

RESOLUTION NO. 2016-85

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY TO ENTER INTO A FOURTH AMENDMENT TO THE BUS LEASE AGREEMENT RENEWING THE TERM FOR FIVE YEARS COMMENCING ON OCTOBER 1, 2016 AND ENDING ON SEPTEMBER 30, 2021, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT "1".

WHEREAS, pursuant to Hialeah, Fla. Resolution 10-114 (October 26, 2010), the City awarded a lease for the City's fleet of buses and a license to Contractor for a two year term commencing on November 1, 2010 and ending on October 31, 2012 as the responsive, responsible most qualified proposer in a competitive solicitation to provide municipal circulator services advertised as RFP No. 2009/10-3220-24-008; and

WHEREAS, on November 2, 2011, pursuant to Hialeah, Fla. Resolution 11-113 (Oct. 31, 2011), the City and Contractor executed a First Amendment to the bus lease agreement increasing the fleet of buses to be operated by Contractor pursuant to the Professional Services Agreement dated October 29, 2010, as amended; and

WHEREAS, pursuant to Hialeah, Fla. Resolution 12-101 (September 2, 2012), the City and Contractor executed a Second Amendment to the bus lease agreement extending the term for an additional two years beginning on October 1, 2012 and ending on September 30, 2014 to run concurrent with the term of the professional services agreement; and

WHEREAS, pursuant to Hialeah, Fla. Resolution 14-108 (September 11, 2014), the City and Contractor executed a Third Amendment to the bus lease agreement to renew the term of the agreement for an additional two years beginning on October 1, 2014 and ending on September 30, 2016 to run concurrent with the term of the professional services agreement;

WHEREAS, the City finds the Contractor remains capable, qualified and experienced to continue to perform the services competently to the City's satisfaction and Contractor agrees to continue to provide the services pursuant to the terms and conditions set forth in the professional services agreement, as amended;

WHEREAS, the City finds that extending the term of the professional services agreement, as amended, for an additional five years and extending the term of the bus lease to run concurrent with the professional services agreement preserves continuity of reliable, quality transportation services to the residents, is advantageous to the City and is the public's best interest;

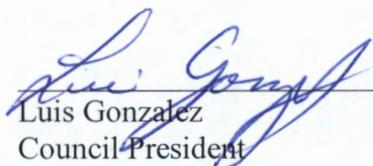
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The foregoing facts and recitations contained in the preamble to this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

Section 2: The City of Hialeah, Florida hereby renews the lease agreement for the City's buses as inventoried in the Bus Lease Agreement, dated October 29, 2010, as amended, to MV Contract Transportation, Inc. to provide professional services and personnel in connection with the operation of the Hialeah Transit System.

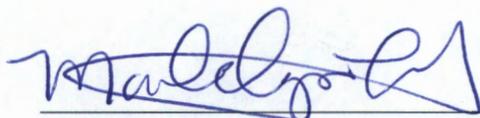
Section 3: The City of Hialeah, Florida hereby authorizes the Mayor and the City Clerk, as attesting witness, on behalf of the City, to execute the Fourth Amendment to the Bus Lease Agreement, a copy of which is attached hereto and made a part hereof as Composite Exhibit "1," in furtherance thereof.

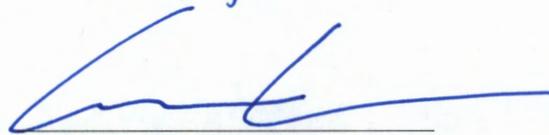
PASSED AND ADOPTED this 9 day of August, 2016.


Luis Gonzalez
Council President

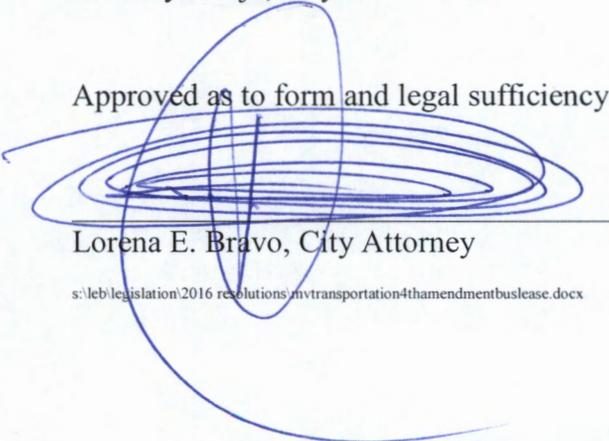
Attest:

Approved on this 18 day of August, 2016.


Marbelys Fatjo, City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


Lorena E. Bravo, City Attorney

Resolution was adopted by a 6-0-1 vote with Councilmembers, Caragol, Casáls-Muñoz, Cue-Fuente, Lozano, Hernandez and Gonzalez voting "Yes". Councilmember Garcia-Martinez absent.