

**RESOLUTION No. 18-156**

**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 ENVIROWASTE FOR CATCH BASIN MAINTENANCE SERVICES; AUTHORIZING THE CITY MANAGER TO EXECUTE THE EXTENSION OF THE AGREEMENT WITH ENVIROWASTE FOR AN ADDITIONAL TWO (2) YEARS WITH THE OPTION TO RENEW FOR AN ADDITIONAL TWO ONE (1) YEAR PERIODS UNDER THE SAME TERMS, CONDITIONS, AND PRICES OF THE ORIGINAL CONTRACT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT EXTENSION AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, on December 11, 2013, the City of Doral (the "City") issued Request for Proposal #2013-32, "Catch Basin Maintenance Program" (the RFP) for the purpose of obtaining catch basin maintenance services for the City's stormwater drainage infrastructure; and

**WHEREAS**, via Resolution 14-36, a two-year contract with an option to renew for an additional two one-year periods was awarded to EnviroWaste Services Inc.; and

**WHEREAS**, the initial two (2) year period of the contract expired on March 24, 2016, the first one-year extension expired on March 24, 2017, and the second and final one-year extension expired on March 24, 2018; and

**WHEREAS**, Resolution No. 18-30 granted the Public Works Department ("PWD") a six-month extension period which is set to expire on September 30, 2018 in order to perform a market analysis and be able to determine if extending the current contract for a longer period will be in the best interest of the City of Doral; and

**WHEREAS**, the result from the market analysis confirms that the City's current contract with EnviroWaste Services Inc. provides the City with competitive prices,

quality, and reliability as evidenced by the number of municipalities and Doral communities that have adopted the City's contract; and

**WHEREAS**, section 2-321 of the City of Doral Code of Ordinances authorizes the waiver of the City's competitive bidding process, upon the recommendation of the City Manager that is in the City's best interest to do so due to the nature of the good and/or services; and

**WHEREAS**, based on the market analysis conducted by PWD, the City Manager has recommended the waiver of the competitive bid because it is in the City's best interest; and

**WHEREAS**, staff respectfully requests that the City Council authorize the City Manager to extend ITB #2013-32, under the same terms, costs and conditions, for two (2) years with the option to renew for an additional two one (1) year terms.

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

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

**Section 2. Waiver.** Pursuant to Section 2-321 of the City Code, and upon the recommendation of the City Manager, the competitive bid process is hereby waived in favor of Envirowaste, Inc. This waiver in and of itself, absent an agreement, does not vest Envirowaste with any contractual rights.

**Section 3. Approval.** The extension of the agreement between the City of Doral and Envirowaste, Inc. for Catch Basin Maintenance services for two (2) years with

the option to renew for an additional two one (1) year terms under the same terms, costs and conditions, in an amount not to exceed budgeted funds, is hereby approved.

**Section 4. Authorization.** The City Manager is authorized to execute the work orders and expend budgeted funds on the behalf of the City.

**Section 5. 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 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 Mariaca 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	Absent/Excused
Councilwoman Christi Fraga	Yes
Councilwoman Claudia Mariaca	Yes

PASSED AND ADOPTED this 12 day of September, 2018.

  
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JUAN CARLOS BERMUDEZ, MAYOR

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

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

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