

**AGREEMENT BETWEEN
THE CITY OF DORAL, FLORIDA
AND
TPH Holdings LLC (The Parts House)**

This Agreement ("Agreement") made up this 1 of ~~September~~ ^{October} 2019, by and between the City of Doral, Florida, a municipal corporation of the State of Florida ("City") and TPH Holdings LLC dba The Parts House ("Vendor") having its place of business at 7855 NW 54th ST Miami, FL 33166, for the provision of Automotive and Truck Parts for City vehicles.

WHEREAS, pursuant to section 2-322 of the City code, staff has recommended the City enter into an agreement with TPH Holdings dba The Parts House, via City of Miami contract No. 708382(25) for the purchase of Automotive and Truck Parts; and

WHEREAS, the City of Miami Contract was awarded pursuant to an IFB #708382(25) dated November 28, 2018; and

WHEREAS, on August 13th, 2019 the Mayor and the City Council members adopted Resolution No. 19-185 authorizing the City Manager to enter into an agreement with TPH Holdings LLC dba The Parts House, for the purchase of Parts at reduced rates for the City vehicles and equipment, based on the City of Miami Contract.

NOW THEREFORE, in consideration of the mutual covenants set forth in this Agreement, the parties agree as follows:

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

Section 2. Agreement. The City of Doral and TPH Holdings LLC dba The Parts House, agree on the provision of Parts for City vehicles and equipment, based on the City of Miami, OEM and Aftermarket Vehicle Parts and Services contract No. 708382(25) and Amendments 1-4. This Agreement shall expire on November 27, 2021.

Section 3. All terms and conditions including discount rate of the City of Miami contract No. 708382(25) and Amendments 1-4 are incorporated in this agreement.

Section 4. Contractor agrees to perform the services upon the terms and conditions set forth in the City of Miami Contract.

Section 5. Governing Law and remedies shall be amended as follows: "The validity of this agreement and any terms and provisions as well as all rights and duties of the parties here under shall be governed by the laws of the State of Florida and the venue shall be Miami-Dade County."

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and date for above written, in three (3) counterparts, each of which shall, without proof or accounting for the other counterpart be deemed an original.

WITNESSES:

By:  _____

Name: Stephanie Parker

TPH Holdings LLC dba The Parts House

By:  _____

Name: Richard Kilpatrick

Title: VP, Fleet and Contract Sales

ATTEST:

 _____
Connie Diaz, City Clerk

CITY OF DORAL

By:  _____
Albert Childress, City Manager

Oct. 1, 2019

Approved as to Form and Legal Sufficiency for the Use
And Reliance of the City of Doral Only:

 _____
Luis Figueredo, City Attorney

RESOLUTION No. 19-185

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE ADOPTION OF CITY OF MIAMI CONTRACT NO. 708382(25) FOR THE PURCHASE OF ORIGINAL EQUIPMENT MANUFACTURER (OEM) AND AFTERMARKET VEHICLE PARTS, SERVICES, AND REPAIRS AS REQUIRED, IN AN AMOUNT NOT TO EXCEED THE ANNUAL BUDGETED FUNDS FOR THESE SERVICES; AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT AND TO EXPEND BUDGETED FUNDS IN FURTHERANCE HEREOF; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Doral Public Works Department (PWD) has been moving forward with the implementation of the fleet maintenance facility within the newly expanded Police / Public Works Building; and

WHEREAS, in order to establish the fleet maintenance services in the most cost effective and expeditious manner, the PWD would like to procure OEM and Aftermarket vehicles parts, services and Repairs via the City for Miami Invitation for Bid (IFB), No. 708382; and

WHEREAS, this adoption will allow the City to benefit from the discounted prices City of Miami pays for parts and services and will ensure their availability; and

WHEREAS, cost and availability of parts are some of the most important factors in ensuring an efficient vehicle maintenance facility; and

WHEREAS, the PWD respectfully requests that the City Council to authorize the City Manager to adopt the City of Miami Contract No. 708382(25) which was completely bid in a similar manner to that set forth in Chapter 2, Article V, of the City's Code of Ordinance for the purchase of OEM and Aftermarket vehicles parts, services

and repairs, and authorize the City Manager to expend in amount not to exceed annual budgeted funds, for the period set forth in City of Miami Contract and any approved additional subsequent extensions.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL AS FOLLOWS:

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

Section 2. Authorization. The City Council of the City of Doral hereby authorizes the City Manager to adopt the City of Miami Contract No. 708382(25) for the purchase of OEM and Aftermarket vehicles parts, services and Repairs, as required, pursuant to Section 2-322 of the City's Code of Ordinances, in an amount not to exceed annual budgeted funds. Funds for these services are budgeted in the Public Works Fund – "Contractual Services – Fleet Maintenance" Account No. 001.80005.500346.

Section 3. Implementation. The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this Resolution.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor Mariaca who moved its adoption.

The motion was seconded by Councilmember Cabral and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Claudia Mariaca	Yes
Councilwoman Digna Cabral	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes

PASSED AND ADOPTED this 13 day of August, 2019.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



CONNIE DIAZ, MMC
CITY CLERK

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



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY