

**RESOLUTION No. 15-18**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, WAIVING THE COMPETITIVE BID PROCESS, PURSUANT SECTION 2-321 OF THE CITY CODE OF ORDINANCES, TO AIVICOM CORP. TO PROVIDE AUDIO/VISUAL, TECHNICAL, AND OTHER EVENT PRODUCTION SERVICES FOR MISS UNIVERSE WELCOME RECEPTION; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT, SUBJECT TO APPROVAL FROM THE CITY ATTORNEY AS TO FORM AND LEGAL SUFFICIENCY, WITH AIVICOM CORP. TO PROVIDE AUDIO/VISUAL, TECHNICAL, AND OTHER EVENT PRODUCTION SERVICES FOR MISS UNIVERSE WELCOME RECEPTION IN AN AMOUNT NOT TO EXCEED \$45,621.00; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, pursuant to that certain Principal Hosting Agreement by and between the City of Doral (the “City”) and Miss Universe L.P., LLLP (“Universe”), dated September 17, 2014, making the City the host location of the 2014 Miss Universe Pageant (the “Pageant”), the City had the opportunity, though not the obligation, to host certain ancillary events that would be officially sanctioned as Pageant events (“Pageant Events”); and

**WHEREAS**, on November 24, 2014, at a duly-called Special Council Meeting, the City Council authorized the City Manager, in part, to host and produce certain Pageant Events, subject to certain conditions, such as, without limitation, that costs for said events were fully-underwritten or sponsored by third parties; and

**WHEREAS**, one such Pageant Event was a “Welcome Event” featuring a formal introduction of the City, the Universe, and all Pageant contestants to the local community and the world press that was set to be held on January 9, 2015 (the “Event Date”); and

**WHEREAS**, though City staff had fully planned the Welcome Event many months prior to the Event Date, sponsorship to cover its costs was not obtained and finalized until the week of the Welcome Event; and

**WHEREAS**, in order to comply with Council's direction regarding production of the Pageant Events, the City Manager recommended that it would be in the City's best interest for the City Council to waive the competitive bid process, pursuant to section 2-321 of the City Code, to procure audio/visual, technical, and other event production services for the Welcome Event from Aivicom Corp. ("Aivicom") because such services could not be acquired through the normal purchasing process due to insufficient time, a written sponsorship commitment being offered by Aivicom (a copy of which is attached hereto as Exhibit "A", which is incorporated and made a part hereof by this reference) ; and/or other factors related to the Welcome Event.

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

**Section 1. Recitals.** The foregoing recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

**Section 2. Waiver of Bid Process.** The City Council hereby approves the waiver of the competitive bid process pursuant to Section 2-321 with regard to procurement of audio/visual, technical, and other event production services for the Welcome Event in favor of Aivicom based on the foregoing recommendation by the City Manager.

**Section 3. Authorization.** The City Manager is hereby authorized to negotiate and enter into an agreement in substantially the form attached hereto as Exhibit "B", which

is incorporated and made a part hereof by this reference, subject to approval by the City Attorney as to form and legal sufficiency, with Aivicom for the provision of audio/visual, technical, and other event production services for the Welcome Reception in an amount not to exceed \$45,621.00;

**Section 4. Implementation.** The City Manager and the City Attorney are hereby authorized to take such other action as may be necessary to implement the purpose and provisions of this Resolution.

**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

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

Mayor Luigi Boria	Yes
Vice Mayor Sandra Ruiz	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED and ADOPTED this 28 day of January, 2015.



