

RESOLUTION 2006 – 44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE MASTER EQUIPMENT LEASE/PURCHASE AGREEMENT BETWEEN THE CITY OF DORAL AND BANC OF AMERICA LEASING & CAPITAL, LLC FOR THE LEASE OF ONE (1) NEW BACKHOE; AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH OTHER DOCUMENTS AS MAY BE NECESSARY TO COMPLETE THE TRANSACTIONS CONTEMPLATED THEREBY; PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Doral has an immediate need for a new backhoe which would benefit the needs of its citizens; and

WHEREAS, the Banc of America Leasing & Capital, LLC has offered a new backhoe for lease/purchase by the City of Doral; and

WHEREAS, the minimal lease financing, current market conditions and other circumstances require that the lease of a backhoe and other equipment there under be negotiated at private sale rather than through competitive bidding; and

WHEREAS, the City Council of the City of Doral has determined it to be necessary, desirable and in the best financial interest of the citizens of Doral to enter into a Master Equipment Lease/Purchase Agreement for the lease of a new backhoe;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Resolution upon adoption hereof.

Section 2. The appropriate City officials are hereby authorized to execute the Master Equipment Lease/Purchase Agreement between the City of Doral and Banc of America Leasing & Capital, LLC for the lease/purchase of one (1) new backhoe, attached hereto and incorporated herein as Exhibit "1."

Section 3. The appropriate City officials are hereby authorized to execute such other documents as may be necessary to complete the transactions contemplated thereby.

Section 4. This resolution shall become effective upon its passage and adoption by the City Council.

[Section left blank intentionally]

A motion to approve the Resolution was offered by Vice Mayor Cabrera who moved its adoption. The motion was seconded by Councilwoman Ruiz and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Peter Cabrera	Yes
Councilmember Michael DiPietro	Yes
Councilwoman Sandra Ruiz	Yes
Councilmember Robert Van Name	Yes

PASSED AND ADOPTED this 8th day of August, 2006.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

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



Fw JOHN J. HEARN, CITY ATTORNEY

EXHIBIT 1