

**RESOLUTION No.15-228**

**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 FOR THE PROCUREMENT OF SERVICES FROM VMWARE, INC. FOR LICENSES, RENEWALS, SERVICE AND SUPPORT OF THE EXISTING SOFTWARE THAT OPERATES OUR VIRTUAL ENVIRONMENT THROUGHOUT ALL CITY FACILITIES AND THE NETWORK ACCESS POINT OF THE AMERICAS DATA CENTER FACILITY; AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH VMWARE, INC. FOR THE REFERENCED SERVICES, IN AN AMOUNT NOT TO EXCEED \$76,778.00; SUBJECT TO APPROVAL AS TO FORM AND LEGAL SUFFICIENCY BY THE CITY ATTORNEY AND TO EXPEND FUNDS ON BEHALF OF THE CITY IN FURTHERANCE HEREOF; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the staff of the Information Technology Department (“IT”) for the City of Doral (the “City”) has conducted a review of the existing virtual infrastructure licenses and support needs for all City facilities and the Network Access Point of the Americas Data Center Facility (the “NAP”) in order to inventory licenses and support renewals and updates of the licenses; and

**WHEREAS**, maintaining a current virtual software environment with the latest versions and software patches is critical to the City's infrastructure and helps align our systems with industry best practices; and

**WHEREAS**, upgrades to the City’s virtual infrastructure and software that supports it is a key initiative outlined in our most current health check provided by Dell's consulting services; and

**WHEREAS**, section 2-321 of the City Code provides that “[t]he city council may, by majority vote, 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**, given the nature of the good and services recommended for purchase, which are essential support to the type of software and hardware maintained by the City for its virtual environment, the City Manager has recommended that it is in the City's best interest to waive the competitive bid process and to procure the licenses, service and support renewal of our current software from VMWare, Inc. in an amount not to exceed. \$76,778.00.

**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 a part hereof by this reference.

**Section 2. Waiver of Competitive Bid Process.** Pursuant to section 2-321 of the City Code, and based upon the City Manager's recommendation that it is in the best interest of the City to do so, the competitive bid process for the procurement of the services specified herein from VMWares, Inc. is hereby waived.

**Section 3. Approval of Goods and Services.** The procurement of services from VMWare, Inc. for licenses, renewals, service and support of the existing software that operates our virtual environment throughout all city facilities and the NAP, in an amount not to exceed \$76,778.00, is hereby approved.

**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. The City Manager is further authorized to expend budgeted funds in furtherance hereof.

**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 Councilmember Cabrera who moved its adoption. The motion was seconded by Councilmember Rodriguez and upon being put to a vote, the vote was as follows:

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

PASSED and ADOPTED this 2 day of December, 2015.

  
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LUIGI BORIA, MAYOR

ATTEST:

  
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CONNIE DIAZ, CITY CLERK

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

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