria Puente Mitchell	<u>YES</u>

PASSED AND ADOPTED this 14th day of August, 2023.



MARIA PUENTE MITCHELL
MAYOR

ATTEST:



ERIKA GONZALEZ, MMC
CITY CLERK



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



WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
CITY ATTORNEY