\_\_\_\_\_  
LUIGI BORIA, MAYOR

ATTEST:



\_\_\_\_\_  
CONNIE DIAZ, INTERIM CITY CLERK

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



\_\_\_\_\_  
WEISS, SEROTA, HELFMAN, COLE, BIERMAN & POPOK, PL  
CITY ATTORNEY

# EXHIBIT “A”



January 6, 2015

*Sent Via Electronic Mail*

Mr. Juan Jose Comas  
Aivicom USA Corp.  
6345 NW 99 Avenue  
Doral, FL 33178

**Re: Letter of Commitment  
Sponsorship of 2014 Miss Universe Welcome Reception**

Dear Mr. Comas:

The City of Doral (the "City") is incredibly pleased to have Aivicom USA Corp ("Aivicom"), collaborate with the City to participate in the 2014 Miss Universe Pageant and related events, which will be held in and near the City in January 2015 (the "Pageant"). Please allow this correspondence to serve as a binding, written commitment of the terms on which Aivicom has agreed to sponsor, in part, one of the official 2014 Miss Universe events available to the City as host of the Pageant, commonly referred to as the 2014 Miss Universe Welcome Reception, scheduled to occur on January 9, 2015 ("Reception").

Aivicom agrees and confirms, and the City acknowledges, that Aivicom shall provide the City with a Rose Level Sponsorship (valued at \$15,000.00) for the Reception. The Parties hereby agree that Aivicom shall provide the City with a \$15,000.00 reduction in the cost of its services for the Reception. In exchange for the sponsorship, Aivicom shall be entitled to the following benefits:

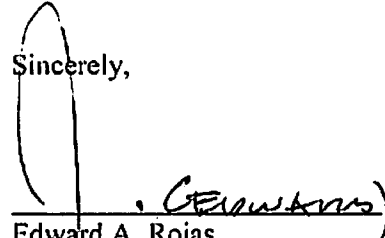
- Aivicom referenced in Reception Press Release;
- Aivicom will be featured on event promo video to run on Doral TV;
- Aivicom will be featured on stage LED Screen;
- Aivicom on Event Flyer;
- Public Recognition (Onsite Announcement) during Reception;
- City of Doral Council Recognition;
- Inclusion on Event Step and Repeat;
- After Event: "Thank You" Message on City of Doral Facebook/Twitter; and
- Short Production Behind the Scenes Filming on Thursday/Friday on Doral TV and Website

Though it is in the intent of the Parties that the terms herein be binding, Aivicom and the City acknowledge that one or more additional writings may be produced for the execution of the Parties to further secure details of the relationship, including, but not limited to, sponsorship agreements, general and specific releases, and other authorizations, the approval of which shall not be unreasonably withheld. Given the special nature of the Gift Reception and the Pageant, the short period of time before the event date, the immediate actions that will be taken by each of the Parties in reliance of the promises of the other, and the inadequacy of monetary damages, the Parties agree that, in the event of a breach of this relationship, the non-breaching party shall be entitled to equitable relief, including, but not limited to injunctive and specific performance relief, as a remedy for any such breach. The availability of such relief does not preclude the non-breaching party from attempting to recover financial damages.

Letter of Commitment  
Sponsorship of Miss Universe Welcome Reception  
Aivicom USA Corp.  
January 6, 2015  
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On behalf of the City of Doral, I extend my sincerest gratitude for your willingness to undertake the Gift Reception and to work with the City of Doral and the Miss Universe Pageant! I relish in knowing that our combined efforts are advancing the incredible work of Aivicom, as well as an unprecedented opportunity for our community—one that will improve our local economy and allow the world to see the dynamism of the place where we live, work, learn, and play. If you wish to contact me to discuss or act upon any of the foregoing, please contact me at your convenience. My administration and I look forward to working with you in the weeks and months to come to make the Gift Reception a complete success.

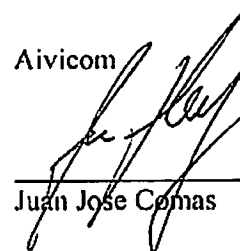
Sincerely,

  
Edward A. Rojas  
City Manager  
City of Doral

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Acknowledgement

The undersigned warrants that he/she is duly authorized to commit the company to the obligations represented herein and that, on behalf of the company, the terms of this letter of commitment have been knowingly and voluntarily read, understood, and accepted as of the date written below.

Aivicom  
  
Juan Jose Comas  
Date 1/8/15