

**AGREEMENT BETWEEN
THE CITY OF DORAL, FLORIDA
AND
TRUCKMAX**

This Agreement ("Agreement") made up this 15th day of May 2019, by and between the City of Doral, Florida, a municipal corporation of the State of Florida ("City") and TruckMax ("Vendor") having its place of business at 6000 NW 77 Court Miami, FL 33166, for the provision of Truck Parts and Services.

WHEREAS, pursuant to section 2-322 of the City code, staff has recommended the City enter into an agreement with TruckMax, via Miami Dade County contract No. FB-00399 for the purchase Truck Parts and Services; and

WHEREAS, the Miami Dade County Contract was awarded pursuant to an ITB #FB-00399 dated May 5,2017; and

WHEREAS, on October 10th, 2018 the Mayor and the City Council members adopted Resolution No. 18-184 authorizing the City Manager to enter into an agreement with TruckMax, for the purchase of Parts and Services at reduced rates for the City trucks, based on the Miami Dade County 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 TruckMax, agree on the provision of Parts and Services for City trucks, based on the Miami Dade County contract No. FB-00399. This Agreement shall expire on February 28, 2023.

Section 3. All terms and conditions including discount rate of the Miami Dade County contract No. FB-00399 are incorporated in this agreement.

Section 4. Contractor agrees to perform the services upon the terms and conditions set forth in the Miami Dade County 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: MARIA A. Valdes-Venado

TRUCKMAX

By: 
Name: Robert J Dollar
Title: President

ATTEST:


Connie Diaz, City Clerk

CITY OF DORAL

By: 
Albert Childress, City Manager

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


Luis Figueredo, City Attorney

RESOLUTION No. 18-184

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE ADOPTION OF MIAMI DADE COUNTY CONTRACT NO. FB-00399 FOR THE PURCHASE OF AUTOMOTIVE AND TRUCK PARTS, ACCESSORIES, AND SPECIALIZED AUTOMOTIVE REPAIR SERVICES, AS REQUIRED, IN AN AMOUNT NOT TO EXCEED 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 automotive and truck replacement parts, accessories, and specialized automotive repair services via the Miami-Dade County (MDC) Invitation to Bid (ITB), Bid No. FB-00399; and

WHEREAS, this adoption will allow the City to benefit from the discounted prices Miami-Dade County pays for parts and accessories and will ensure their availability; and

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

WHEREAS, The Fleet Maintenance Facility currently procures automotive and truck replacement parts, accessories, and specialized automotive repair services from several vendors with no formal contract in place and each proposal is individually negotiated by the PWD staff on a case by case basis; and

WHEREAS, the PWD respectfully requests that the City Council to authorize the City Manager to adopt the Miami Dade Contract No. FB-00399 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 parts, accessories, and specialized automotive repair services, and authorize the City Manager to expend budgeted funds in a yearly not to exceed amount of \$75,000.00, for the period set forth in the Miami-Dade 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 Miami Dade County Contract No. FB-00399 for the purchase of automotive and truck replacement parts, accessories, and specialized automotive repair services, as required, pursuant to Section 2-322 of the City's Code of Ordinances, for the purchase of parts, accessories, and specialized automotive repair services in an amount not to exceed annual budgeted funds. Funds for these services are budgeted in the Public Works – "Contractual Services – Fleet Maintenance" Account number 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 Councilmember Mariaca 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 10 day of October, 2018.




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:



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY