

RESOLUTION No. 18-106

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING THE BILL OF SALE BETWEEN THE CITY OF DORAL AND THE CITY OF OPA-LOCKA FOR THE SALE OF TWELVE (12) 2008 FORD CROWN VICTORIA USED POLICE VEHICLES; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS; PROVIDING FOR IMPLEMENTATION AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Doral (the "City") owns the following twelve (12) 2008 Ford Crown Victoria vehicles (the "Vehicles"), previously in use by the Police Department;

#124-	2FAHP71V18X135766
#150-	2FAHP71V48X135793
#167-K9	2FAHP71V08X135810
#149-	2FAHP71V28X135792
#160-	2FAHP71V38X135803
#158-	2FAHP71V88X135801
#133-	2FAHP71V48X135776
#153-	2FAHP71VX8X135796
#117-	2FAHP71V48X135759
#154-	2FAHP71V18X135797
#162-	2FAHP71V78X135805
#168-K9	2FAHP71V28X135811

WHEREAS, Opa-Locka is a Florida municipal corporation which is currently in need of police vehicles; and

WHEREAS, the Doral Police Department has determined that the Vehicles are no longer of use to the City due to their age and life expectancy; and

WHEREAS, Opa-Locka has voiced its interest in acquiring the vehicles for use by its police department;

WHEREAS, the City Council finds it to be mutually beneficial for the City to donate the above vehicles to the City of Opa-Locka;

**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. Approval. The sale of twelve (12) 2008 Crown Victoria surplus police vehicles from the City of Doral to the City of Opa-Locka, for nominal value, pursuant to the "Bill of Sale," which is attached hereto and incorporated herein as Exhibit "A".

Section 3. Authorization. The City Manager is hereby authorized to execute the Bill of Sale and such other contractual documents as may be necessary to effectuate the transfer of the Vehicles as contemplated herein.

Section 4. 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 provisions of this Resolution.

Section 5. Effective Date. This Resolution shall become effective immediately upon its 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.



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

EXHIBIT “A”

BILL OF SALE

This Bill of Sale is made on the _____ day of _____, 2018 between the City of Opa Locka, Florida (herein "Opa Locka") and the City of Doral, Florida (herein "Doral").

WHEREAS, Doral is a Florida municipal corporation which currently owns the following twelve (12) 2008 Ford Crown Victorias:

#124-	2FAHP71V18X135766
#150-	2FAHP71V48X135793
#167-K9-	2FAHP71V08X135810
#149-	2FAHP71V28X135792
#160-	2FAHP71V38X135803
#158-	2FAHP71V88X135801
#133-	2FAHP71V48X135776
#153-	2FAHP71VX8X135796
#117-	2FAHP71V48X135759
#154-	2FAHP71V18X135797
#162-	2FAHP71V78X135805
#168-K9	2FAHP71V28X135811

WHEREAS, Opa Locka is a Florida municipal corporation which is currently in need of police vehicles; and

WHEREAS, the Doral Police Department has determined that these vehicles are no longer of use to the City of Doral due to their age and life expectancy; and

WHEREAS, Opa Locka has voiced its interest in acquiring the vehicles for use by its police department; now, therefore

IN CONSIDERATION of the mutual covenants and conditions herein expressed and the faithful performance of all such covenants and conditions undersigned Doral and Opa Locka do mutually agree as follows:

(1) Opa Locka agrees to pay Doral one dollar (\$1.00) for the purchase of the above listed vehicles from the City of Doral in "as is" condition.

(2) Opa Locka acknowledges and accepts the vehicles in their present condition. ALL VEHICLES ARE SOLD AS IS. THE CITY OF DORAL MAKES NO EXPRESS OR IMPLIED WARRANTIES WHATSOEVER INCLUDING, BUT NOT LIMITED TO, THE EXCLUSION OF THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS.

(3) Opa Locka agrees that the vehicles are being sold to Opa Locka in their present condition.


(4) Opa Locka agrees to unconditionally release, waive, and discharge the City of Doral, its Commission members, employees, agents, and servants, all hereafter referred to as "releasees," from all claims and courses of action, that it, its Commission members, employees, agents and

servants may have for any loss, damage, or injury to person or property, whether caused by the negligence, or otherwise of the releasees. In addition, Opa Locka agrees to indemnify completely, the releasees against all claims, demands, and actions arising out of its actions or involvement with the use of the vehicles.

(5) Doral agrees to relinquish all rights to the vehicles.

CITY OF OPA LOCKA, FLORIDA

CITY OF DORAL, FLORIDA


NEWALL J. DUAGHTREY,
ACTING INTERIM CITY MANAGER

EDWARD A. ROJAS,
CITY MANAGER