

**RESOLUTION No.18-99**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, PURSUANT TO SECTION 2-321 OF THE CITY CODE OF ORDINANCES, WAIVING THE COMPETITIVE BID PROCESS IN FAVOR OF TRINITY SHEET METAL, LLC FOR THE PURCHASE AND INSTALLATION OF FIFTEEN (15) VIGILANT AUTOMATIC LICENSE PLATE READER CAMERAS, FIELD SERVICES AND EQUIPMENT; APPROVING THE PURCHASE OF SAME FOR THE PURPOSES OF IMPLEMENTING THE FY 17-18 STRATEGIC PLAN SMART CITY PRIORITY TO COMPLETE THE LICENSE PLATE READER GRID PHASE 2 IN AN AMOUNT NOT TO EXCEED \$109,104.50; AUTHORIZING THE CITY MANAGER TO EXECUTE CORRESPONDING AGREEMENTS AND TO EXPEND BUDGETED FUNDS IN FURTHERANCE HEREOF; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City of Doral (the “City”) published Request for Proposal #2010-03 (the “RFP”), for a citywide license plate reader and surveillance programs (“LPR Program”), which was awarded to Aware Digital, Inc. (“Aware”); and

**WHEREAS**, the LPR Program, with preliminary costs in excess of \$1 million, was funded by a United States Department of Justice C.O.P.S. Technology grant; and

**WHEREAS**, subsequent to the issuance of RFP, the City received an additional grant from the United States Department of Justice in the form of a C.O.P.S. “Secure Our Schools” grant in the amount of \$405,000.00 which had required a City match, for the installation of surveillance cameras around specific schools located in the City to be operated on the same infrastructure and use the same architecture as the LPR Program; and

**WHEREAS**, as a result, the City’s contract with Aware was increased by \$810,000.00, so as to accommodate for the expanded LPR program around schools; and

**WHEREAS**, Aware purchased the Vigilant Automatic License Plate Recognition System and the Genesis Video Surveillance System for the development of the LPR Program;

**WHEREAS**, after several years in development and after payments from the City to Aware exceeded of \$1.85 million, the City administration conducted an investigation and discovered that the LPR Program was less than two percent (2%) operation and that Aware did not complete the LPR Program, exposing the City of substantial risk of having to reimburse the federal government for Department of Justice grant funds that were supposed to have been expended for a complete project; and

**WHEREAS**, the City notified the U.S. Department of Justice of Aware's lack of performance, obtained an extension of time within which to complete the LPR Program, terminated its agreement with Aware for the development of the LPR Program, and commenced litigation against Aware so as to recover funds paid; and

**WHEREAS**, in order for the City to complete the LPR Program by the extension date of December 2015 and avoid federal penalties, the City's Information Technology Department ("IT Department") consulted with the equipment vendor and specialized contractors in order to develop a remediation plan to urgently complete the LPR Program in light of the system's current condition; and

**WHEREAS**, Following in FY16-17, Council approved Resolution No 17-102 for the purchase of forty-three (43) Vigilant LPR cameras and the necessary installation, configuration and services to complete the FY16-17 Strategic Plan Smart City Priority. The City's vendor is working with Miami Dade County Traffic Engineering along with IT, PW and Building departments to obtain the necessary permitting needed to install the

poles, cameras and associated equipment. Once all permits are obtained, the electrical and underground directional bore, conduits and fiber cables will be installed to all intersection poles; and

**WHEREAS**, In addition, we completed the replacement of (44) end of life LPR cameras and installed a pole at 87th Ave and 33rd St with the related LPR and CCTV technologies to complete the original grant funded project. We continued to work with Trinity to optimize the replacement of end of life cameras to maximize its effectiveness and reliability as the cameras; and

**WHEREAS**, it is being further recommended that the Council approve procurement of fifteen (15) replacement Vigilant License Plate Reader Cameras, field services for the installation of same and the remediation of the LPR Program, and maintenance services from a specialized contractor, Trinity Sheet Metal, LLC who is Vigilant certified to install, replace, configure and maintain this type of equipment needed to complete the LPR Program, in an amount not to exceed \$109,104.50; and

**WHEREAS**, Section 2-321 of the City Code of Ordinances provides that the waive the competitive bidding procedures outlined in this article upon the recommendation of the city manager that it is in the best interest to do so, to obtain goods and services which cannot be acquired through the normal purchasing process due to insufficient time, the nature of the goods or services or other factors; and

**WHEREAS**, the City Manager has recommended that it is in the City's best interest to waive the competitive bid process in favor of Trinity Metal given its prior involvement in remediation of license plate reader system;

**WHEREAS**, the City Council find that it is in the best interests of the City to proceed as recommended by the administration to repair and implement the LPR Program.

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

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

**Section 2. Waiver of Competitive Bid Process.** Pursuant to section 2-321 of the City Code of Ordinances, and upon the recommendation of the City Manager, the City's competitive bid process is hereby waived in Trinity Sheet Metal, LLC for the purchase contemplated herein.

**Section 3. Approval of Goods and Services.** The purchase of fifteen (15) Vigilant LPR cameras and the necessary installation, configuration and services to complete the FY1718 Strategic Plan Smart City Priority to Complete the License Plate Reader Grid, from Trinity Sheet Metal, LLC, in an amount not to exceed \$109,104.50, in accordance with the quotes attached hereto as Exhibit "A", which is incorporate herein and made a part hereof by this reference, is hereby approved. The funds are available in account 001.22005.500652.

**Section 4. Authorization.** The City Manager is hereby authorized to execute such agreements and other contractual documents, subject to approval by the City Attorney as to form and legal sufficiency, as may be necessary to consummate the procurement of the good and services contemplated herein.

**Section 5. Implementation.** The City Manager and City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and provisions of this Resolution.

**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.

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

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

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Ana Maria Rodriguez	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes
Councilwoman Claudia Mariaca	Yes

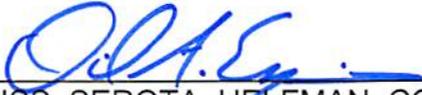
PASSED AND ADOPTED this 13 day of June, 2018.

  
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JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:

  
\_\_\_\_\_  
CONNIE DIAZ, CMC  
CITY CLERK

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

  
\_\_\_\_\_  
WEISS, SEROTA, HELFMAN, COLE & BIERMANN, P.L.  
CITY ATTORNEY