

## **CITY OF CORAL GABLES, FLORIDA**

### **DRAFT RESOLUTION** \_\_\_\_\_

**RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO "PIGGYBACK" A MASTER LEASE AGREEMENT (MLA) WITH BANCORP BANK D/B/A MEARS MOTOR LEASING CORPORATION FROM THE CITY OF CLEARWATER, FLORIDA TO LEASE-PURCHASE CITY VEHICLES AND EQUIPMENT PURSUANT TO SECTION 2-978 OF THE PROCUREMENT CODE FOR A PERIOD RUNNING UNTIL SEPTEMBER 30, 2013 WITH AN OPTION TO RENEW FOR ADDITIONAL PERIODS OF TIME; FURTHER APPROVING A WAIVER OF THE PROCUREMENT CODE UNDER SECTION 2-583 AUTHORIZING THE ADDITION OF A FOUR (4) YEAR LEASE PURCHASING TERM; AND AUTHORITY FOR STAFF TO UTILIZE THE MASTER LEASE AGREEMENT AS IT DEEMS APPROPRIATE TO LEASE-PURCHASE VEHICLES AND EQUIPMENT.**

**WHEREAS**, under Section 2-978, of the Procurement Code, contracts for services from another city or governmental entity, such as a lease-purchase agreement, may be piggybacked if the contracts resulted from a formal competitive bid process; and

**WHEREAS**, the Master Lease Agreement (MLA), the piggyback contract, with Bancorp Bank d/b/a Mears Motor Leasing Corporation was competitively solicited by the City of Clearwater, Florida under RFP 32-08; and

**WHEREAS**, the Master Lease Agreement (MLA) provides for the lease-purchase financing of vehicles and equipment effective October 1, 2008 through September 30, 2013 with an option to renew for additional time periods; and

**WHEREAS**, under the Master Lease Agreement (MLA) the City may lease-purchase finance vehicles and equipment based on a three (3) or five (5) year term; and

**WHEREAS**, under Section 2-583, the City Commission may waive the Procurement Code to authorize a four (4) year lease term under the Master Lease Agreement (MLA); and

**WHEREAS**, Section 2-650 of the Procurement Code authorizes the City Manager to delegate authority to the Chief Procurement Officer to administer and make recommendations on City contracts; and

### **NOW THEREFORE BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:**

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

**Section 2.** That the City Commission does hereby accept the recommendation of the Chief Procurement Officer to "piggyback" a Master Lease agreement (MLA) with Bancorp Bank d/b/a Mears Motor Leasing Corporation from the City of Clearwater, Florida to lease-purchase city vehicles and equipment pursuant to Section 2-978 of the Procurement Code for a period running to September 30, 2013 with an option to renew for additional periods of time; further approving a waiver of the Procurement Code under Section 2-583 authorizing a four (4) year lease purchasing term; and authority for staff to utilize the Master Lease Agreement as it deems appropriate to lease-purchase vehicles and equipment.

**Section 3.** That all Resolutions or parts of Resolutions inconsistent with, or in conflict herewith, shall be and are hereby repealed insofar as there is conflict or inconsistency.

**Section 4.** That this Resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS TWENTY-SEVENTH DAY OF APRIL, 2010.

(Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_)  
(Passed 0/0 vote)

DONALD D. SLESNICK, II  
MAYOR

ATTEST:

WALTER FOEMAN  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:  
ELIZABETH M. HERNANDEZ  
CITY ATTORNEY